

Votes

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 5 NOVEMBER, 1872.

1. **OPENING OF THE SESSION**:—The House met at Twelve o'clock at noon, pursuant to a Proclamation of His Excellency the Governor, bearing date the twenty-seventh day of September, 1872.

The Speaker took the Chair.

The Clerk, by direction of the Speaker, read a copy of the said Proclamation, as follows:—

"NEW SOUTH WALES, } *Proclamation by His Excellency SIR HERCULES GEORGE ROBERT ROBINSON,*
"to wit. } *Knight Commander of the Most Distinguished Order of Saint Michael*
"(L.S.) } *and Saint George, Governor and Commander-in-Chief of the Colony*
"HERCULES ROBINSON, } *of New South Wales and its Dependencies, and Vice-Admiral of the*
"Governor. } *same.*

"WHEREAS the Parliament of New South Wales now stands prorogued to Tuesday, the eighth day of October next: Now I, Sir HERCULES GEORGE ROBERT ROBINSON, in pursuance of the power and authority in me vested as Governor of the said Colony, do hereby further prorogue the said Parliament to Tuesday, the fifth day of November next ensuing: And I do hereby further announce and proclaim, that the said Parliament shall assemble for the dispatch of business on the aforesaid fifth day of November next, at Twelve o'clock at noon, in the buildings known as the Council Chambers, situate in Macquarie-street, in the City of Sydney: And the Members of the Legislative Council and Legislative Assembly, respectively, are hereby required to give their attendance at the said time and place accordingly.

"Given under my Hand and Seal, at Government House, Sydney, this twenty-seventh day of September, in the year of our Lord one thousand eight hundred and seventy-two, and in the thirty-sixth year of Her Majesty's Reign.

"By Command,

"HENRY PARKES.

"GOD SAVE THE QUEEN!"

2. **MEMBER SWORN**:—William Hay, Esquire, having taken the Oath and subscribed the Roll, took his Seat as Member for the Electoral District of The Murray.

3. **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR**:—The Usher of the Black Rod being admitted, delivered the following Message:—

"MR. SPEAKER,

"It is the pleasure of the Governor that this Honorable House do attend His Excellency immediately in the Legislative Council Chamber."

The House went, and being returned, adjourned, on motion of Mr. Parkes, at half-past Twelve o'clock, until Four o'clock This Day.

The House resumed, pursuant to adjournment.

4. **PAPERS**:—Mr. Parkes laid upon the Table the following Papers:—

- (1.) Further Despatches respecting French Penal Establishments at New Caledonia.
- (2.) Despatch forwarding Kidnapping Act of 1872.
- (3.) Despatch transmitting Extradition Treaty between Her Majesty and the Emperor of Germany.
- (4.) Despatch—Copy of Instructions to Commodore Stirling respecting suppression of Kidnapping in the South Sea Islands.
- (5.) Despatch acknowledging Addresses from the Legislative Council and Legislative Assembly on the Recovery of the Prince of Wales.
- (6.) Despatch respecting British Subjects and Half-Castes in Fiji Islands.
- (7.) Despatch respecting Pentel Island.
- (8.) Despatch respecting New Postal Service *viâ* Suez.
- (9.) Further Correspondence relative to arrangements for collecting Border Customs Duties.

(10.)

- (10.) Border Customs—Publication of Correspondence by the Victorian Government.
 (11.) Correspondence respecting the action of the Government of Victoria relative to New Postal Service *via* Suez.

- (12.) By-laws of the undermentioned Boroughs:—

Darlington,	Kiama Free Library,
Five Dock,	Mudgee,
Inverell,	St. Leonards,
Kiama,	East St. Leonards.

- (13.) Return (*in part*) to an Order made on 25th June, 1872, in reference to "The Volunteers and the Military Force."
 (14.) Return shewing the number of Electors on the Roll of each Electoral District for New South Wales for 1872-3.
 (15.) Return shewing the estimated number of Electors entitled to vote in the several Gold Fields Electoral Districts for 1872-3.

Ordered to be printed.

5. LOCAL LAND OFFICE FOR INVERELL:—Mr. Abbott presented a Petition from certain Miners and others of Inverell, praying for the establishment of a Local Land Office at that place. Petition received.

6. THE CLERK SUMMONED:—The Speaker having informed the House that the Clerk had been summoned to attend at the Supreme Court, Sydney, in a case pending between Archibald Hamilton Jacob and Mary, his wife, plaintiffs, and Henry James Bolding, defendant, there to produce "a Return laid upon the Table of the Legislative Assembly by the Colonial Secretary, and ordered to be printed on the 23rd day of July last—'Roads—employment of R. Myers on Raymond Terrace,'—and having reminded the House that the Clerk could not comply with such summons without leave of the House, put a Question,—That the Clerk have leave to comply with the said summons, personally, or by one of the officers of his department, as may be most convenient to the business of this House;—which Question passed in the affirmative.

7. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—The Speaker, pursuant to the requirement of the Electoral Act of 1858, laid upon the Table his Warrant appointing the Committee of Elections and Qualifications for the present Session, of which the following is a copy:—

"By the Honorable the Speaker of the Legislative Assembly
 of New South Wales.

"Pursuant to the power in that behalf vested in me, as Speaker of the Legislative Assembly of New South Wales, by the Electoral Act of 1858, I do hereby appoint

"George Wigram Allen, Esquire,

"John Lackey, Esquire,

"Stephen Campbell Brown, Esquire,

"James Henry Neale, Esquire, and

"Richard Driver, Esquire,

"John Stewart, Esquire,

"Richard Hill, Esquire,

"being Members of the said Assembly, to be Members of the Committee of Elections and Qualifications in the said Act referred to, during the present Session of the Assembly aforesaid.

"Given under my hand, at the Legislative Assembly Chamber, Macquarie-street,

"Sydney, this fifth day of November, in the year of our Lord one thousand

"eight hundred and seventy-two.

"W. M. ARNOLD,

"Speaker."

8. ORDINANCE LAND ACT AMENDMENT BILL:—Mr. Parkes having presented this Bill, Bill, intituled: "*A Bill for confirming the Transfer to the Secretary at War in England from the Principal Officers of Ordnance thereof certain Lands in New South Wales and for amending the Ordinance Land Act of Council 1840,*" read a first time, *pro forma*."

9. THE GOVERNOR'S OPENING SPEECH:—The Speaker reported that the House had this day attended the Governor in the Legislative Council Chamber, when His Excellency was pleased to deliver an Opening Speech to both Houses of Parliament, of which, for greater accuracy, he had obtained a copy,—which he read to the House, as follows:—

HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL,

AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

1. On meeting you on this occasion I rejoice to be able to congratulate you on the great event of direct communication by the Electric Telegraph being established between the Australian Colonies and the Mother Country.

2. Although it is only twelve weeks since Parliament was prorogued, I have considered it necessary to call you together again, in order that provision may be made to meet the exigencies of the Public Service, without temporary measures of appropriation, and that no detrimental delay may take place in dealing with questions on which speedy legislation is required.

3. The continued prosperity of the Colony is a cause for general satisfaction and thankfulness. The interests of commerce and of every branch of industry are in a state of steady progress. Sources of national wealth, which for many years were suffered to remain dormant, are now being developed by persevering and skilfully directed enterprise, opening out new channels for the employment of labour and the profitable investment of capital. As a consequence of this industrial activity, the Public Revenue has largely increased, and is sufficient not only to meet the ordinary objects of Government, but to justify the undertaking of important works for the improvement of the Country.

