

justice's Attorney-General. He felt it essential to state, that unlimited pecuniary means were placed at the disposal of the Queen's Professional Agents, and that, with regard to her Majesty's defence; and that, with respect to foreign Governments compelling witnesses to attend here, some of them neither could nor would resort to any such compulsion; but that whatever Governments did compel witnesses to come here, and more particularly the principal Power under whose jurisdiction most of the witnesses resided, the same means that were resorted to for the purpose of compelling witnesses to attend here to give evidence in support of the Bill, would undoubtedly be used to compel the attendance of witnesses on behalf of the Queen.

Lord ERSKINE, after some observations which we could not hear, recommended to the House to pause even now in the course they were pursuing, beset as they were with difficulties, and as the only means of getting into the right course, to postpone the further proceeding till the Queen should be ready with her defence, and in the mean time to grant her Majesty a list of witnesses, and a specification of times and places.—Adjourned.

ELEVENTH DAY'S PROCEEDINGS, AUG. 29. THE LORD CHANCELLOR took his seat at within ten minutes to ten.

Lord LIVERPOOL rose and stated, that at the same time that he had agreed to the motion for hearing her Majesty's Counsel upon the subject of cross-examination of witnesses, he had not pledged himself to adopt the course suggested by them upon this very important subject. (Hear!) Upon the most mature consideration of the subject, he had formed an opinion, that the course advised by those in whose views he generally concurred was that which would be of most substantial benefit to the cause of the Queen, as well as attended with fewer inconveniences to the House, and less danger to established authorities. Her Majesty's Counsel had thought differently, and, under the impression that a cross-examination at a future period would not answer the purposes of benefiting their Client, except an introductory examination as to the particular points, were permitted, they had applied to their Lordships for the indulgence. It was true, that in an earlier stage of those proceedings, her Majesty's Counsel had received an intimation, that the course they now wished to see the House proceed in should be adopted. A misunderstanding had certainly taken place upon this subject, but the Learned Counsel having concluded that a double cross-examination was to be substituted in the place of that course, which could not, consistently with the principles of the Constitution, be followed, it would, in his view, be a hardship to withdraw an advantage, which, though not promised, was certainly expected. Under these circumstances, the House, he trusted, would not hesitate to continue to the Counsel the option, either to cross-examine in full at the present moment, or to proceed in the usual course, by a present cross-examination upon particular points, and a reservation for the subsequent proceedings. He could not, he confessed, see much difference between the course suggested by the Queen's Counsel, and what most necessarily arose in the event of a special case arising in the progress of the investigation. The Noble Lord concluded, amidst loud cries of "hear, hear!" by moving that Counsel should be called in, and informed that they were at liberty to proceed in the usual manner with the cross-examination. This motion he meant to take place of the motion of yesterday, which had not yet been decided upon, and which he purposed to withdraw.

Lord LAUDERDALE rose and said, he would not consent to the proposal to withdraw the former motion. Lord LIVERPOOL said, that as the Noble Lord objected to the course he had proposed to adopt, he should move what would appear perhaps less exceptionable. He should submit the Motion, as an amendment to that of yesterday, which was—"That the Counsel should be called in, and that they should be allowed to examine witnesses, in lieu of that laid down on Saturday—namely, that cross-examination should, as usual, be gone into immediately after the examination in chief, with a full claim, however, to apply for the permission of the House to have any witness called back again for cross-examination, if any new facts or circumstances respecting such witnesses should come to their knowledge."

Lord ERSKINE was happy to see Ministers come forward to amend their own ill-considered speculations. (A laugh.) He, at the same time, thought it most extraordinary to see the President of the Council correcting the errors of the First Lord of the Treasury! (A laugh, and cries of Hear, hear!)

Lord HARROWBY had arisen at this moment to propose the Amendment, an expression of surprise having been uttered at the idea of a Minister having arisen to move an amendment to his own proposition. Lord LAUDERDALE then moved the Amendment. Lord LIVERPOOL said it was incumbent upon the Noble Mover of the Amendment to explain the nature and bearing of his amendment. Difficulties presented themselves which the amendment was rather calculated, in his opinion, to increase than to diminish, and before the House adopted any new course, they ought to be fully informed of the benefits likely to arise from it.

