C4/C.41 Jan 18/90 hy dear Clark, Freally Megid for your Justin when we fx. R. H x he pring -Mule It is promble that This may be regarded as a preroqueve Rather than an executive act It is Soute clear hat he Safech comme will be to warm

the English Laws Officers of the procline & allow her he opportunity of putting Themselves right - We shall mention your name & fulfilles as hose who warm There tysh is absent & much as ar appreciate here from that the will exclude hum at present - Raids reference to Backing & Calemant as & Vilona x Lasmanies is as usual a distortion churs much a combant between the geographical procumby of Wilma & Lamania X he remenes of Western

anoshalea from all the restriction the grows he same old speech conjulent Though plled with Jullacies & with wacaurah Statemento - The Instructions have and get heen concelated het 2 Roll ? shall be able to forward you a copy Som home many hands agreasram het Insteen Clark.

Alfred Deakin

C/C41

18 Jan 1901 - 1905: Federation: the High Court and possibility of Clark becoming a judge.

Premier's Office Sydney NSW 18 January 1901

My dear Clark,

Greatly obliged for your further notes Re H.R.H. and the opening - while it is possible that this may be regarded as a prerogative rather than an executive act it is quite clear that the safest course will be to warn the English Law Officers of the position and allow them the opportunity of putting themselves right. We shall mention your name and Griffiths as those who warn them. Fysh is absent and much as we appreciate him I fear that this will exclude him at present - Reid's reference to Barton's statement as to Victoria and Tasmania - is as usual a distortion it was merely a contrast between the geographical proximity and the remoteness of Western Australia from all the rest of us - He gives the same old speech everywhere, and a very good platform utterance it is though filled with fallacies and with inaccurate statements - the Instructions have not yet been with circulated but I think I shall be able to forward you a copy soon.

With many thanks yours in haste

Alfred Deakin

Mr Justice Clark Tasmania