4. Amongst the Industries which have manifested unexpected vitality is that of Mining, and the magnitude it has now assumed demands commensurate amendments in the Law. A measure of a comprehensive character will be immediately introduced, which it is hoped, with your assistance, will effect a beneficial change in the legislation on this subject, and tend to satisfy the just wants of the mining classes. With the object of affording to the mining interest the full advantages of administration, and securing to the Colony the utmost amount of benefit from its vast mineral resources, you will be invited to sanction the creation of a separate Department of Mines.

5. The Laws relating to the Public Lands are now admitted to be unequal to the demands for settlement, and the attention of the Government has been directed to the subject with the desire of originating measures to increase the benefits which the existing Acts have conferred upon the people. A Bill will be introduced to provide additional facilities for the acquisition of freehold homesteads, and to promote the introduction of Immigrants from Europe.

6. The prospect of a higher ratio of progress than in past years, and of a more general distribution of the population over the face of the Country, exhibits in stronger light the necessity for improving the means of communication; and measures for extending the three lines of Railway now open, and for carrying out other works of similar character, will be submitted for your consideration without delay.

7. The Government, acting from a strong sense of the justice of the demands which have long been made for reforms in the Jurisprudence of the Colony, will bring before you several Bills for the amendment and codification of the Equity and Criminal Law, the object of which will be to render the administration of justice more simple, speedy, certain, and inexpensive. These measures will be submitted as the commencement of a complete system of law reform.

8. On all occasions when the sense of the Country has been elicited on the subject, there has been a preponderating force of public opinion in favour of the principle of popular election in the constitution of both Houses of Parliament. It is believed that this view is supported by reason and experience, and that in a community where political equality prevails, no scheme of nomination or appointment could be devised which would operate as beneficially or inspire such general confidence as election by the People. A Bill will be introduced to alter the constitution of the Legislative Council, and to bring it into conformity to the often-declared wishes of the inhabitants of the Colony.

9. As serious public injury may be apprehended from irregular proceedings after any dissolution of the Legislative Assembly, a Bill will be introduced to regulate the issue of Writs for a General Election, and to limit the period during which it shall be lawful to delay on any such occasion the meeting of the new Parliament.

10. Bills will also be introduced to amend and consolidate the Law relating to the Insane, to make better provision for the organization and discipline of the Volunteer Forces, to regulate the duties of the London Agency, to abolish the Postal charge on Newspapers, and to promote other objects of public utility.

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

11. The customary exposition of the financial state of the Colony will be made to you, and the Estimates of Expenditure will be submitted for your consideration, on an early day. It is to be regretted that it has not been found possible to invite you to provide for the Public Service until so late a period of the year, but this inconvenience arises from causes of which you are fully cognizant, and I rely with entire confidence on your diligence and devoted zeal to make such provision as in your wisdom you may consider desirable in sufficient time to meet the demands for the year 1873. In this event, your arduous duties may, in future Sessions, be performed at a season more convenient to yourselves individually and more consistent with the financial arrangements of the year.

HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL,

AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

12. When you separated at the close of the late Session, I entertained a strong hope that an Agreement, subject to your sanction, would be made with the Governments of Victoria and South Australia, by which the Border traffic between the three Colonies would be relieved from the impediments unavoidable in the enforcement of the present law, and this Colony would receive a just sum in lieu of the actual collection of the Customs duties. The Government has made every exertion, consistent with its duty in protecting the general interest, to relieve the Border settlers from the inconveniences of which they complain; but, although South Australia has expressed a willingness to concur in any equitable arrangement for securing the result desired, the difficulties raised by Victoria, I regret to say, have not been surmounted. Copies of the correspondence will at once be laid before you, and a Bill submitted to empower the Government to treat with all the neighbouring Colonies for the regulation of the Border trade.

13. No time was lost in inviting tenders for the performance of the projected Mail Service between Sydney and San Francisco, in accordance with the terms of the Resolution of the Legislative Assembly, and it is expected that the result may be communicated to you before the end of the current month.

14. I received by the last mail a Circular Despatch from Her Majesty's Principal Secretary of State for the Colonies, communicating the proposal of the Imperial Government for continuing the Mail Service *via* Suez after the expiration of the existing contract. It is proposed to carry the Australian mails in both directions between England and Point de Galle, without expense to the Colonies, leaving the service between Galle and a terminal port in Australia to be provided by the Colonies in combination, towards the maintenance of which a subsidy of £40,000, if the service be a four-weekly one, and a higher subsidy if it be a fortnightly one, will be contributed by Great Britain. I am officially informed that, on receipt of this despatch in Melbourne, the Government of Victoria, without seeking the concurrence of the other Colonies, at once telegraphed to the Secretary of State their acceptance of the proposal submitted, with the avowed object of making Melbourne the terminus of the line, and distributing the mails to their destination from that point. I have considered it my duty to transmit to the Secretary of State a protest against this precipitate and unauthorized proceeding in the interest of the neighbouring Colony, and the Victorian Government has been informed that its competency to take the course it has assumed is not admitted by the Government of New South Wales. Copies of the despatches and all correspondence on the subject will be laid before you, and your consideration of the proposal of the Imperial Government will be immediately invited.

15. A Conference of the Australian Colonies will commence its sittings in Sydney on the 9th December,—a date fixed in deference to the wishes of two of the neighbouring Governments,—at which various matters of Intercolonial interest, including the large question of free trade in Colonial products and manufactures, will be considered.

16. The state of the law providing for the Superannuation of the Civil Servants, and the insufficiency of the fund created under its provisions, have resulted in much individual hardship, and a measure will be submitted for effecting a settlement of the question. If the pressure of more urgent business will admit, a Bill will be introduced for regulating in other respects the Civil Service.

17. I now leave you to the performance of your public duties, in which I hope the wisdom of the Almighty will guide you so that your endeavours may largely tend to advance the public welfare.

Mr. Hay then moved, and Mr. Lee seconded the motion,—

(1.) That a Select Committee be appointed to prepare an Address in reply to the Speech delivered by His Excellency the Governor on opening this Session of the Parliament of New South Wales.

(2.) That such Committee consist of Mr. Allen, Mr. Burns, Mr. Innes, Mr. Lee, Mr. Oakes, Mr. Parkes, Mr. Stewart, Mr. Watson, Mr. Wearne, and the Mover.

Question put and passed.

And the Committee retired to prepare the Address.

And Mr. Hay having brought up the Address prepared by the Committee, the same was read by the Clerk, by direction of the Speaker, as follows:—

"To His Excellency SIR HERCULES GEORGE ROBERT ROBINSON, *Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief of the Colony of New South Wales and its Dependencies, and Vice-Admiral of the same.*

"MAY IT PLEASE YOUR EXCELLENCY,—

"We, Her Majesty's loyal and dutiful subjects, Members of the Legislative Assembly of New South Wales, in Parliament assembled, desire to express our loyal attachment to Her Most Gracious Majesty's Throne and Person, and to offer our respectful thanks for your Excellency's Speech.

"2. We reciprocate your Excellency's congratulations on the completion of direct Telegraphic communication between Australia and Great Britain.

"3. The continued prosperity of the Colony, and the large increase of the Public Revenue, are viewed by us with rejoicing and thankfulness.

