

Canadian Appeals

This preliminary list of Canadian appeals was constructed from index entries in the *Acts of the Privy Council, Colonial Series (APC)*. Additional research in the Privy Council registers, in genealogical records and on matters of procedure will be needed to further clarify the case names and establish their accuracy.

A search has not been made for surviving printed cases from Canada. However, cites by Joseph Smith in *Appeals to the Privy Council from the American Plantations* to copies that he was aware of are noted here, as is one printed case at the Diamond Law Library at Columbia University.

Privy Council documents indexed in volume 6 of the *APC* are noted here, but their presence at The National Archives at Kew has not been verified.

Newfoundland

Lawrence Hearn v Henry Gapper and James Young, executors of James Webb

APC v.4 [462] p.501–502 (23 Nov. 1761 – 21 Dec.1763)

Register - George III v.1 (25 Oct. 1760 – 31 Dec. 1761) p.590 (PC 2/108)

Register - George III v.2 (1 Jan.1762 – 30 April 1763) p.120, 169, 399, 401, 468 (PC 2/109)

Register - George III v.3 (1 May 1763 – 30 Sept. 1764) p.176–177, 193 (PC 2/110)

Smith TOC (Hearn v Gapper and Young)

DOCUMENTATION

Privy Council documents in PC 1 at The National Archives at Kew

Committee report - 15 Dec. 1763

(APC v.6 [579] p.359)

Hezekiah Thurman v Hugh Palliser

APC v.4 [582] p.694 (12 Dec. 1764 – 27 April 1770)

Register - George III v.4 (1 Oct. 1764 – 27 Aug. 1766) p.51, 317 (PC 2/111)

Register - George III v.7 (May 1769 – Dec. 1770) p.331, 357 (PC 2/114)

DOCUMENTATION

Privy Council documents in PC 1 at The National Archives at Kew

Committee report - 6 April 1770

(APC v.6 [840] p.484)

Edmund Shannahan v Alexander Dunn

APC v.5 [117] p.198 (26 May 1769 – 27 April 1770)

Register - George III v.7 (May 1769 – Dec. 1770) p.30, 47, 329, 358 (PC 2/114)

DOCUMENTATION

Privy Council documents in PC 1 at The National Archives at Kew

Committee report - 6 April 1770

(APC v.6 [840] p.484)

Nova Scotia

John Mascal et al v John Scaife

APC v.4 [350] p.375 (29 March 1758 – 16 Jan. 1761)

Register - George II v.17 (1 Jan. 1758 – 21 May 1759) p.70 (PC 2/106)

Register - George III v.1 (25 Oct. 1760 – 31 Dec. 1761) p.151 (PC 2/108)

John Grant v Henry Newton

APC v.4 [418] p.447 (4 March 1760 – 28 Jan.1761)

Register - George II v.18 (2 May 1759 – 10 July 1760) p.278, 291, 295, 307, 311 (PC 2/107)

Register - George III v.1 (25 Oct. 1760 – 31 Dec. 1761) p.111, 120, 153–154, 177 (PC 2/108)

Smith TOC (Grant v Newton)

DOCUMENTATION

Printed cases

Case of the appellant - British Library - Add Mss 36218 f.82 (cited by Joseph Smith in *Appeals to the Privy Council from the American Plantations*)

Privy Council documents in PC 1 at The National Archives at Kew

Committee report – 20 Jan. 1761

(APC v.6 [518] p.332)

James Major, James Le Roy, and Nicholas Le Mesurier for James and John Le Roy v Henry Newton and Thomas Burnet

APC v.4 [482] p.540–543 (2 June 1762 – 16 March 1763)

Register - George III v.2 (1 Jan. 1762 – 30 April 1763) p.250, 446, 523–526, 535 (PC 2/109)

Nicholas Enouf v Henry Newton and Thomas Haywood

APC v.4 [610] p.724–725 (21 June 1765)

Register - George III v.4 (1 Oct. 1764 – 27 Aug. 1766) p.246 (PC 2/111)

Isaac Seguin (revived by Ann Seguin) v William Nesbitt, Henry Newton, Thomas Hayward and Henry Hervey

APC v.5 [57] p.123 (1 Feb. 1768 – 9 Feb. 1770)

Register - George III v.6 (Jan. 1768 – April 1769) p.50 (PC 2/113)

Register - George III v.7 (May 1769 – Dec. 1770) p.223, 228 (PC 2/114)

DOCUMENTATION

Privy Council documents in PC 1 at The National Archives at Kew

Committee report - 30 Jan. 1770

(APC v.6 [828] p.473)

John Wilson v William Nesbitt and Thomas Francis

APC v.5 [114] p.194 (3 May 1769 – 5 Jan. 1770)

Register - George III v.7 (May 1769 – Dec. 1770) p.12, 83, 181, 200 (PC 2/114)