The Earl of LIVERPOOL rose to complain of the tone and temper of the speech made by the Noble Earl who had just sat down, not as directed against himself individually, but as directed generally. So far from disregarding the arguments of Counsel, which the Noble Lord seemed to think derogatory to the dignity of the House, he contended that it was the conscientious duty of their Lordships to attend to the arguments of Counsel, to hold themselves open to conviction, and not pertinaciously to adhere to previous opinions, when the relinquishment of them was essential to the ends of justice. What was offered yesterday went further than is allowed in the Courts of Law, but the ground on which he now acceded to the wish of the Counsel was, that the indulgence having already been granted, perhaps improperly, it ought not now to be withheld, and that expectations had been held out, perhaps improperly also, yet they ought not now to be disappointed.

The Earl of LAUDERDALE explained. He said he was as much open to the arguments of Counsel, and as anxious to obtain justice, as any man. He did not differ from the Noble Lord (Liverpool) for changing his opinion; but that he had abandoned the very arguments he had formerly adopted. Lord ERSKINE observed, that if, when the Counsel were called in, and they declared themselves satisfied with the mode of proceeding now to be offered to them, he would be silent for ever; but if they said that they were not satisfied, then he (Lord Erskine) would move an adjournment of the House.

The Earl of LIVERPOOL had no objection that the Counsel for the defence should cross-examine witnesses as far as they could, and that they should possess the right of calling them again for a second, or a renewed cross-examination; but on this condition, that his Majesty's Attorney and Solicitor-General should not be called on to close their case until the cross-examination was concluded. Lord ERSKINE was glad that their Lordships were now doing like *Gladiators*—going back, when they could do no better!

Lord ELLENBOROUGH was of opinion, that if the course proposed was pursued—if the Counsel for her Majesty had it in their option to proceed or not with their cross-examination of witnesses—they would have it in their power to prevent the case being ever brought to a conclusion; the proceedings would, in fact, be interminable. The LORD CHANCELLOR regretted, that he could not, by any means, give his assent to the course of proceeding which their Lordships seemed about to adopt. If, on mature reflection, he had seen any cause to alter the opinion which he pronounced yesterday, he would have considered it a sacred duty to confess the change that had taken place in his mind; but no degree of reflection could ever enable him to see the possibility of the ends of substantial justice being obtained, should the House agree to the proposition now before them. His Lordship was sorry that he was compelled to differ with all those whom he most respected; but he could not possibly give the sanction of his judicial character to the mode of proceeding which they now proposed to adopt, convinced, as he was most conscientiously, that it would not be consistent with the interests of justice. (Hear, hear!) If their Lordships could not entrust themselves with the same sound discretion which other Courts possessed, it would be better that they shut up their House at once.—(Hear!) Should their Lordships adopt the proposed course, he would feel it his duty to give them every aid in his power in carrying it into effect; but he felt it equally his duty now to state, that he did not see his way through the difficulties with which that course of proceeding could not fail to embarrass them. (Hear!)

The Earl of HARROWBY rose and said, that whether any misapprehension upon the part of the Queen's Counsel had or had not arisen, it would be advisable in their Lordships to let them proceed in the course which they had contended for. It would be matter of greater satisfaction to the Public, to the House, and to her Majesty's Advisers, as the House had evidently encouraged the expectation of the Queen's Counsel, to allow them to proceed, and prove that their Lordships were determined not to defeat that expectation so strongly excited. Upon those considerations he was of opinion at this moment (and he declared, that he was not ashamed to acknowledge the change that had taken place in his opinion), that the House should proceed to the satisfactory conclusion, that the Queen's Counsel should be allowed to exercise their discretion as to the cross-examination of witnesses.

The Marquis of LANSDOWN then rose and said—"I am, my Lords, impressed with a deep sense of the numerous inconveniences arising from the course now advised by the President of the Council, and am fortified in my conviction of the extent and serious character of those inconveniences, by the speech of the Noble Lord on the Woolstack. But as it is an unanswerable fact, that greater inconveniences must arise from the disastrous course recommended on a former occasion, I shall feel myself bound to vote for the Noble Lord's (Harrowby's) amendment, except my Noble and Learned Friend (Lord Erskine) consents to propose the motion of which he gave notice yesterday. I apprehend that it is now agreed upon by their Lordships, that the Queen's Counsel should have the full opportunity of cross-examining witnesses according to their own discretion; that they shall be left in possession of a clear, unquestionable right, subject to no after consideration of their Lordships, to proceed in the cross-examination as they thought most likely to benefit their client. (Hear, hear!)