"4. The promised measures for amending the Mining Laws, for affording additional facilities for settlement on the Public Lands, and for extending Railways and carrying out other important works, will receive our earnest and anxious consideration.

"5. It is satisfactory to us to be assured that Bills will be introduced to effect reforms which have become urgently necessary in the present state of the Criminal and Equity Law.

"6. Any measure for altering the Constitution of the Legislative Council will be considered by us with a grave sense of its important bearing on the welfare of the Country.

"7. The Bill to provide for the early meeting of Parliament after a General Election will merit our careful attention.

"8. The financial state of the Colony, and the Estimates of Expenditure, will receive our earliest and most zealous consideration, in view of the interests of our constituents and the efficiency of the Public Service.

"9. The correspondence on the Border Duties question, and the Bill to empower the Government to treat with the neighbouring Colonies for the regulation of the Border Trade, will be considered with the desire to afford our assistance in effecting a satisfactory settlement.

"10. We shall be glad to give our prompt consideration to the proposal of the Imperial Government for a new Contract for the conveyance of the Mails between Point de Galle and Australia, with the hope that an agreement may be arrived at which will include the concurrence of all the Colonies.

"11. The Bill for adjusting the embarrassments arising out of the Superannuation Act, and the various other matters to which our attention is invited, shall receive our early consideration.

"12. We fervently join your Excellency in the hope that our labours may be so directed by the Almighty that they may tend to the good government and happiness of the Country."

Mr. Hay then moved, and Mr. Lee seconded the motion, That the Address in reply to the Governor's Opening Speech, as read by the Clerk, be now adopted by this House.

Debate ensued.

Question put and passed.

10. ADJOURNMENT:—Mr. Parkes,—intimating that he had it in Command from the Governor to state that His Excellency would be pleased to receive the Address of the Assembly in reply to his Opening Speech at half-past Three o'clock To-morrow,—moved, That this House do now adjourn until To-morrow, at half-past Three o'clock.

Question put and passed.

Whereupon the Speaker left the Chair, and the House stood adjourned, at three minutes before Seven o'clock, until To-morrow, at half-past Three o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 2.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 6 NOVEMBER, 1872.

1. The House met pursuant to adjournment; the Speaker took the Chair.

ADDRESS IN REPLY TO GOVERNOR'S OPENING SPEECH:—On motion of Mr. Parkes, the Assembly proceeded to Government House, there to present to the Governor their Address in reply to the Speech His Excellency had been pleased to make to both Houses of Parliament on Opening the Session,—

And, being returned,—

The Speaker reported that the Assembly had presented to the Governor their Address in reply to His Excellency's Opening Speech, and that His Excellency had been pleased to give thereto the following Answer:—

MR. SPEAKER, AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

I thank you for your Address, and the expression of your loyal attachment to Her Most Gracious Majesty's Throne and Person which it contains.

I am very sensible of the readiness with which you undertake the consideration of the important measures to be submitted to you, and the necessary provision for the Public Service.

2. QUESTION:—Statistical Register:—Mr. Tunks asked the Colonial Secretary, pursuant to Notice,—When will the Statistical Register for the year 1871 be printed and circulated?
Mr. Parkes answered,—The Statistical Register will be laid upon the Table to-morrow. I may, perhaps, explain that it has been delayed owing to a provision in the Audit Act, which prevents the publication of certain Accounts until they are laid before Parliament, and it will now be presented without those Accounts.

3. NEW POSTAL CONTRACT *via* SUEZ:—The following Message from His Excellency the Governor was delivered by Mr. Parkes, and read by the Speaker:—

HERCULES ROBINSON,

Governor.

Message No. 1.

The Governor submits, for the consideration of the Legislative Assembly, the proposal of the Imperial Government, as conveyed in Lord Kimberley's Circular Despatch of the 4th September, 1872, for a New Postal Contract *via* Suez, and recommends, under the 54th section of the Constitution Act, that provision be made to enable this Colony to join with the other Australian Colonies in the projected Service.

Government House,

Sydney, 6th November, 1872.

Ordered, on motion of Mr. Parkes, to be taken into consideration in Committee of the Whole to-morrow.

4. MATRIMONIAL CAUSES BILL:—Mr. Buchanan moved, pursuant to Notice, for leave to bring in a Bill to amend the law relating to Divorce and Matrimonial Causes in New South Wales.
Question put and passed.
5. PERMISSIVE LIQUOR BILL:—Mr. Wearne moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of bringing in a Bill to restrain the common retail sale of Fermented and Spirituous Liquors.
Question put and passed.

6. **BUSINESS DAYS (Sessional Order)** :—Mr. Parkes moved, pursuant to Notice, That, unless otherwise ordered, this House shall meet for dispatch of Business at "Four" o'clock p.m. on Tuesday, Wednesday, Thursday, and Friday in each week.

Captain Onslow moved, That the Question be amended, by omitting the word "Four," with a view to inserting the words "half-past Three."

Debate ensued.

Question put,—That the word proposed to be omitted stand part of the Question.

The House divided.

Ayes, 19.

Mr. Parkes,	Mr. Hurley (<i>Central</i>
Mr. Butler,	<i>Cumberland</i>),
Mr. Innes,	Mr. Wearne,
Mr. Farnell,	Mr. Clarke,
Mr. Sutherland,	Mr. R. B. Smith,
Mr. G. A. Lloyd,	Mr. Burns,
Mr. Fitzpatrick,	Mr. Taylor,
Mr. Stewart,	<i>Tellers.</i>
Mr. Baker,	
Mr. Abbott,	Mr. Lucas,
Mr. Booth,	Mr. Driver.

Noes, 13.

Mr. Warden,	<i>Tellers.</i>
Mr. Buchanan,	Mr. Lee,
Mr. Macleay,	Mr. Cummings.
Captain Onslow,	
Mr. Thomas Brown,	
Mr. Terry,	
Mr. Scholey,	
Mr. Hay,	
Mr. Creed,	
Mr. Forster,	
Mr. Tunks,	

And so it was resolved in the affirmative.

Original Question then put and passed.

7. **MATRIMONIAL CAUSES BILL** :—Mr. Buchanan having presented this Bill, intituled "*A Bill to amend the Law relating to Divorce and Matrimonial Causes in New South Wales*,"—read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Friday next.

8. **MINERAL SELECTION AT TOGO** :—Mr. Robertson presented a Petition from certain Miners in the District of Braidwood, complaining of a decision given by the Honorable Minister for Lands in reference to a Mineral Selection at Togo; and praying for inquiry.

Petition received.

9. **PRECEDENCE OF GOVERNMENT BUSINESS (Sessional Order)** :—Mr. Parkes moved, pursuant to Notice, That on Wednesday and Thursday in each week, unless otherwise ordered, Government Business shall take precedence of General Business.

Question put and passed.

10. **PRECEDENCE OF GENERAL BUSINESS (Sessional Order)** :—Mr. Parkes moved, pursuant to Notice, That on Tuesday and Friday in each week, unless otherwise ordered, General Business shall take precedence of Government Business; and that on Fridays, General Orders of the Day shall take precedence of Motions.

Question put and passed.

11. **FORMAL BUSINESS (Sessional Order)** :—Mr. Parkes moved, pursuant to Notice, That it shall be a Sessional Order of this House for the present Session :—

(1.) That every Motion or Order of the Day for the third reading of a Bill, to which on the Question being put from the Chair—"Whether there is any objection to its being a 'Formal' Motion or Order of the Day?" no objection shall be taken, shall be deemed to be a "Formal" Motion or Order of the Day.