DOCUMENTATION

Printed cases

Case of the appellant - Diamond Law Library. Columbia University

Henry Lynch v Henry Mowat

APC v.5 [360] p.457–458 (15 April 1778 – 18 May 1781)

Register - George III v.15 (April 1778 – Sept. 1778) p.31 (PC 2/122)

Register - George III v.17 (July 1779 – Feb. 1780) p.542, 570 (PC 2/124)

Register - George III v.18 (March 1780 – Dec. 1780) p.54, 460 (PC 2/125)

Register - George III v.19 (Jan. 1781 – Sept. 1781) p.319–322, 347 (PC 2/126)

Smith TOC (Lynch v Mowat; Lynch v Binney and Mowat)

DOCUMENTATION

Privy Council documents in PC 1 at The National Archives at Kew

Committee report (Lynch v Binney and Mowat) - 12 May 1781

(APC v.6 [1010] p.589)

William Lovegrove v Jonathan Binney v Thomas Peart

APC v.5 [399] p.506 (6 April 1781 – 30 April 1783)

Register - George III v.19 (Jan. 1781 – Sept. 1781) p.257 (PC 2/126)

Register - George III v.20 (Oct. 1781 – Sept. 1782) p.59, 325, 449 (PC 2/127)

Register - George III v.21 (Oct. 1782 – Dec. 1783) p.223–225, 252 (PC 2/128)

Smith TOC (Lovegrove v Binney)

Quebec

William Johnstone v Sieur Houdin

APC v.4 [506] p.559 (16 March 1763 – 15 Dec. 1763)
Register - George III v.2 (1 Jan. 1762 – 30 April 1763) p.536 (PC 2/109)
Register - George III v.3 (1 May 1763 – 30 Sept. 1764) p.184 (PC 2/110)
Smith TOC (Johnstone v Houdin)

Nicholas Enouf v George Suckling at the instance of Thomas Ainsley

APC v.4 [610] p.724 (29 May 1765)
Register - George III v.4 (1 Oct. 1764 – 27 Aug. 1766) p.212 (PC 2/111)

John Ord, Jacob Rowe and William James v Anthony Peter Houdin

APC v.5 [39] p.110 (26 June 1767 – 24 July 1767)
Register - George III v.5 (Aug. 1766 – Jan. 1768) p.127, 370, 377, 387 (PC 2/112)

Gabriel Christie v Francis Noble Knipe and John Le Quesne

Gabriel Christie v Francis Noble Knipe

APC v.5 [55] p.121–122 (23 Dec. 1767 – 13 June 1768)
Register - George III v.5 (Aug. 1766 – Jan. 1768) p.493, 538 (PC 2/112)
Register - George III v.6 (Jan. 1768 – April 1769) p.3, 183–191, 203 (PC 2/113)
Smith TOC (Christie v Knipe and Le Quesne)

DOCUMENTATION

Printed cases

Case of the appellant and respondents - British Library - Add Mss 36220 f.155 (cited by Joseph Smith in *Appeals to the Privy Council from the American Plantations*)

Eleazer Levy v Ralph Burton (revived by Robert Burton), Daniel Disney, Daniel Robertson and William Jones

APC v.5 [69] p.142–143 (11 May 1768 – 19 Oct. 1774)
Register - George III v.6 (Jan. 1768 – April 1769) p.177 (PC 2/113)
Register - George III v.7 (May 1769 – Dec. 1770) p.183 (PC 2/114)
Register - George III v.8 (Jan. 1771 – Dec. 1771) p.349–353, 364 (PC 2/115)
Register - George III v.11 (May 1774 – May 1775) p.228 (PC 2/118)
Smith TOC (Levy v Burton; Levy v Robertson)

DOCUMENTATION

Printed cases

Case of the appellant (Levy v Robertson) - British Library - Add Mss 15491 f.16 (cited by Joseph Smith in *Appeals to the Privy Council from the American Plantations*)

Privy Council documents in PC 1 at The National Archives at Kew

Committee report - 20 July 1771
(APC v.6 [868] p.504–505)

Conrad Gugy v Francois le Maitre Dueme

Ursuline nuns v Francois le Maitre Dueme

APC v.5 [403] p.511 (27 April 1781 – 23 July 1783)
Register - George III v.19 (Jan. 1781 – Sept. 1781) p.285, 351, 371 (PC 2/126)
Register - George III v.21 (Oct. 1782 – Dec. 1783) p.355 (PC 2/128)

Adam Lymburner v John Melvin and Meredith Wills

APC v.5 [432] p.527 (3 March 1783)
Register - George III v.21 (Oct. 1782 – Dec. 1783) p.200 (PC 2/128)

William Taylor and George Forsyth v James Monk

APC v.5 [451] p.547 (19 Dec. 1783)
Register - George III v.21 (Oct. 1782 – Dec. 1783) p.610 (PC 2/128)