

Executive Council  
24<sup>th</sup> January 1883

Presents His Excellency Governor Kerr.

John A. Bailey

" J. Hamilton

The minutes of the Council of 1<sup>st</sup> December  
1882 were read & confirmed.

His Excellency informed the Council that  
he had appointed Dr. C. de Terville Green, Colonial  
Secretary, a member of the Executive  
Council, & that Dr. H. J. Blissett C.M.G.,  
having resigned his seat, would act  
temporarily as Clerk of the Council.  
Dr. Green then took the oath and his  
seat on the Council.

The first matter His Excellency had to  
lay before the Council was an Amendment  
of the Customs Ordinance No. 10 of 1882  
with regard to Tobacco. On this subject  
His Excellency read a despatch from the  
Attn Ron the Secretary of State for the Colonies  
instructing him to add "manufactured"  
tobacco to the present Schedule with  
"Cut tobacco, cigarro, snuff": notice  
had been given that the question would  
be dealt with in the Legislative Council  
tomorrow, by a bill amending the  
Ordinance.

The Council concurred.

His Excellency then said that the  
principal question for them today  
was that standing between Capt.  
Parker & C. Bender as latter occupation

of the suburban lands round Stanley.  
 Governor Rennie in 1849 set aside a  
 certain quantity of land round Stanley  
 to be kept as a Common land. Capt.  
 Sullivan who preceded Capt. Packe  
 appealed on this subject and that of  
 the Government Farm on the Peninsula.  
 Governor Rennie's Proclamation & all  
 the Ordinances since laid down that  
 no large landholders should occupy land  
 within six miles of Stanley.

In 1875 Governor D'Arey granted two  
 leases of suburban lands, & a petition  
 from Capt. Packe, the Falkland Island Co.,  
 & Mr. Dean was sent to the Secretary  
 of State, & a counter petition from the  
 lessees of those lands & others. Colnd D'Arey  
 letter & the Secretary of State's reply (Desp. N° 32  
 of 25 Nov. 1875) were then read. Another  
 letter of Col. D'Arey & the Secretary of State  
 reply (Desp. N° 12 of 19 April 1876) were also  
 read.

There has been much correspondence on  
 this subject & His Excellency would pass  
 on to Governor Callaghan's reply to the  
 petition generally, which was read (Desp. of  
 8 Aug. 1876) in which he stated that  
 Capt. Packe did not occupy any land within  
 six miles of Stanley; and the Secretary  
 of State's reply was also read. (Desp. N° 30  
 of 8th Nov. 1876).

His Excellency has requested Mr. Bailey  
 to measure six miles from Stanley by  
 land

land, so as if Capt. Packe had any land  
within the suburban belt if there were  
any grounds for Bunder's complaints as  
to Capt. Packe's encroachments on his land  
in Dromod Valley. His Excellency laid  
Dr. Bailey's plan before the Council  
which showed that Capt. Packe had a  
considerable piece of land (colored  
purple) within the six mile boundary.  
By Lease No. 1 Capt. Packe clearly has  
no land eastward of a line drawn  
running N from the head of Port Harriet  
to the Chain of hills. The boundaries  
both of Capt. Packe's Sections & Bunders  
were incorrectly described and hence  
would appear to arise the misunderstanding  
on the subject. His Excellency had  
heard that Capt. Packe has acquired  
the right to the land colored in purple,  
she thought that Capt. Packe should  
be called upon to say if this was so, &  
how he acquired those rights. She thought  
Capt. Packe should be requested to attend  
Council on Monday to give information  
on this point, in which opinion the  
Council concurred, & it was decided  
to summon Capt. Packe.

His Excellency said there was one  
more portion he would like to bring  
to notice, with reference to reducing  
the amount of commission charged  
on Post Office Orders. The letter from  
the General Post Office, London, was

requesting the Colony to reduce its charges as the United Kingdom had done. His Excellency thought the request reasonable & proposed that after the departure of the Mail now due, that the charges for Post Office Orders should be reduced to the same amounts as those now charged by the United Kingdom for Orders payable in the Falkland Islands. The Council concurred in this arrangement.

In conclusion His Excellency stated that the assessment of the town property had been made by the magistrates under the Land Tax Ordinance No. 14 of 1882 & that the total Tax to be levied on Stanley was £39. 19. 2.

The Council then adjourned till the 2nd.

*Wm. H. Kerr*  
I have confirmed Governor X  
this 29<sup>th</sup> day of January 1883

*J. A. Smith*  
Secretary of Council

X

Executive Council

29<sup>th</sup> January 1883

Present. His Excellency Governor Kerr  
Hon. C de Russe from  
" A Bailey  
" S Hamilton.

The minutes of the Council held on 24<sup>th</sup> January 1883. were read and confirmed.

Capt. Packe attended the Council, and His Excellency said he had requested his presence today on the question of the correspondence he had raised concerning the Woodys Valley Farm and Suburban lands generally, & on which subject C. Bender had also written. His Excellency read a statement showing how the correspondence ran, and also the correspondence with previous Governors and the Rt. Hon. the Secretary of State for the Colonies on the same subject; and read extracts from that correspondence to the Council and Capt. Packe.

His Excellency then informed Capt. Packe that he had asked Dr. Bailey to check out accurately the six miles from Stanley, in order to ascertain if Bender's statements were correct. He found the six miles was just on the west side of Saddle Tree Hill. On the map which he now showed Capt. Packe, he appeared to occupy a large quantity of land within the six miles boundary (colored purple). If he had any rights to the land in question His Excellency would be glad if he would say what they were.

were, in order that his report to the Secretary of State might give the fullest information possible.

In reply Capt Packe said that he claimed nothing more than was stated in the leases granted by the government. The boundary of N° 1 was correct as stated in the lease, & he had formerly rented the land outside that boundary to South of the N.E. corner of the wall boundary Dethleff's land, & Dr. Harriet, at £1. p.a., but the last sum he had paid on that acre was he believed in June 1836. He did not now occupy that land.

With regard to Sections 57, 58, & 59 he could only say that he considered the government responsible for the leases granted, and that he only claimed the land up to the boundaries therein laid down.

Capt. Packe then left the Council.

His Excellency said he thought nothing now remained for him to do but to report on the whole question & await the decision of the Secretary of State on the subject, in which opinion the Council concurred.

His Excellency then adjourned the Council sine die.