(2.) That before the Ordinary Business of each day shall be entered upon, the Speaker shall call over the various Notices of Motions and Orders of the Day for third reading of Bills; and on any such Motion or Order being called, it shall be competent for the Member otherwise entitled to move it, to have the above question put with reference thereto; and such "Formal" Motions or Orders of the Day shall be disposed of in the relative order in which they stand on the Business Paper, taking precedence of all the other Motions and Orders of the Day.

(3.) That no Debate shall be allowed upon any of such "Formal" Motions or Orders of the Day, or upon the further proceedings consequent on the reading of such Orders; but the House may proceed to division thereupon, without amendment or debate, as in the case of the motion for the first reading of a Bill.

(4.) That in consequence of any such "Formal" Orders of the Day having been disposed of as aforesaid, it shall not be held that the House has proceeded to the Orders of the Day upon the Business Paper, so as to exclude thereafter the presentation of Petitions, or the reception of Notices of Motions.

Question put and passed.

12. **COMMITTEE OF SUPPLY (Sessional Order)** :—Mr. Parkes moved, pursuant to Notice, That, unless otherwise ordered, the resumption of the Committee of Supply shall stand an Order of the Day, as of course, on each day on which Government Business shall have precedence.

Question put and passed.

13. **COMMITTEE OF WAYS AND MEANS (Sessional Order)** :—Mr. Parkes moved, pursuant to Notice, That, unless otherwise ordered, the resumption of the Committee of Ways and Means shall stand an Order of the Day, as of course, on each day on which Government Business shall have precedence.

Question put and passed.

14. **TRANSMISSION OF MESSAGES BETWEEN THE TWO HOUSES (Sessional Order)** :—Mr. Parkes moved, pursuant to Notice, That the Order respecting the Transmission of Messages, agreed to by the two Houses during the Session of 1856-7, shall stand as a Sessional Order of this House for the present Session.

Question put and passed.

15. **BALLOTING FOR SELECT COMMITTEES** (*Sessional Order*):—Mr. Parkes moved, pursuant to Notice, That the following Rules shall be observed as a Sessional Order of this House for the present Session:—
- (1.) Members balloting for a Select Committee shall place the Balloting Papers, after completion, in the hands of the Clerk of the House (or in his absence the Officer acting in his stead), giving time for him to note one paper (as hereinafter mentioned) before another is presented.
- (2.) The Clerk shall have before him a complete printed list of the Members of the House; and, on the presentation of any Balloting Paper, shall place his initials against the entry in such list of the name of the Member presenting such Balloting Paper; and the Clerk shall place such list, so initialed, on record, with the other proceedings of the Ballot.
- Question put and passed.
16. **QUESTIONS AND ANSWERS** (*Sessional Order*):—Mr. Parkes moved, pursuant to Notice, That the Clerk of the House shall enter upon the Minutes of the Votes and Proceedings the Questions—of which formal notice shall have been given—put to the Members representing the Government in this House, and the Answers returned to the same.
- Question put and passed.
17. **VOTE OF CHAIRMAN OF SELECT COMMITTEE ON PRIVATE BILL** (*Sessional Order*):—Mr. Parkes moved, pursuant to Notice, That the Chairman of a Select Committee on a Private Bill shall be entitled to vote on all questions in the same way as other Members of such Committee, and in case of an equality of votes, exercise a second or casting vote.
- Question put and passed.
18. **LIBRARY COMMITTEE** (*Sessional Order*):—Mr. Parkes moved, pursuant to Notice, That the Library Committee for the present Session shall consist of the Speaker, Mr. Robertson, Mr. Piddington, Captain Onslow, Mr. Greville, Sir James Martin, "Mr. Forster," Mr. Fitzpatrick, Mr. Stephen Brown, and the Mover, with leave to sit during any adjournment, and power to act jointly with the Library Committee of the Legislative Council, in accordance with the Assembly's Resolution of the 6th August, 1862.

Mr. Forster moved, That the Question be amended by omitting the name "Mr. Forster."

Question put,—That the name proposed to be omitted stand part of the Question.

The House divided.

Ayes, 18.

Mr. Parkes,	Mr. Macleay,
Mr. Butler,	Mr. Tunks,
Mr. Farnell,	Mr. Lee,
Mr. Sutherland,	Mr. Scholey,
Mr. G. A. Lloyd,	Mr. Burns,
Mr. Innes,	Mr. Fitzpatrick,
Mr. Stewart,	<i>Tellers.</i>
Mr. Allen,	Mr. Taylor,
Mr. Creed,	Mr. Driver.
Mr. Booth,	

Noes, 18.

Mr. Robertson,	Mr. Wearne,
Mr. Lucas,	Mr. Terry,
Mr. Forster,	Captain Onslow,
Mr. Baker,	Mr. Buchanan,
Mr. Cummings,	Mr. Warden,
Mr. Abbott,	<i>Tellers.</i>
Mr. Campbell,	
Mr. Clarke,	Mr. R. B. Smith,
Mr. Hay,	Mr. Garrett.
Mr. Thomas Brown,	
Mr. Hurley (<i>Central Cumberland</i>),	

The numbers being equal, the Speaker gave his casting vote with the *Noes*, and declared the Question to have passed in the *negative*.

Mr. Parkes then moved, That the name "Mr. Allen" be inserted in place of the name omitted.

Question put and passed.

Main Question then,—That the Library Committee for the present Session shall consist of the Speaker, Mr. Robertson, Mr. Piddington, Captain Onslow, Mr. Greville, Sir James Martin, Mr. Allen, Mr. Fitzpatrick, Mr. Stephen Brown, and the Mover, with leave to sit during any adjournment, and power to act jointly with the Library Committee of the Legislative Council, in accordance with the Assembly's Resolution of the 6th August, 1862,—put and passed.

19. **STANDING ORDERS COMMITTEE** (*Sessional Order*):—Mr. Parkes moved, pursuant to *amended* Notice, That the Standing Orders Committee for the present Session shall consist of the Speaker, Mr. Robertson, Mr. Stephen Brown, Mr. Piddington, Mr. Lackey, Mr. Allen, Sir James Martin, Mr. Stewart, Captain Onslow, and the Mover, with leave to sit during any adjournment, and authority and power to send for persons, papers, and records, and to examine witnesses, and to report in any matter or thing referred to, or pending before, the said Committee, and to confer upon subjects of mutual concernment with any Committee appointed for similar purposes by the Legislative Council.
- Question put and passed.
20. **REFRESHMENT ROOM COMMITTEE** (*Sessional Order*):—Mr. Parkes moved, pursuant to Notice, That a Refreshment Room Committee be appointed for the present Session, to consist of Mr. Macleay, Mr. Stephen Brown, Mr. G. A. Lloyd, Mr. Wearne, Mr. Robertson, Sir James Martin, and the Mover, with leave to sit during any adjournment, and authority to act in matters of mutual concernment with any Committee appointed for similar purposes by the Legislative Council.
- Question put and passed.
21. **BUSINESS PAPER**:—Mr. Parkes moved, pursuant to Notice, That it is desirable that the daily Business Paper for this House should be printed separately from the record of Business actually dealt with and included in the volumes of Votes and Proceedings issued after each Session.
- Debate ensued.
- Question put and passed.
22. **STAMP DUTIES ACT AMENDMENT BILL**:—Mr. Stewart moved, pursuant to *amended* Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of bringing in a Bill to amend the Stamp Duties Amendment Act of 1871 and the Stamp Duties Act of 1865.
- Question put and passed.