Lord LAUDERDALE then said that he had a proposition to submit, to which he was convinced their Lordships could have no possible objection. The Noble Lord then moved, "That it be put to the Judges to say, if, in the Courts of Law, a rule were established, that the Counsel for the Defence should cross-examine after the examination in chief, and should be at liberty to call the witnesses again for a further cross-examination, what effect such a rule would have on the administration of justice?"

The Earl of LIVERPOOL did not think the motion of the Noble Lord at all analogous to the question, and the Judges would really feel some difficulty in answering the question. Lord REDEDALE opposed the motion. The Earl of HARROWBY said, he was content to withdraw his Amendment, if it appeared to be the wish of the House.—(Cries of Question, question.)

The LORD CHANCELLOR then put Lord Harrowby's Amendment; a division took place, when the numbers were—Contents—121—Non-Contents—106. The amended motion of Lord Harrowby was therefore carried by a majority of 15.

Lord ERSKINE now rose and said, that the decision which their Lordships had just come to convinced him more and more of the necessity of still doing what the House ought, in his opinion, to have done at first—allow her Majesty a list of witnesses, and a specification of the times when, and the places where, the alleged acts of criminality were committed. (Hear!) He would now move, that the Counsel for the Bill be instructed to deliver to the Counsel for the Queen a list of the remaining witnesses to be examined, with a specification of the times and places to which the remaining testimony was meant to apply. Should the House agree to this motion, his Lordship would afterwards move, that the House should adjourn for such a period as might be sufficient to enable her Majesty to procure all necessary information previous to proceeding further with the inquiry.

Lord LAUDERDALE opposed the motion of the Noble and Learned Lord. He thought it not only of a very different character from the former motion, but a great deal more extravagant.—When his Lordship formerly asked that a list of witnesses should be given, it was with the qualification, that such list should not preclude the Counsel for the Bill from bringing forward any new witnesses; but here there was no such qualification. This was not the only piece of inconsistency in the Noble and Learned Lord which he had to admire. He (Lord Erskine) had been in the majority in the division which had just taken place, and yet he now came forward and stated, that, by the resolution which the House had adopted, and to which he was himself one of those that assented, the case was put into such a state of difficulty, that he could not do less than make a motion to put it off altogether for the present. (A laugh.)

Lord ERSKINE explained. By the qualification appended to his former motion, he had meant nothing more than that such additional witnesses should be admitted as could be admitted according to the ordinary course of law. As to the charge of inconsistency brought against him by the Noble Lord on the cross bench, he could not see any pretence whatever for it. He (Lord Erskine) had voted for the Resolution which the House had just adopted, because he thought it was gaining something for the administration of justice; but surely, because one good thing had been gained, that could be no reason for saying it was inconsistent to ask for another thing which was still better.

Earl BATHURST opposed the motion at some length, and was replied to in an energetic manner by Lord HOLLAND. The LORD CHANCELLOR wished that their Lordships might not experience the inconvenience which he foresaw. One serious evil attending the mode of proceeding resolved upon was, the interminable length to which it would be extended.—He thought that the Counsel for the Queen should not require, and the House not grant, a longer delay than would be necessary to make the inquiry as to the character of the witnesses. One thing he must observe, that her Majesty's Counsel would possess such advantages for the defence, as were quite unknown in the annals of jurisprudence.

Lord ERSKINE shortly replied, and the House divided on his motion, when there were—Contents, 61—Non-contents, 164.

The Waterford Chronicle. SATURDAY, SEPTEMBER 2. The proceedings against the Queen come down to a late hour on Tuesday. On that day the cross-examination of BARBARA KRESS was resumed by Mr. BROUGHAM, but nothing which requires immediate attention was elicited from her deposition.—She admitted, that she expected a recompense for appearing in London, but did not know what the amount would be. The Queen's Counsel are to be furnished every evening with a list of the witnesses to be called next day, together with a communication as to their religious persuasions. A strong sensation was produced in the House by the sudden illness of Lord HARROWBY; his Lordship was removed to Sir T. YEWITT's room, and was soon sufficiently recovered to resume his seat.