Wm Kerr

Isad & Confirmed  
the 3<sup>d</sup> day of  
May 1883

Governor

H B J Lamson  
Clerk of Council

Executive Council

3<sup>rd</sup> May 1883

Present

Nis Excellency Governor Kerr

Hon C de Freville Green

A. Bailey

J. Hamilton

The Minutes of the Previous Council held on the 29<sup>th</sup> day of January were read and confirmed. H. S. informed the Council that he had appointed Mr A. B. L. Jameson, Government Clerk, as clerk to the council in room of Mr H. F. Blissett C.M.G. who had gone home.

The Oaths of Allegiance & Office were then taken by Mr A. B. L. Jameson who assumed the Office and Duties of Clerk to the Council.

His Excellency said he had called the Council together to consult them on two subjects.

First Capt Hansen had applied for a license to kill seals on the Jason and adjoining Islands and H. S. proposed to introduce an Ordinance to prevent anyone killing seals without a licence. It would not be of much benefit to the Government but would <sup>prevent</sup> strangers from landing and doing injury and that without an Ordinance no fines or Penalties could be inflicted but when the Ordinance was passed the owners themselves <sup>would be able to prevent</sup> ought to keep people from landing on their property to kill seals.

H. S. then read a despatch from the Secretary of State to Capt Moore then Governor of the Falkland Islands on this subject dated 12<sup>th</sup> July 1855.

Mr A. Bailey asked could the Land owners apply to the Government for protection against Strangers killing seals.

seals.

L 5

H. E. said he did not think there would be any occasion to do so and he considered five pounds would be sufficient for a seal license.

The Hon A. Bailey considered that five pounds would be too small a sum to charge for a license for seal fishing on the Jason Islands.

H. E. said that people could not be prevented from landing below high water mark.

After some discussion H. E. said he considered an ordinance was necessary, and that Capt. Hamon be not prevented from killing seals in the meanwhile.

The Council agreed with the Governor that an ordinance was necessary.

H. E. said the next matter he had to lay before the Council was about a <sup>special</sup> lease which he had granted to Capt. Packe for part of West Bone Reserve. The larger portion had been leased to the Falkland Islands Company in 1873 and that part belonging to Capt. Packe consisting of about one fourth of the whole section was situated on the East side of Swan Inlet, and adjoined section No 11 also in possession of Capt. Packe; the remainder of the section adjoined No 29 belonging to the Falkland Islands Company. Capt. Packe had paid the rent for one year but had not paid anymore until lately and as he had paid up the full amount then H. E. had granted him a lease at the

the old rate of Ten pounds per section. £10  
It was not a regular lease but a special lease  
to the end of the term as specified by the lease  
granted to the Falkland Islands Company  
for the remainder of West Bone Reserve.  
The Council concurred.

A.C. then adjourned the Council sine  
die.

Read and confirmed  
this 18 day of July }  
1883 }  
A B L Jameson }  
Clerk to the Council

W<sup>m</sup>  
Governor

## Executive Council

18<sup>th</sup> July 1883

Present

His Excellency Governor Kerr.

The Hon G de Troville Green

A Bailey

" S Hamilton

The minutes of the previous council held on the 3<sup>rd</sup> May last were read & confirmed.

H. E said that he had summoned the council to-day to take into consideration a letter dated 12<sup>th</sup> July, in which Mr Cobb the manager of the Falkland Is<sup>s</sup> Company had addressed to the Colonial Secretary in which he proposed to purchase the whole of the station known as West Gore Reserve now held on lease by the Falklands Is<sup>s</sup> Company. Mr Cobb had been informed that his proposal would be considered by the Governor in Executive Council, and also that the price he proposed to pay for the land was less than the value fixed by law. A second letter had just been received from Mr Cobb in which he asserted a right, by the provisions of the Amalgamation Ordinance, under which the lease in question purported to have been granted, to purchase at any time during the continuance of the lease, any portion of the leasehold land at the price of two shillings an acre. Mr Cobb's letter the lease of West Gore Reserve and Governor Darcy's Proclamation of the disallowance of the Amalgamation Ordinance were then read.

H E observed that the lease was dated more than 2 years after the proclamation of disallowance but even if it had been granted before the ordinance was disallowed subsequent legislation provided that only

the

the blocks of Land which the lessees were compelled to purchase in each section could be sold at two shillings an acre, the upset price of all other rural Crown Lands being fixed at four shillings per acre; he read some extracts from the despatches of the Secretary of State on the subject and referred to Ordinance No 1 of 1879 which first permitted the compulsory purchases to be made at two shillings an acre. Referring to former proceedings of the Executive Council he read extracts from the minutes of the meeting held on the 19<sup>th</sup> Feb 1863. in which it was stated that it had already been decided to reserve as a township the peninsula formed by "Swan Inlet to the head of West Cove Mare Harbour". He did not know on what grounds Governor D'Arcy had decided to lease the West cove reserve to the Falkland Is<sup>s</sup> Co<sup>y</sup> as there is no allusion to it in the minutes of the Executive council but he thought it would be unwise to alienate that reserve as it would be parting with the right of the Government to the best harbour on that coast. a place much superior to Darwin and commanding the whole of Chonnel Sound.

Mr Bailey said that the harbour possessed so many advantages both as to security and ease of access and departure in all directions of the wind, and was surrounded by land of such excellent quality that it had at one time been thought of forming the settlement there instead of at Port Stanley.

H G said that it seemed evident that the Falkland Islands Co<sup>y</sup> had been taking measures for the requisition of West Cove and Mare Harbour for some time past

First

First the lease of West Bone reserve was obtained from Mr D'Alcy in 1873 Then in 1874 they exchanged land in station 17 with Capt Packe for Station 29 which is a continuation of West Bone reserve inland. Afterwards in 1880 they purchased the whole of station 29 for £1200 with land orders and now they proposed to purchase the "Reserve" which would give them a freehold from the mountains to the sea including the best harbour on the coast. He remembered Mr Bobb telling him with reference to the proposed proclamation of a township at Darwin, that if that was done the Company would remove their establishment from Darwin. No doubt More Harbour was a far better site for them than Darwin, in every respect if they could carry out their intention of purchasing the whole of the land from More Harbour to Rafoma. This proposal had recently been negatived by the Secretary of State. He thought upon the whole, that it would be better to refer the matter to the Secretary of State and be governed by his decision. It might be possible to prevent the reserve passing out of the hands possession of the Crown by proclaiming a township at More Harbour in accordance of the former policy of the Government but that also was a matter which should be decided by the Secretary of State for the Colonies.