23. PUBLIC VEHICLES REGULATION BILL :—

(1.) Mr. Tunks moved, pursuant to Notice, for leave to bring in a Bill to regulate Public Vehicles in the City and Police District of Sydney.
Question put and passed.

(2.) Mr. Tunks having *presented* this Bill, Bill, intituled "*A Bill to regulate Public Vehicles in the City and Police District of Sydney*,"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Friday, 15th November.

24. WALKER AND CARLOW STREETS ENCLOSURE BILL :—

(1.) Mr. Tunks moved, pursuant to Notice, for leave to bring in a Bill to authorize the enclosure of part of Walker-street and a part of Carlow-street in the Town of Saint Leonards.
Question put and passed.

(2.) Mr. Tunks having *presented* this Bill, Bill, intituled "*A Bill to authorize the Enclosure of part of Walker-street and a part of Carlow-street in the Town of Saint Leonards*,"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Friday, 15th November.

25. LOCAL LAND OFFICE FOR INVERELL :—Mr. Abbott moved, pursuant to Notice, That the Petition presented by him on the 5th November, from certain miners and others of Inverell, relative to the establishment of a local Land Office, specially devoted to the mining interests, be printed.
Question put and passed.

The House adjourned at a quarter before Six o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 3.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 7 NOVEMBER, 1872.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Northern Roads :—Mr. Abbott asked the Secretary for Public Works, pursuant to Notice,—

(1.) Have the Government placed, or is it their intention to place, any and what sum on the Estimates for 1873, for the formation and repair of the Main Road from Maryland to Tenterfield, and from Tenterfield to Glen Innes?

(2.) Have the Government placed, or is it their intention to place, any and what sum on the Estimates for 1873, for the formation and repair of the Road from Tenterfield to the Clarence?

(3.) Have the Government placed, or is it their intention to place, any and what sum on the Estimates for 1873, for the formation and repair of the Road from Glen Innes to Inverell?

(4.) Have the Government placed, or is it their intention to place, any and what sum on the Estimates for 1873, for the erection of Bridges over the Mann and Beardy Rivers, Newton Boyd Road?

(5.) Have the Government placed, or is it their intention to place, any and what sum on the Estimates for 1873, for the formation and repair of the Road from Inverell, by Cope's Creek and Bundarra, to the Great Northern Road at Bendemeer?

Mr. Sutherland answered,—No answer can be given to any of the questions of the Honorable Member until the Estimates, which are now under consideration, are finally decided on by the Government.

- (2.) Permanent Military Force :—Mr. Forster asked the Colonial Secretary, pursuant to Notice,—

(1.) What steps have the Government taken, or do they intend taking, to carry into effect the Resolution of this House, of July 18, 1872, having reference to the Permanent Military Force?

(2.) Is it the intention of the Government to discontinue the Infantry?

(3.) Is it the intention of the Government to retain the Artillery?

(4.) Is it the intention of the Government to establish a Militia, with or without the ordinary Volunteers?

Mr. Parkes answered,—Within a week, or a fortnight at the latest, the Financial Statement will be made, and the Estimates submitted, when the intentions of the Government in respect to the Military Forces will be explained.

- (3.) Border Duties :—Mr. Forster asked the Colonial Secretary, pursuant to Notice,—With reference to paragraph numbered 6, of the Address adopted by this House, in reply to the Opening Speech of the Administrator of the Government, on May 9, 1872, namely,—

“6. We also feel bound to express our opinion that early steps should be taken to effect such arrangements with the Government of Victoria as may obviate the necessity for any further collection of Border Duties”,—

(1.) Have any steps taken by the Government of this Colony to effect such arrangements with the Government of Victoria failed of their intended purpose?

(2.) Have the negotiations for that purpose been, or is it intended that they shall be, abandoned?

(3.) In the event of the failure or abandonment of such negotiations, what other steps do the Government intend taking to “obviate the necessity for any further collection of Border Duties?”

(4.) If no such steps be taken, or intended, will the Government continue to collect the Duties in question?

Mr. Parkes answered,—The steps taken by the Government “to obviate the necessity for any further collection of the Border Duties” are fully explained in the Papers laid upon the Table. The Government has no intention of abandoning, and does not contemplate ultimate failure of negotiations.

(4.)

(4.) Bridges over Loddon River and at King's Falls:—Mr. Forster asked the Secretary for Public Works, pursuant to Notice,—With reference to his questions numbered 4 on the Business Paper of June 25, (last Session), relating to the construction of Bridges over the Loddon River, and at King's Falls, between Sydney and Wollongong, and the answer (in part) to the said question by the Hon. the Colonial Secretary, as follows, namely,—“The two Bridges in question shall be brought under the early consideration of the Government”,—What course have the Government taken, or do they intend taking, in the matter?

Mr. Sutherland answered,—In reference to the question of the Honorable Member, I may state that Reports from the proper officers upon the subject of these Bridges have been received, and are now under the consideration of the Government.

(5.) Payments made to Members of Parliament for Services rendered to the Government:—Mr. Forster asked the Colonial Secretary, pursuant to Notice,—When will the Return relating to payments made to Members of Parliament for services rendered to the Government, ordered by this House on November 8, 1870, be laid upon the Table?

Mr. Parkes answered,—The Return will be laid upon the Table this afternoon.

2. PAPERS:—

Mr. Parkes laid upon the Table the following Papers:—

- (1.) Statistical Register of New South Wales for the year 1871.
- (2.) Correspondence respecting arrangements made by the Colonial Agent General for obtaining Powder for Large Guns.
- (3.) Return to an Order made on 8th November, 1870, in reference to “Payments made to Members of Parliament for services rendered to the Government.”
- (4.) Despatch—Renewal of Charter of Oriental Bank Corporation.
- (5.) Returns shewing:—
 - (1.) The gross amount received from the Police Districts of Grafton and Richmond River, as Land Revenue, from 1st January, 1858, to 31st December, 1871.
 - (2.) The amount expended on Public Works in the same Districts during the same period.
 - (3.) Balances unexpended of Votes for Public Works in the same Districts.
- (6.) Statement shewing the Expenditure under Loan Acts, 18 Vict., No. 35, and 35 Vict., No 5.
- (7.) Return shewing the amounts received as Revenue, from all sources, at Gulgong, from 1st April, 1871, to 31st March, 1872.
- (8.) General Abstract of Bank Liabilities and Assets for the Quarter ended 30th June, 1872.

Ordered to be printed.

Mr. Sutherland laid upon the Table the following Papers:—

- (1.) Return to an Order made on 4th July, 1872, in reference to “Bridges over Loddon River and at King's Falls.”
- (2.) Return to an Order made on 5th July, 1872, in reference to “Government Contracts.”
- (3.) Return to an Order (in part) made on 23rd July, 1872, in reference to “Quarters, &c., for Public Officers.”
- (4.) Return to an Address adopted on 23rd July, 1872, in reference to “Mr. Deegan, late Station-master at Bowral Railway Station.”
- (5.) Return to an Address adopted on 23rd July, 1872, in reference to “Dismissal and Re-appointment of certain Railway Employés.”

Ordered to be printed.