It is asserted, that Marshal SOULT, Duke of DALMATIA, has been arrested in France, under a charge of being implicated in the late conspiracy, and that more than one hundred Officers were suspected to be concerned in the late de revolution. The numerous and base artifices, to which the Ultra-Royalists have so often recorted, and the approach of a new Election, will lead the Public to pause before it gives credit to such rumours.—No mail due. Exchange, Thursday, Dublin on London, 5/2.

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There has been scarcely any alteration in the price of Butter since our last, the general currency at the market-house having continued at 82s. to 83s. for first quality, with very few exceptions above that rate. The supply yesterday was one of the largest this season, 614 firkins having been weighed at the crane, besides a large quantity remaining unsold.—Thursday's return was 419.—Prices of Grain, of every description, remain as last quoted, with only a few partial advances on Wheat.—Other articles stationary.

LONDON CORN-EXCHANGE, AUGUST 28.—Our market was but thinly supplied with Wheat this morning. The prices of Old Wheat are the same as on this day last night. Oats are 1s. per quarter cheaper than on last Monday, but the sales were rather brisk at Friday's prices. Beans and Peas are 4s. lower; and Barley has declined 1s. per quarter.

State of the Waterford Fever Hospital for the Month of August 1820. In the House 1st Aug. 41 Dismissed cured, 50 Admitted since 73 Died, 10 Remain in Fever, 18 37 Convalescent, 19

The number of admissions in the past month has considerably exceeded those of the preceding. The character of the Fever in general has undergone little change, being rather of mild type, and of short duration. Some cases, however, have occurred of contracted Typhoid Fever, with extreme danger, peevish, &c. At the present moment, the appearance of even Typhoid cases is mitigated, so that there seems no immediate danger of life.

S. LANPHER, M. D. T. HEARN, M. D. On behalf of the Managing Committee. W. HOBBS, Chairman. PORT NEWS—PASSAGE, SEPT. 1. ARRIVED. 30th Aug.—Nottingham, Elliott, Cork, ballast. 31st—Elizabeth, Fisher, Liverpool, white salt, tar, &c. SAILED. 30th Aug.—Blessing, Wallis, Portsmouth and Southampton, butter, bacon, &c. Apollo, Denham, Shoreham, butter and oats; Prince Regent, Jacob, London, butter and lard; Victory, Phillips, Milford, cattle and horses. 31st—Hope, Comer, Swansea, flour and empty sacks. 1st Sept.—Wind N. at 7 morning.

THE DWELLING-HOUSE, OFFICES, GARDEN, and THREE FIELDS, containing about Four Acres, the residence of the late Rev. MICHAEL KEATING, Parish Priest of Abbeystead, Dungarvan, &c. Apply to Mr. JAMES BYRNE, Dungarvan, who will shew the Premises. Dungarvan, September 1, 1820.

THE SUBSCRIBERS to the SCHOOL of INDUSTRY are particularly requested to attend a GENERAL MEETING, to be held on WEDNESDAY, the 6th instant, at the School-House in LADY-LANE, at One o'Clock, for the purpose of electing Trustees, and transacting such other business as may come before them. On behalf of the Committee, R. RYLAND. September 2, 1820.

NOTICE. HAVING received information, that a Person, calling himself Miss SMITH, and claiming connection with the Church of the United Brethren, or MORAVIANS, has of late promulgated the Country, selling Worked Muslin, by the name of Moravian Work. We, the undersigned, do hereby advertise the Public, that the said Miss SMITH is not a Member of our Church, nor is she authorised or employed by any of our Establishments to dispose of Work for them. S. T. BENADE, Minister of Congregation at Gracehill. J. HOLMES, Minister of Congregation in Dublin.

TO BE LET, A HOUSE IN BARRINGTON-STREET, excellently situated for any kind of Shop Business, and in good repair.—Apply at this Office. Waterford, August 12, 1820.

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