After some discussion the Council agreed with

with the Governor that the whole question should be submitted to the Secretary of State and that Mr Cobb should be informed to that effect.

The second subject A. S. had to lay before them was a private letter to the Governor from Dr. Heuston asking whether he could not be called "Colonial Surgeon" instead of "Assistant Colonial Surgeon". as in the case of his applying to be removed to another colony he might be in a better position. As Dr. Heuston has his own district and is not in any way an "Assistant" his request seemed reasonable. The correspondence relating to Dr. Heuston's appointment was then referred to and it being found that he was in every case spoken of as "Asst Col Surgeon," it was decided to inform Dr. Heuston that the Governor did not feel justified in acceding to his request, but would if he wished it forward his application to the Secretary of State.

The Governor informed the council that since their last meeting he had leased the Passage Islands to W. H. Hansen for £20 a year there being no higher offer and that one of the Town Allotments consisting of about one eighth of an acre had been sold at auction for the upset price.

It then adjourned the council sine die.

Read & Conformed

This 24 day of September

1883

A. B. L. Jameson  
Clerk to the Council

Wm  
Governor

24<sup>th</sup> September 1883

227

Present

Executive Council

His Excellency Governor Kerr

The Honble C. de Freville Green

" A. Hamilton

The Minutes of the Council held on 18<sup>th</sup> day of July 1883 were read and conformed

The Governor said he had summoned the Council together to lay before them the Estimates of the Revenue and Expenditure of the Colony for the ensuing year, which he hoped would meet with their approval. The Estimates were then read and after some discussion it was decided that the Estimates should be sent to the Secretary of State for his Approval & Sanction.

The Governor also wished to ask the advice of the Council on another matter — a case of Small Pox having broken out on board the Mail Steamer "Viscaya" accommodation had been provided for the passengers who arrived in her from Punta Arenas, and arrangements had been made with Mr Dean for the use of the schooner "Brissa" as a quarantine vessel at the rate of £2. per day.

The Council agreed with the Governor

The Governor adjourned the Council sine die

Read and conformed  
this 8 day of October 1883

Henry. B. L. Jameson  
Clerk to the Council

Kerr  
Governor

Executive Council

8<sup>th</sup> October 1883

Present.

H. G. The Governor Kerr

The Honble Dr Hamilton

" Cde Freville Green

The Minutes of the Council held on the 24<sup>th</sup> September were read and confirmed

The Governor said he had called the Council together to consult them on the advisability of allowing the passengers by S.S. Iris out of Quarantine and he asked Dr Hamilton if he thought they might be allowed to land to-day.

Dr Hamilton said that on Saturday last there was no sign of disease and he might say with certainty there would be no danger in liberating them.

Dr Hamilton was instructed that if he found no change to-day to put an end to the Quarantine.

The Governor then said he also proposed the purchase of the condemned hull of the condemned vessel now lying in Port Stanley, as small pox was raging both at Monte Video and Punta Arenas, he thought a quarantine hulk would be necessary for the future, the Finances of the Colony of the Revenue & Expenditure would permit of <sup>allowing</sup> making the necessary funds being spent for fitting her up as a quarantine vessel and that £300 would be as much as the Government would be prepared to give for her.

Mr Green & Dr Hamilton were of the opinion that it would be better to erect a house on shore for that purpose

The Governor said he did not agree with the Council

~~The Council then adjourned sine die~~ members of the Council as to the propriety of erecting a house on shore as it would be almost impossible to preserve strict quarantine under the present circumstances of the Colony and besides he thought

the expense of building a house much greater than that  
of purchasing a hulk.

Read & Confirmed

this 29 day  
of October

1883

Henry B Lameason.  
Clerk to the Council

Kerr  
Governor

Executive Council

29<sup>th</sup> October 1883

Present

H. S. the Governor Kerr  
The Hon S Hamilton

~~L. G. Brandon~~ ABL

The minutes of the Council held on the 8<sup>th</sup> Inst  
were read & confirmed.

The Governor said in consequence of the death of the  
Late Charles de Freville Green Colonial secretary, his  
seat on the Council was vacant and he has summoned  
the Council together to appoint the Revd L. G.  
Brandon as a member.

Mr Brandon then took the oaths of Allegiance & Office  
and his seat ~~in~~ the Council.

The Council then adjourned sine die

Read and confirmed  
this 26<sup>th</sup> day of December

1883

Henry B. L. Jameson  
Clerk to the Council

Kerr  
Governor

## Executive Council

26<sup>th</sup> December 1883

Present

H. C. Governor Kerr

The Hon S Hamilton

" " L. S Brandon

The Governor Minutes of the Council held on the 29<sup>th</sup> October were read & confirmed.

The Governor said that he had summoned the Council together to take into consideration the subject of the renewal of the Licenses for the occupation of the Moody Valley and Peninsula Farms both of which expired this month.

His Excellency then read the correspondence between the Government and Capt R. C. Packe on the subject of a memorial from that gentleman to the secretary of state, objecting to the renewal of the Licenses and referring to a proposal for mutual fencing on a line to be approved by the Government between his stations and the suburban Farms.

Mr Mansel in behalf of Capt Packe and Mr Bender the licensee of Moody Valley Farm attended the Council and the Governor informed them of the decision of the Secretary of state with reference to the renewal of the licenses.

The new line of suburban boundary was also agreed on and Mr Mansel and Mr Bender undertook to arrange the best line for the erection of a mutual fence and the question of cost. The Govt informed Mr Bender that as he would acquire a larger area of land by the new arrangement he would be required to pay a higher rent which would be settled when the quantity of land could be ascertained with more certainty.

It was further agreed that Mr Bender should be allowed to fence across the neck of land on a line from Stanley Harbour to Port

William

William adjoining Fairy Cove as a secure boundary to the eastward but without prejudicing the right of the Government to sell at any time during the continuance of the license any or all of the lots of land which had been surveyed for sale within that time line

The Council then adjourned sine die

Read & Confirmed

Dated this 1<sup>st</sup> January 1883

Henry B Lanson  
Clerk to the Council

Mess  
Honour

## Executive Council

1<sup>st</sup> January 1884

Present

H. E. Governor Kerr

The Hon J. Hamilton

" " L. L. Brandon

The Minutes of the Council held on the 26<sup>th</sup> day of December ultmo were read and confirmed.