- (6.) Return to an Order made on 12th June, 1871, in reference to “Road from Iron Cove Road to Abattoir Road.”

3. MINING REGULATION BILL (“*Formal*” Motion):—Mr. Innes moved, pursuant to Notice, That this House will, on Wednesday next, resolve itself into a Committee of the Whole to consider the propriety of bringing in a Bill to make better provision for the regulation of Mining.
Question put and passed.
4. LEGAL PRACTITIONERS RELIEF BILL (“*Formal*” Motion):—Mr. Stewart moved, pursuant to Notice, That leave be given to bring in a Bill to relieve Legal Practitioners from certain restrictions and to promote their efficiency.
Question put and passed.
5. CEMETERIES REGULATION BILL (“*Formal*” Motion):—Mr. Forster moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of bringing in a Bill to regulate Cemeteries.
Question put and passed.
6. VOLUNTEER ADMISSION BILL (“*Formal*” Motion):—Mr. Forster moved, pursuant to Notice, That leave be given to bring in a Bill to regulate the admission of Volunteers.
Question put and passed.
7. DISTILLATION BILL (“*Formal*” Motion):—Mr. Forster moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of bringing in a Bill to remove restrictions upon Distillation.
Question put and passed.
8. SUPERANNUATION ACT AMENDMENT BILL (“*Formal*” Motion):—Mr. Forster moved, pursuant to Notice, That leave be given to bring in a Bill to repeal in part the Superannuation Act of 1864.
Question put and passed.
9. COMMONS REGULATION BILL (“*Formal*” Motion):—Mr. Terry moved, pursuant to Notice, for leave to bring in a Bill to regulate Commons.
Question put and passed.

10. **MINERAL SELECTION AT TOGO** ("Formal" Motion):—Mr. Robertson moved, pursuant to Notice, That the Petition presented by him on the 6th November, from certain Miners in the District of Braidwood, respecting a decision given by the Minister for Lands relative to a mineral selection at Togo, be printed.
Question put and passed.
11. **LEGAL PRACTITIONERS RELIEF BILL**:—Mr. Stewart having presented this Bill, Bill, intituled "*A Bill to relieve Legal Practitioners from certain restrictions and to promote their efficiency*",—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Friday, 15th November.
12. **PAPER**:—The Speaker laid upon the Table, Abstracts of the Public Accounts for the year 1871, together with the Auditor General's Report thereon, transmitted to the Legislative Assembly, in conformity with the provisions of the 38th clause of the Audit Act, 33 Vict., No. 18.
Ordered to be printed.
13. **NEW POSTAL CONTRACT *via* SUEZ**:—The Order of the Day having been read,—Mr. Parkes moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of the Governor's Message No. 1, in reference to this subject; and that Mr. Lackey do take the Chair in Committee of the Whole for this day only.
Question put and passed.
Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.
The Speaker resumed the Chair; and Mr. Lackey reported that the Committee had come to a Resolution.
Ordered, on motion of Mr. Parkes, that the said Resolution be now received.
Mr. Lackey then reported a Resolution, which was read a first time, as follows:—
Resolved,—That it is expedient that this Colony should co-operate with the other Colonies in inviting tenders for the conveyance of the Mails between a port in Australia and Point de Galle, in accordance with the proposal made by the Lords Commissioners of Her Majesty's Treasury—the details of agreement to be determined in Conference of the Colonies—to be binding on this Colony, however, only on receiving the approval of Parliament.
Resolution then, on motion of Mr. Parkes, read a second time, and agreed to.
14. **PUBLIC SCHOOLS**:—Mr. Buchanan moved, pursuant to Notice,—
(1.) That, in the opinion of this House, the exclusion of History from the subjects taught in our Public Schools is a serious defect which ought to be removed without delay.
(2.) That the Government ought to adopt such measures as it deems necessary to introduce into all schools subsidized from the Public Funds of this Country, a system of instruction in History, particularly the History of England.
(3.) That the above Resolutions be communicated by Address to His Excellency the Governor.
Debate ensued.
Mr. Forster moved the Previous Question.
Debate continued.
Previous Question,—That that Question be now put,—put and negatived.
15. **CHAIRMAN OF COMMITTEES**:—Mr. Fitzpatrick moved, pursuant to Notice, That "Richard Driver," Esquire, be Chairman of Committees of the Whole House during the present Session.
Mr. Baker moved, That the Question be amended by omitting the words "Richard Driver," with a view to inserting the words "Thomas Garrett."
Debate ensued.

And the House continuing to sit till after Midnight,—

FRIDAY, 8 NOVEMBER, 1872, A.M.

Question put,—That the words proposed to be omitted stand part of the Question.

The House divided.

Ayes 22.

Mr. Parkes,	Mr. Oakes,
Mr. Farnell,	Mr. Macleay,
Mr. Sutherland,	Mr. Wearne,
Mr. Butler,	Mr. Hurley, (Central
Mr. Innes,	Cumberland)
Mr. G. A. Lloyd,	Mr. Cunneen,
Mr. Bennett,	Mr. Lee,
Mr. Neale,	Mr. Scholey,
Mr. Macintosh,	Tellers.
Mr. Greville,	
Mr. Jacob,	Mr. W. C. Browne,
Mr. Abbott,	Mr. Fitzpatrick.
Mr. Moscs,	

Noes 14.

Mr. Robertson,	Tellers.
Mr. Forster,	
Mr. Hay,	Mr. Raphael,
Mr. Thomas Brown,	Mr. Baker.
Mr. Burns,	
Mr. Torry,	
Mr. Teece,	
Mr. Stewart,	
Mr. Buchanan,	
Mr. Warden,	
Mr. Clarke,	
Mr. Combes,	

And so it was resolved in the affirmative.

Original Question then,—That Richard Driver, Esquire, be Chairman of Committees of the Whole House during the present Session,—put and passed.

Whereupon Mr. Driver made his acknowledgments to the House.

Mr. Garrett also addressed the House.

The House adjourned at twenty-nine minutes after Twelve o'clock A.M., until Four o'clock P.M. This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 4.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 8 NOVEMBER, 1872.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) Circuit Courts for Dubbo:—Mr. Lord asked the Attorney General, pursuant to Notice,—

(1.) Is he aware that the residents of Dubbo and the electors of the Bogan suffer great loss and inconvenience from the distance of the established Circuit Courts?

(2.) Is it the intention of the Government to proclaim Dubbo as a place for holding Circuit Courts; if so, when?

Mr. Butler answered,—

(1.) I am not aware of any particular loss or inconvenience suffered by the residents of Dubbo and the electors of the Bogan, owing to the distance of the established Circuit Courts.

(2.) I have received a letter from the Chief Justice, written on behalf of himself and the other Judges, stating reasons against the holding of a Circuit Court at Dubbo. In consequence of this letter, I intend to make further inquiries, and give the subject further consideration.

- (2.) Gaol Accommodation at Dubbo:—Mr. Lord asked the Colonial Secretary, pursuant to Notice,—Is the present Gaol accommodation sufficient for the immediate proclamation of Dubbo as a place for holding Circuit Courts; if not, when will tenders be called for providing for the necessary accommodation?

Mr. Parkes answered,—The present Gaol accommodation at Dubbo consists of four cells only, and is not considered sufficient for the immediate proclamation of Dubbo as a place for holding a Circuit Court. The whole matter is now under the consideration of the Government, and should it be determined to extend Circuit Courts to Dubbo, the necessary steps will be taken to increase the accommodation.

