

L. H. J. on the Act for better Supporting the Magistrates in the Administration of Justice within this province and for disabling Tho^s Macnemara Esq^r to practice the Law therein which was read and ordered to be Entered as follows Viz:

By the Committee of Laws
May the 22^d 1719

In pursuance of an Order of the 19th Instant We have considered the opinion of the lawyers in Great Britain in Respect to the Act for the better Supporting the Magistrates in the Administration of Justice within this Province and for the disabling Tho^s Macnemara Esq^r to practice the law therein But find it Necessary to make some remarks on the Manner of the Stating the case in relation to the Act of Assembly on which their opinions were required.

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And first We observe Tho^s Macnemara Esq^r is Suggested to be a Barrister at Law without taking the Least Notice of his practicing in the Courts here as an Attorney, then he insinuates that he was never Call'd upon or Summoned to Appear before the Assembly to answer any charge against him, but that the Act was carried on with so much Secrecy that he had not Opportunity of Justifying himself.

We observe that the facts he Stands charged with in the Preamble of that Law were so notorious that they need not inquiring into, And as to the Secrecy he mentions with which the Act was carried on, It is well known to the Province it is not Only Impracticable but almost Impossible. And in pursuing this State of the case he Ownes it was not such but that he had Notice thereof, and Petition'd to be heard ag^t the Bill. He further proceeds to insinuate that no order was made upon his Petition but after the Assembly was prorogued the Clerk returned it without any Answer, Where we note he twice mentions (the Assembly) seeming willing to be Understood (the General Assembly) whereas it was to the Lower House only that he Applied and not to them till after it had been some days before them and the Engrost bill had past that house, so that it would have been Unparliamentary for the lower House then to have Entred upon a debate of that Matter; But it Sufficiently Appears he had early notice Enough to have Applied himself to the Upper House who could have relieved him if he had shown any cause for so doing or to his Excy the Governour who had a Negative Voice in the passing thereof his omitting to do which Argues either his Sense of Guilt or his resolute obstinancy. In the second paragraph thereof he alledges the Generall Insinuations contained in the preamble are in them-

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