The Governor said he had summoned the Council together to take into consideration the limits of the Town of Stanley with reference to the Tax on Tenements and he proposed to extend them to within the Falkland Islands Company's slaughter house on one side, to <sup>within</sup> Capt Packer's slaughter house on the other and to the back of the settlement 1000 yards ~~so as to take in Martin's house~~. He referred to Section 41 of the "Administration of Justice Ordinance" of H.R.L. Governor Rennie No 11 of 1853. which <sup>authorizes</sup> allows the Governor to extend the limits of Stanley from time to time for the purposes of the Ordinance.

After some discussion the Council agreed with the Governor that the limits of the Town of Stanley should extend from the corner of Villiers Street Westerly 1400 yards to the East 100 yards and 1000 yards North & South.

The Governor informed the Council that he would issue a proclamation to that effect

The Council then adjourned sine die

Read & Confirmed  
This 21<sup>st</sup> January 1884

H. B. L. Langton  
Clerk to the Council

Kerr  
Governor

Executive Council

21<sup>st</sup> January 1884

Present

His Excellency Governor Kerr

The Honble J Hamilton

The Honble & Revd L S Brandon

The Minutes of the Council held on the 1<sup>st</sup> Inst were read and confirmed.

The Governor informed the Council that he had been applied to by the friends of two persons who were said to be insane to allow of their being ~~being~~ lodged for the present in the Gaol as there was no private house in the settlement in which they could be placed.

The first case was that of Rutter who had been brought in from Darwin. His friends were willing to defray all the expenses of his maintenance and the hire of an attendant but they were afraid of his doing mischief if he were left at large.

The other case was that of a young girl the daughter of Louis Despeaux who died recently at the Estancia. Her friends were desirous of having her admitted to an Asylum in Monte Video but in the meantime it was necessary to have her carefully looked after and there was said to be no place in Stanley where she could be received and looked after.

There were unoccupied rooms in the Gaol, and H. E. thought that they might both be received there for the present provided that their friends made arrangements for their being properly fed, and that each had an attendant who should remain constantly with them.

The Council concurred in the suggestions of the Governor.

The Governor informed the Council that an application had been made to him by John Dickson for the purchase of an acre of suburban land on the hill to the southward of Government Paddock and the freehold of George Cletheroe but that a difficulty had arisen about a road.

As Dickson wanted the land chiefly for

quarrying stone to be sold for ballasting ships &c. I thought he might be permitted to quarry stone on the Crown Lands in such places as could be approached by carts on his paying a small royalty which might for the present be fixed at a penny a load.

The Council concurred in this arrangement

The Governor then informed the Council that he had received a letter from Mr Campbell a shepherd in the employment of the Falkland Islands Company stating that he had savings in his possession amounting to upwards of £200. and that there were many others in remote situations who had accumulated considerable sums, and he asked if the Government would receive their money and invest it for them so that it might be safe and also yield them some interest.

After some discussion it was agreed that the Governor should represent the matter to the S of State for the Colonies with the view of obtaining His Lordships sanction for the investment through the Crown Agents of sums amounting to not less than £200 on Deposit Account on good security with a condition that sufficient notice should be given by the Depositors of their intention to withdraw it.

The Council then Adjourned

Read & Conformed  
This 5<sup>th</sup> day of March  
1884  
Henry B. L. Lameson  
Clerk to the Council

Wm  
Governor

Executive Council

5<sup>th</sup> March 1884

Present

His Excellency  
The Honble

Governor Kerr  
S Hamilton  
E P Brooks

The Minutes of the Council held on the 21<sup>st</sup> January were read and confirmed

The Governor laid before the Council the Amended Estimates for 1884 together with the draft Appropriation Ordinance for 1884 which he proposed to introduce at the next meeting of the Legislative Council.

His Excellency informed the Council that in consequence of certain correspondence with the Secretary of State for the Colonies, it had become necessary to introduce certain Ordinances to regulate the compulsory purchases of Blocks of Land and the amount of rent to be paid on Crown Lands.

The Governor then laid on the table Drafts of the following ordinances which he proposed to submit to the Legislative Council at their next meeting.

" An Ordinance to regulate the amount of Rent to be paid by Lessees of Crown Land in Certain Cases"

" An Ordinance to regulate the Compulsory purchase of Blocks of Land under the provisions of the Land Ordinance 1822

The Council then adjourned sine die

Read & Confirmed

This 1<sup>st</sup> March 1884

Henry B L Lamson

Clerk to the Council

Wm  
Governor

## Executive Council

14<sup>th</sup> March 1884

Present

H E. Governor Kerr

The Hon S P Brooks

" S Hamilton

The Minutes of the council held on the 5<sup>th</sup> Inst were  
read & confirmed

The Governor laid before the Council an Application  
from Mr Cobb The Manager of the Falkland Islands  
Company asking that permission be granted to him  
to construct a new jetty in Stanley Harbour should  
the Directors of the Company deem it expedient to do so

After some discussion it was agreed ~~that the~~  
that the matter be submitted to the Secretary of  
State for instructions with the following recommend-  
ation which was unanimously agreed to! That

"looking to the policy hitherto observed by the  
Government it would be unwise to grant any  
permanent right which might interfere with  
the possible future requirements of the  
Imperial Government."

The Council then adjourned sine die

Read &amp; Conformed

This 2<sup>nd</sup> June 1884Henry B Lameyer  
Clerk to the Council

Mr

Governor

Executive Council

2<sup>nd</sup> June 1884

Present -

H. S. Governor Kerr

The Hon J P Brooks Colonial Secretary

" S. Hamilton " Surgeon

" Louther E Brandon " Chaplain

The Minutes of the Council held on the 14<sup>th</sup> March last were read & confirmed

The Governor informed the Council that he had summoned them for the purpose of considering the working of the ~~last~~ Port Regulations with reference to the production of the papers of Foreign Ships before the Collector of Customs and respecting the Regulations for moving hulks and vessels in the harbour.

The Present Regulations permitted the Papers of Foreign vessels arriving in the Port to be deposited with the Consuls of their respective nationalities instead of with the Collector of Customs as in the case of British Ships - and this permission made it possible for foreign vessels to leave the port without clearing. as in the case of an American Ship which had recently sailed.

He proposed to make it compulsory in the case of foreign ships that before their papers passed into the custody of the Consuls they should be produced before the Collector of Customs and that they should be again produced and the vessel cleared at the Customs House before sailing.

With reference to the moving of hulks it had been a rule since the Port Regulations were first framed under the authority of the Pilot Ordinance of 1871, that no vessel should be moved in Stanley harbour without the sanction of the Harbour master and that for moving any vessel, that officer was entitled to a fee of (\$1) one pound.