- (3.) Volunteer Encampment:—Mr. Stewart asked the Colonial Secretary, pursuant to Notice,—

(1.) Whether any arrangements have been made for the encampment of the Volunteer Force, as provided for in this year's appropriations?

(2.) If not, whether the intention to hold such encampment has been abandoned?

Mr. Parkes answered,—I find that no arrangements have been made for the encampment for this year, and I apprehend it is now too late for the Force to avail itself of the vote.

- (4.) North Bulli Road:—Mr. Forster asked the Secretary for Public Works, pursuant to Notice,—With reference to his questions, numbered 2 on the Business Paper for July 23, (last Session), relating to expenditure for repairs of the Road between the Bulli Pass Road and Coal Cliff, Illawarra, and the answer (in part) thereto by the Honorable the Colonial Secretary, as follows, namely,—“The present Government have sent an officer specially to inquire and report upon the necessity for further expenditure”,—

(1.) What has been the result of the said officer's report?

(2.) What steps have the Government taken, or do they intend taking, in the matter?

Mr. Sutherland answered,—

(1.) A copy of the report from the Surveyor will presently be laid upon the Table.

(2.) In accordance with the recommendation in the last paragraph, £42 was paid to the Trustees, and the Government propose to pay this amount annually for the maintenance of the portion of the road referred to.

(5.)

- (5.) Regulations for Boatmen and Ferry Boats :—Mr. Tunks asked the Colonial Treasurer, pursuant to Notice,—Have the Marine Board of New South Wales made any Regulations for Boatmen and Ferry Boats plying for hire within the Harbour of Port Jackson ?

Mr. Parkes answered,—I understand that the Marine Board do not consider that they have power to make these Regulations under the existing Act, and are awaiting the passing of an amending Act for that purpose.

- (6.) The Census :—Mr. Tunks asked the Colonial Secretary, pursuant to Notice,—When will the Census taken on Sunday, 2nd April, 1871, be completed and circulated ?

Mr. Parkes answered,—On making the necessary inquiry, I am informed that the completion of the Census cannot be promised earlier than the second month of next year.

- (7.) Railway Goods Rates :—Mr. Macleay asked the Secretary for Public Works, pursuant to Notice,—Is it the intention of the Government to reduce the charges at present made for the conveyance of Goods by Railway ?

Mr. Sutherland answered,—A revised Goods Rate Sheet has been prepared, and is now under the consideration of the Government.

- (8.) Cattle Disease :—Mr. Nowlan asked the Colonial Secretary, pursuant to Notice,—

(1.) Are the Government aware that Foot and Mouth Disease continues to spread in Great Britain ; that outbreaks of Rinderpest have also occurred there ; and that both diseases are prevalent on the Continent and in India ?

(2.) What have the Government done towards carrying out the wish generally expressed in the House, and concurred in by the Government, at the end of last Session, that the importation of live stock from places outside the Australian Colonies should, for a time, be prohibited ?

Mr. Parkes answered,—The Government are aware that reports of the Foot and Mouth Disease and Rinderpest having broken out in Europe did reach this Colony ; the subject has been several times under consideration, but the Government have not seen their way to prohibit the importation of stock upon the information at present before them.

2. PAPERS :—

- (1.) *Mr. Farnell* laid upon the Table, Regulation having reference to working for Gold on land leased under the Crown Lands Occupation Act of 1861, for Mining purposes other than Gold.
Ordered to be printed.

- (2.) *Mr. Sutherland* laid upon the Table, Surveyor's Report on North Bulli Road.
Ordered to be printed.

3. PETERSHAM CHURCH GRANT BILL :—*Mr. Allen* presented a Petition from the Trustees of certain Church Land in the Parish of Petersham, praying for leave to bring in a Bill to enable Christopher Rolleston, Thomas Chaplin Breillat, Stephen Campbell Brown, and William Crane, or other the Trustees of certain Land and Premises in the Parish of Petersham, near Newtown, to sell the same, and to provide for the application of the proceeds thereof.
And *Mr. Allen* having produced the *Government Gazette*, and the *Sydney Morning Herald* and *Empire*, newspapers, containing the Notices required by the 59th Standing Order,—
Petition received.

4. LODER'S ESTATE BILL :—*Mr. Lackey* presented a Petition from Joshua Dowe, of Tamworth, Doctor of Medicine, and Andrew Loder, of Colly Creek, Grazier, praying for leave to bring in a Bill to enable the Executors of the Will of James Mein Loder, deceased, to sell a certain Sheep Station or Run called "North Quirindi" or "Currindi Creek," being part of the estate of the said James Mein Loder, and to invest the money to arise from such sale for the benefit of the parties interested in the said Station under the said Will,—
And *Mr. Lackey* having produced the *Government Gazette*, and the *Sydney Morning Herald* and *Armistale Express*, newspapers, containing the Notices required by the 59th Standing Order,—
Petition received.

5. DEPUTY SPEAKER'S COMMISSION TO ADMINISTER THE OATH :—The Speaker reported that he had received a Commission, under the Seal of the Colony, dated 8th November, 1872, and signed by His Excellency the Governor, empowering Richard Driver, Esquire, Chairman of Committees of the Legislative Assembly, in the absence of the Speaker, to administer to Members the Oath or Affirmation of Allegiance required by Law, of which the following is a copy :—

"By His Excellency SIR HERCULES GEORGE ROBERT ROBINSON, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief of the Colony of New South Wales and its Dependencies, and Vice-Admiral of the same.

"To all to whom these presents shall come,

"Greeting :

"In pursuance of the authority in me vested in that behalf, I, SIR HERCULES GEORGE ROBERT ROBINSON, as Governor of the Colony of New South Wales, do hereby authorize RICHARD DRIVER, Esquire, Chairman of Committees of the Legislative Assembly of the said Colony, in the absence of the Honorable the Speaker of the said Assembly, to administer from time to time, as occasion may require, to any Member of the said Assembly to whom the same shall not have been previously administered, the Oath or Affirmation of Allegiance to Her Majesty the Queen, required by law to be taken or made and subscribed by every such Member before he shall be permitted to sit or vote in the said Legislative Assembly.

"Given under my Hand and the Seal of the Colony, at Government House, Sydney, in New South Wales aforesaid, this eighth day of November, in the year of our Lord one thousand eight hundred and seventy-two, and in the thirty-sixth year of the reign of Her Majesty Queen Victoria.

"HERCULES ROBINSON.

"By His Excellency's Command,

"HENRY PARKES."

6. PERMISSIVE LIQUOR BILL:—

- (1.) The Order of the Day having been read,—on motion of Mr. Wearne the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to restrain the common retail sale of Fermented and Spirituous Liquors. The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the following Resolution:—

Resolved,—That it is desirable to bring in a Bill to restrain the common retail sale of Fermented and Spirituous Liquors.

On motion of Mr Wearne, that report was adopted.

- (2.) Mr. Wearne having *presented* this Bill, Bill, intituled "*A Bill to restrain the common Retail sale of Fermented and Spirituous Liquors*,"—read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Friday, 22nd November.

7. MATRIMONIAL CAUSES BILL:—The Order of the Day having been read,—Mr. Buchanan moved, That this Bill be now read a second time.

Question put.

The House divided.

Ayes, 18.