In 1871 and for some years afterwards the officer

The offices of Harbour Master and Pilot were held by the same person and it would seem that the fees which he received were for sanctioning and also superintending the moving of vessels in the Harbour.

On his retirement or death the offices ceased to be united and Governor Calaghan appointed Mr Travis then the Treasurer to be Harbour Master.

Mr Travis delegated his duties to the Pilot, and allowed him to receive the fees for himself and his successor, Mr Collins appears to have followed the same course. It was however clear according to the regulation that the Harbour Master and not the Pilot should give the sanction and receive the fees; but as it would be inconvenience for the Harbour Master with his numerous and important offices and duties to superintend personally these removals, he proposed in the New Port Regulations which he was about to issue to authorize the performance of this service by the Harbour Master or his deputy.

The Council concurred in S. 8's proposals

The Governor said that it had been suggested to him by Dr Hamilton enquired if His Excellency proposed to declare <sup>that they</sup> the ports on the West Coast of South America <sup>should be declared</sup> infected places under the provisions of the Quarantine Ordinance and alluded to the case of Small pox on board one of the Rosmead Steamers coming from the Pacific Ports.

After

After some discussion the Governor said that he would cause inquiries to be made as to the sanitary condition of the Ports in question before deciding on the <sup>course</sup> cause to be adopted

The Governor then adjourned the Council  
line die

Read and Conformed to  
this 1<sup>st</sup> day of September  
1884

Henry  
Governor

Henry B L Jameson  
Clerk to the Council

Executive Council

1<sup>st</sup> September 1884

Present	H. E. Governor Kerr President	
	The Hon L P Brooks. Colonial Secretary	
	" S. Hamilton. " Surgeon	Members
	L. E. Brandon. Chaplain	

The minutes of the Previous Council held on 2<sup>nd</sup> June last were read and confirmed.

His Excellency said he had summoned the Council together to take into consideration the licences of Wm Heatherill and Chas Williams, as charges had been brought against them by the Police, which affected the renewals.

Constable Charles Carey appeared on behalf of the Police.

Doubt having arisen as to the completeness of the notice served on Wm Heatherill and Chas Williams the Council was adjourned until Friday the 5<sup>th</sup> instant to give them further notice to answer the specific charges therein contained

Read and confirmed  
this 5 day of September  
1884

Henry B Lomason.  
Clerk to the Council

Kerr  
Governor

Executive Council

5<sup>th</sup> September 1884

Present

A. G. Governor Kerr	President
The Hon. T. P. Brooks	Colonial Secretary
S. Hamilton	Surgeon
L. G. Brandon	Chaplain

Members

The Minutes of the previous council held on the  
1<sup>st</sup> instant were read and confirmed

The Council met pursuant to adjournment to consider and decide on the objections to the renewal of the Licenses of Chas Williams and Wm Heatherill.

The minutes of the last meeting were read and confirmed

A letter from Charles Williams was read in which it was stated that in the case of one of the objections he had acted under the belief that his license authorized his keeping his house open at the time when he was charged with having it open ~~at~~ unlawful hours; and that the offence against the Customs Laws, with which he was charged was decided on uncertain evidence, and that having paid the penalty he asked that it might not prevent the renewal of his license. He was afterwards called in and heard in his defence, and having been cautioned that any future conviction would be a bar to its renewal he was informed that his license would be renewed on this occasion.

William Heatherill was then called and the convictions ~~recorded~~ recorded against him for drunkenness

Stanley 2nd September 1864

C. Pakenham Brooks Esq.

Honorable Sir

I am duly in receipt of your memorandum summoning me to appear at the Council meeting on Friday to answer to the objections made against the renewal of my Licence, and beg to say that with regard to first I was at that time only fighting for what I thought to be my rights on the ground that I paid in the ~~1st~~<sup>year</sup> 1863 the amount of a twelve months licence which was to be in force for that time and granted me the privilege of selling from 8 a.m. to 10 P.M. all weekdays and from 1 to 3 & 5 to 8 on all Sundays but a few days afterwards a portion of those privileges were taken away by the house being compelled to be closed for a portion of those hours.

Second There was no charge against me with respect to this objection but only a warning that the police were to have any door opened that they wished and at any time without delay.

Thirdly To this I can only say that there was no clear proof against me. My premises were searched during my absence and nothing could

be found.

Unfortunately for me I have had to battle with a great monopoly for over 21 years and now all my troubles come to me at once.

On Aug 30/83 my Licence was issued by the Late Hon C. de F. Green Esqur without any objection whatever, and on Feb 28/84 the same was renewed by your Hon. self also without any remark or objection and now when I am desirous of renewing it again every thing is hardship & all grievances are reapear

Trusting that you will take into consideration my large family, and look over any opposition I may have made to the government or officials and at least grant me the privilege of disposing of my present stock, if not of recovering myself in the opinion of the government

Submitted

I remain

S. Pakenham Kratty Honorable Sir  
Col: Secy.

Yours Obediently

2/9/84

to be laid before the Executive  
Comail on Friday

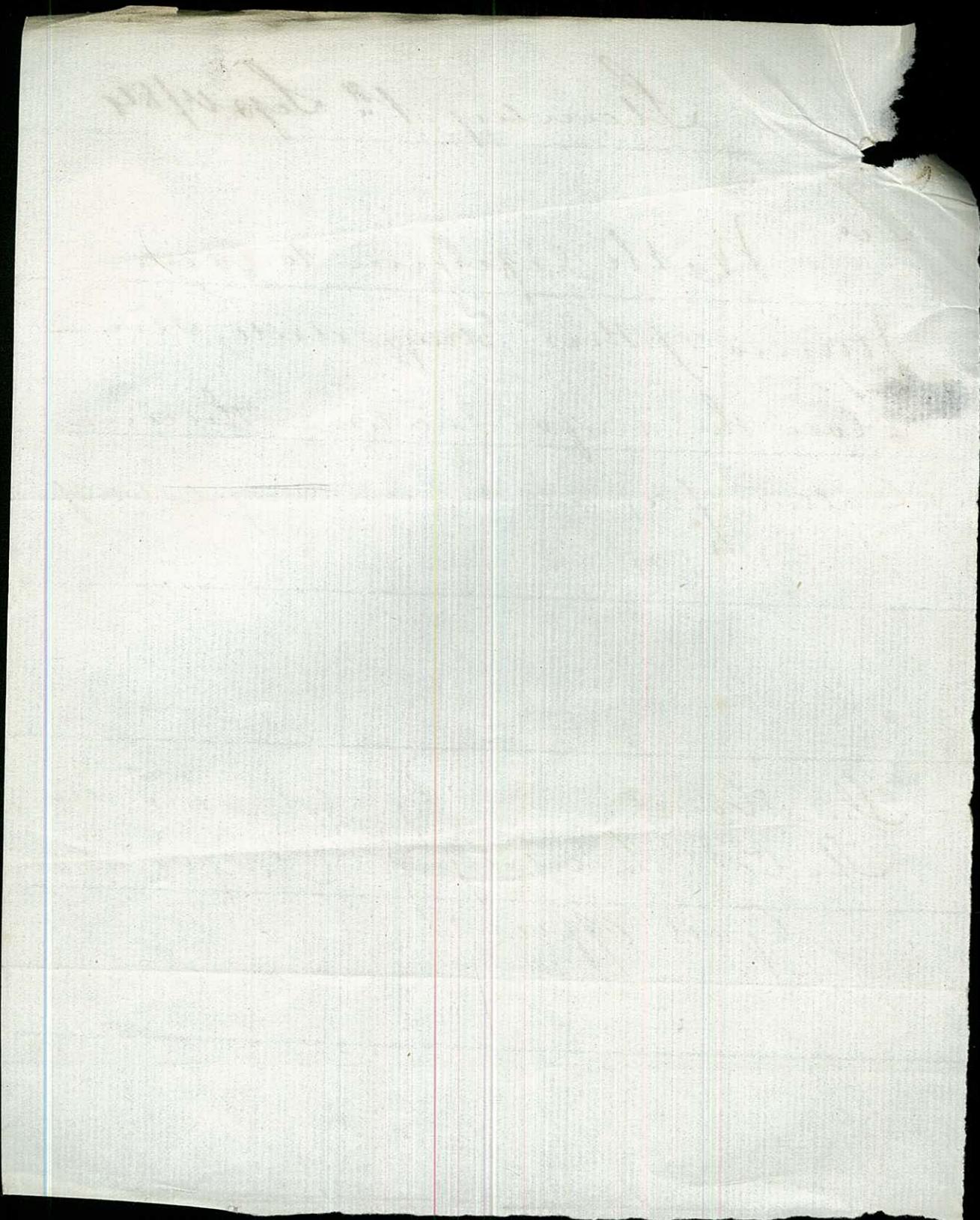
Chas Williams

W<sup>th</sup> 2<sup>nd</sup> Sept<sup>er</sup> 1884

Stanley 1<sup>st</sup> Sept 1884

Sir With reference to your  
memo of this days date, Sir -  
Close the information therein  
Called for, and return my letter of  
the 27<sup>th</sup> ultimo

The Chancellor } John Williams  
The Col<sup>t</sup>. Secretary } City Accountant  
Govt Office



List of Convictions in the Police Court against  
known persons

C. Williams

- 25<sup>th</sup> Jan<sup>st</sup> /83. Fined £5-0-0 and Costs for allowing rum  
to be Consumed on his premises between  
the hours of 1. & 3. o'clock P.M. on Sunday 21. 1. 83.
- 14<sup>th</sup> June /83. Causing unnecessary delay in admitting  
the Police. Cautioned that if it occurred again  
that he would be fined heavily.
- 28<sup>th</sup> June /83. Fined £100- and Costs for buying Smuggled

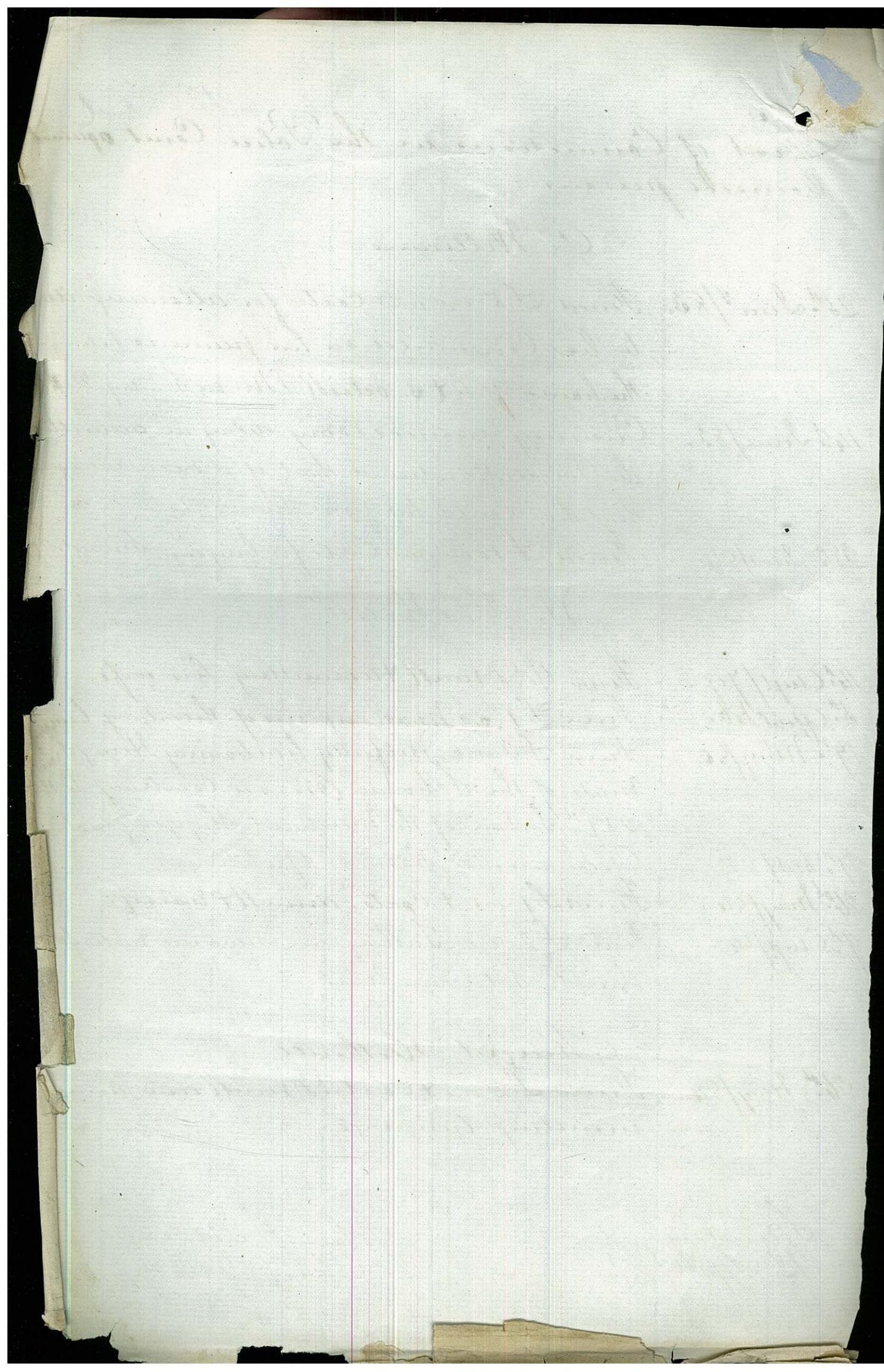
W. Gethinell,

- 16<sup>th</sup> Aug /79 - Fined 6/- Drunk & assaulting his wife
- 5<sup>th</sup> April /80. Fined £1-0-0 making use of threatening language
- 17<sup>th</sup> May /80 Fined £3-0-0 Wilfully harbouring Henry Smith  
mate of the Schooner Concord Contrary to the  
257<sup>th</sup> Section of the Merchant Shipping Act.
- 27<sup>th</sup> Dec /82 Accusmshed. Drunk & fighting
- 26<sup>th</sup> May /84 Fined £1-0-0 & Costs. drunk & noisy
- 9<sup>th</sup> Aug /84 Fined £2-0-0. Taking an advance note for  
drunk sold on trust

- Mary Gethinell
- 26<sup>th</sup> May /84. Fined £2-0-0 & Costs. Drunk and using  
insulting language

Stanley  
11<sup>th</sup> Sept /84

John H. Price  
Chief Const.



My letter to be returned

Stanley 27<sup>th</sup> Augt/84

Sir

With reference to your despatch of the 26<sup>th</sup> instant, and the instructions therein contained. I beg to state for the information of His Excellency the Govr that the Police will object to the renewal of licences to Williams and Hethcote on the following grounds viz.

Williams. Selling drink during prohibited hours<sup>(1)</sup> and buying Smuggled goods.

Hethcote. Drunkenness and irregular. Copies of Convictions in Police Court will be produced against both.

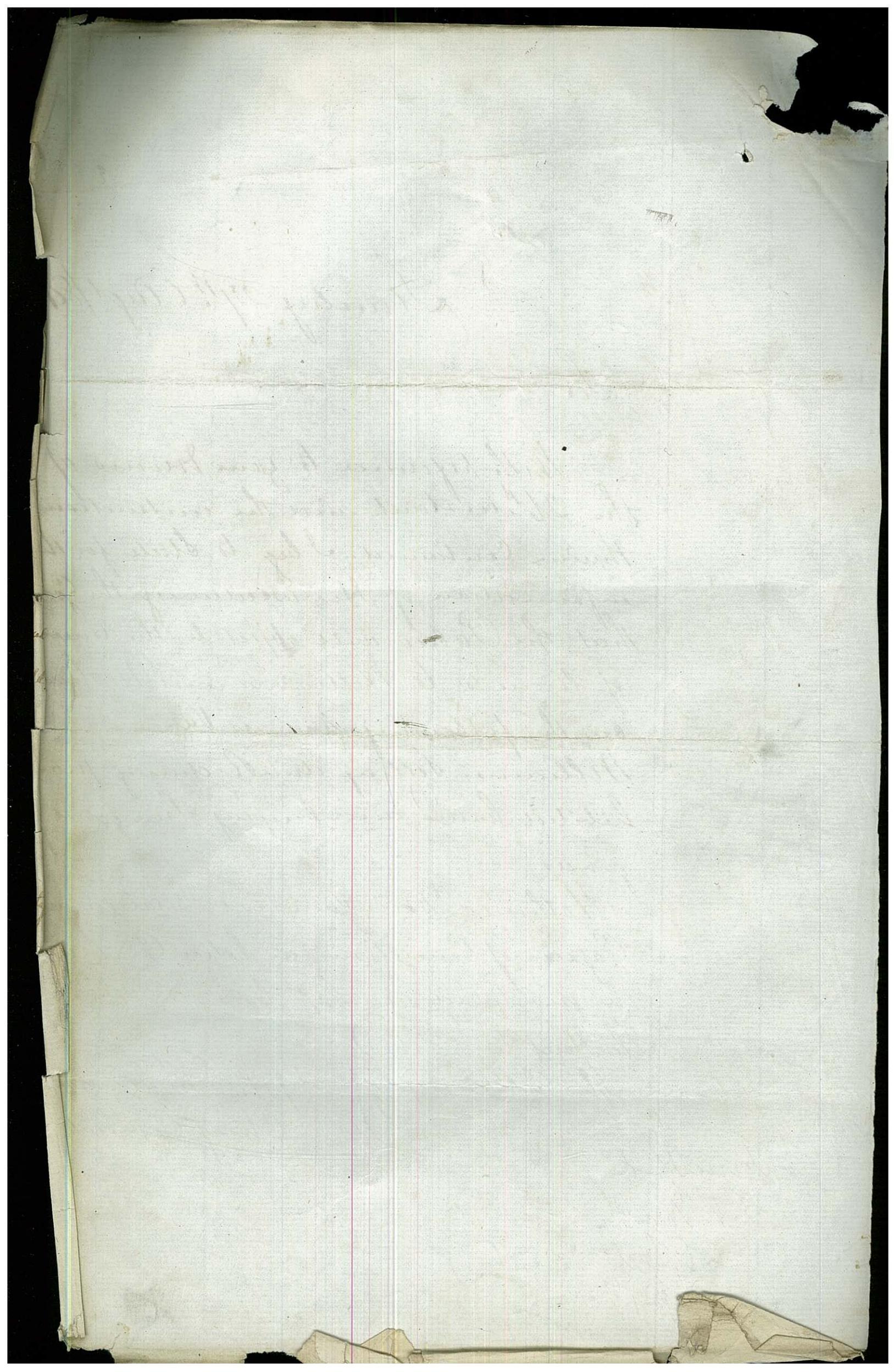
The Hub:

The Col<sup>t</sup> Secretary } John McHiee  
John McHiee  
Chief Constable

Submitted

E.P. Wmth  
Ct. Secy  
27/8/84

Approved  
Wm. 1884



drunkenness and other misconduct were read, and he was informed that the objections having been fully established, his license would not be renewed, as they were of such a nature that he could not be considered a fit person to hold a license.

A. S. then said that as two new members had been appointed to the Council since he had read the Royal Instructions he considered it right to have them read again

The Royal Instructions were accordingly read

The Council then adjourned sine die

Read & confirmed  
this 25 day of September  
1884

Henry R. L. Jameson  
Clerk to the Council

West  
Governor

Executive Council

25<sup>th</sup> September 1884

Present H. B. Governor Kerr President  
Hon G. P. Brooks Colonial Secretary  
S. Hamilton " Surgeon Members  
L. S. Brandon " Chaplain

The Minutes of the previous Council held on  
on the 5<sup>th</sup> Instant were read and confirmed

The Governor said he had summoned a  
meeting of the Council to lay before them the  
Colonial Estimates of Revenue and Expenditure  
for 1885

The Estimates having been gone through  
in detail were unanimously adopted.

The Governor then adjourned the  
Council sine die.

Read & Approved  
this 10 day of October  
1884

Henry B. L. Jameson  
Clerk to the Council

Kerr  
Governor

Executive Council  
10th October 1884

Present	H E Governor Kerr	President
	Hon S P Brooks	Colonial Secretary
"	S Hamilton	Surgeon } Members
"	L E Brandon	Chaplain }

The Minutes of the previous Council held on the 25<sup>th</sup> September <sup>last</sup> were read and confirmed.

The Governor called the attention of the Council to an omission in the Port Regulations ~~issued~~ on the 2<sup>nd</sup> June 1884 and stated his intention of adding to the present Port Regulations the following Rule which had formed part of previous Port Regulations

"That no vessel, man of war or otherwise, be boarded "except by the Pilot until she is at anchor and "pratique has been given by the authorities"

The Council then adjourned sine die.

Read and Confirmed  
this 24<sup>th</sup> day of October 1884

Kerr  
Governor

Henry B Lomason

Clerk to the Council

Executive Council

24<sup>th</sup> October 1884

Present

H. G. Governor Kerr president  
Hon L. Lakenham Brooks Colonial Secretary  
" Revd P. S. Brandon Chaplain

An excuse was made for the absence of the Honble Samuel Hamilton Colonial Surgeon who was absent from the settlement on professional duty.

The Minutes of the Council held on the 10<sup>th</sup> October instant were read and confirmed.

The Governor informed the Council that he had called them for the purpose of consulting with them on the subject of the Port Regulations and the charges for storing goods in the Bonded Warehouse in consequence of complaints which had been made to the Secretary of State by the Falkland Islands Company and others, which had been referred to him in the despatches which he had received by the last mail.

After reading the despatches and their enclosures he called their attention to Rule No 4 of the present Port Regulations which required the production by shipmasters of a certified copy or duplicate of the manifest, lodged at the Custom House, of the port in the United Kingdom, from which the vessel had cleared. This rule which was first made by Governor Callaghan in 1879, was renewed in 1882 as Rule 23. in consequence of the Ship Dennis Brundit arriving with a cargo for Messrs Dean & Sons without any manifest

any manifest. He was not aware at the time of its reintroduction that it had been previously disallowed by the despatch of 17<sup>th</sup> March 1880: referred to by Lord Derby (and pronounced to be ultra vires.) It would therefore have to be struck out of the Port Regulations and other provision made for the production of ship's manifests.

The next rule which had been complained of was that which related to the moving of Hulls and vessels in Stanley Harbour under the sanction of the Harbour master, and the fee to which the Harbourmaster is entitled. He referred them to the minutes of the Executive Council of the 2<sup>nd</sup> June last, when this question was fully discussed and it was fully arranged that the moving of Hulls and vessels should be superintended by the Harbour master or his deputy.

With reference to the tariff of charges for warehousing rent of goods in the bonded Warehouse which was complained of by the Falkland Islands Company as being too high. it would be found to be identical with the charges for "Rent on goods deposited in the Queen's warehouse at the ports in the United Kingdom" as published on page 53. of the Imperial Tariff 1884 - from which it had been copied.

The complaint made by Mr Cobb the Consul for Germany, of the rule relating to the production

production of Foreign ship's papers, in custody of their respective Consuls, to the Collector of Customs before the clearing of the vessel imposed extra work on the Consuls, he would remind them that this matter had also been fully considered at the meeting of the Council on the 2<sup>nd</sup> June and that the rule had been made in consequence of the master of an American ship "The St Laurin" having obtained his papers from the Consul and leaving the Port without clearing at the Custom House. If this could be done there would be no security for ship masters settling their liabilities before sailing, and for that reason it was thought right that the Consuls should be made responsible. But as the Secretary of State desired that the Rule should be amended in accordance with the suggestions of the Commissioners of Customs it would be necessary to amend it accordingly.

There were some provisions in the rules now in force which required revision as they related rather to the requirements of the Customs Ordinance than to the Pilot Ordinances, and he proposed to submit to them at a future meeting such alterations as might be necessary.

An application from Mr F H Parry the Factor asking permission to resign his office on the ground of his advanced

advanced age and applying for a pension in consideration of his long service, was read and H-S. said that he would forward the application to the secretary of state.

The Council was then adjourned sine die

Read & Conformed  
this 8 day of November

1884

Henry B L Jameson  
Clerk to The Council

Peter  
Governor

Executive Council

8<sup>th</sup> November 1884

Present

H. G. the Governor Kerr

Horble S. Pakenham Brooks Colonial Secretary

" S. Hamilton " Surgeon

" Revd. S. Brandon " Chaplain

24<sup>th</sup> The Minutes of the Council held on the  
October were read and confirmed.

The Governor laid on the table the Amended Port Regulations which he had prepared and informed the Council that he had omitted from them certain clauses, which related to the provisions of the Customs Consolidation Ordinance of 1882, and were therefore ultra vires, but that they would be printed after the Port Regulations for the information and guidance of ship masters.

The Governor then said that as it was customary for the Prince of Wales' Birthday to be kept as a public holiday and, as on this occasion it fell on a Sunday, he proposed ~~on this occasion~~ to issue a notice that 1<sup>st</sup> Monday the 10<sup>th</sup> instant should be kept as a holiday in the Public offices

The Council then adjourned sine die

Read & Confirmed

This 31 day of March

1885

Wm  
Governor

Henry B. Jameson  
Clerk to The Council