Mr. Farnell,	Mr. Nowlan,
Mr. Lackey,	Mr. Forster,
Mr. Driver,	Mr. Booth,
Mr. Lee,	Mr. Lucas,
Mr. Stewart,	Mr. Allen,
Mr. Tunks,	Mr. Greville,
Mr. Burns,	<i>Tellers.</i>
Mr. Moses,	Mr. Buchanan,
Mr. Cunneen,	Mr. Wearne.
Mr. Abbott,	

Noes, 11.

Mr. Innes,	<i>Tellers.</i>
Mr. Parkes,	
Mr. Butler,	Mr. W. C. Browne,
Mr. Sutherland,	Mr. Jacob.
Mr. Hay,	
Mr. Fitzpatrick,	
Mr. Bennett,	
Mr. Scholey,	
Mr. Macleay,	

And so it was resolved in the affirmative.

Bill read a second time.

On motion of Mr. Buchanan, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and the Chairman having reported the Bill without amendment, the House, on motion of Mr. Buchanan, adopted that report, and ordered that the third reading of the Bill stand an Order of the Day for Tuesday next.

8. STAMP DUTIES ACT AMENDMENT BILL:—

- (1.) The Order of the Day having been read,—on motion of Mr. Stewart the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to amend the Stamp Duties Amendment Act of 1871 and the Stamp Duties Act of 1865.

The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the following Resolution:—

Resolved,—That it is desirable to bring in a Bill to amend the Stamp Duties Amendment Act of 1871, and the Stamp Duties Act of 1865.

On motion of Mr. Stewart, that report was adopted.

- (2.) Mr. Stewart having *presented* this Bill, Bill, intituled "*A Bill to amend the Stamp Duties Amendment Act of 1871 and the Stamp Duties Act of 1865*,"—read a first time, Ordered to be printed, and that the second reading stand an Order of the Day for Tuesday next.

9. CEMETERIES REGULATION BILL:—The Order of the Day having been read,—on motion of Mr. Forster the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to regulate Cemeteries.

The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the following Resolution:—

Resolved,—That it is desirable to bring in a Bill to regulate Cemeteries.

On motion of Mr. Forster, that report was adopted.

10. DISTILLATION BILL:—The Order of the Day in reference to this Bill read, and, on motion of Mr. Forster, discharged.

The House adjourned at Six o'clock, until Tuesday next, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 5.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 12 NOVEMBER, 1872.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Telegraph Office for Wattle Flat :—Mr. Raphael asked the Postmaster General, pursuant to Notice,—Is it the intention of the Government to add a Telegraph Office, in connection with the Post Office, in the Township of Wattle Flat?

Mr. G. A. Lloyd answered,—It is not the intention of the Government to establish a Telegraph Office at Wattle Flat, as it is only six miles from Sofala, and would not be likely to cover working expenses. If the people of Wattle Flat guaranteed the Operator's salary, the same as at Hill End and Sofala, there could be no objection to the opening of a Station there.

- (2.) Succession Duties :—Mr. Raphael asked the Colonial Secretary, pursuant to Notice,—The amount received by the Government from Succession Duties, from the passing of the Stamp Duties Act up to 30th September last?

Mr. Parkes answered,—I will, in the course of the afternoon, lay upon the Table of the House a Return giving the information which the Honorable Member seeks.

- (3.) Water Supply :—Mr. Moscs, on behalf of Mr. Neale, asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to submit, during the present Session, any proposal with a view to securing a reliable and satisfactory Water Supply for Sydney and Suburbs?

Mr. Parkes answered,—It is the intention of the Government, during the present Session, to introduce such a proposal.

- (4.) Border Duties :—Sir James Martin asked the Colonial Secretary, pursuant to Notice,—

(1.) What sums were received for duties on goods imported across, or by way of, the River Murray (including the duties on goods taken out of bond), during the months of August, September, and October, respectively?

(2.) What sum was received for such duties during the week ending the 7th instant?

Mr. Parkes answered,—

The total amount for the month of August was	...	...	£9,167	10	8
" " " September	...	...	5,932	8	8
" " " October	...	...	6,158	12	2

I have not been able to obtain the Return from the Murray River Stations for the week ending on the 7th instant.

- (5.) The Colonial Treasurer :—Sir James Martin asked the Colonial Secretary, pursuant to Notice,—
(1.) Whether Mr. Saul Samuel, (a Member of the Legislative Council), did not some weeks back, and, if so, when, take charge of the Department of the Colonial Treasurer during the absence, from illness, of the Minister?

(2.) Is Mr. Samuel still acting as Colonial Treasurer, and, if not, when did he cease so to act?

(3.)

(3.) When is it probable that Mr. Piddington will be able to re-enter upon the duties of his Department?

Mr. Parkes answered,—About the 14th September Mr. Piddington was taken seriously ill, and some eight or ten days after that date Mr. Samuel consented to perform the duties of the Treasury during the Treasurer's illness. At that time it was not thought the Treasurer's illness would be of long continuance. Mr. Samuel ceased to perform these duties at the beginning of the present month. I hope Mr. Piddington will be able to re-enter upon his duties in a week or ten days.

(6.) Illawarra Road:—Mr. Forster asked the Secretary for Public Works, pursuant to Notice,—What course have the Government taken, or do they intend taking, with reference to the appointment of Trustees for the Coast Road between Sydney and Illawarra?

Mr. Sutherland answered,—The sum of £180, for the repair of that portion of the Coast Road from Bottle Forest to Westmacott's Pass, has been placed at the disposal of Trustees. The nomination of persons willing to act on the Trust for George's River end of road only reached my office a few days ago, and the appointments have been made to-day.

(7.) Public Expenditure:—Mr. Buchanan asked the Secretary for Public Works, pursuant to Notice,—

(1.) The amount expended at the instance of Mr. Samuel while acting as Colonial Treasurer, during the absence of Mr. Piddington, out of the vote of £12,000 for the repairs, alterations, and additions to public buildings; the nature of such work, and the sum paid for it?

(2.) The amount expended during the same period at Mr. Samuel's instance, or by his orders, out of the £30,000 voted for unforeseen contingencies; the nature of each work, and the sum paid for it?

Mr. Parkes answered,—

(1.) None.

(2.) Mr. Samuel authorized seventeen payments, amounting to... £6,145 17s. 8d.

These payments were as follows:—

Exchange on Country Remittances	...	...	...	£70	10	7
" Remittances to England	...	...	...	1,702	19	5
Duty Stamps	...	...	...	170	8	0
Expenses in Quarantine	...	...	...	1	0	0
Exchange on Remittances (Country)	...	...	...	23	13	3
For assistance to Health Officer, Port Jackson; watching vessels arriving by night in Harbour, from proclaimed Ports, from 30th August to 30th September	...	...	...	24	0	0
Fortifications (Contracts in progress)	...	...	...	208	0	0
Stores and Stationery, 1871	...	...	...	6	5	6
Moiety of Cost of Survey of Boundary line between New South Wales and Victoria	...	...	...	1,525	18	11
Fortifications (Contracts in progress)	...	...	...	1,000	0	0
Do. do.	...	...	...	1,000	0	0
Stores and Stationery, 1871	...	...	...	0	15	0
Fortifications (Contracts in progress)	...	...	...	2	16	0
Additions to Lunatic Asylum, Tarban, 1870	...	...	...	30	9	11
Sundry payments from London account	...	...	...	141	12	6
Do. do.	...	...	...	142	14	9
Expenses in Quarantine	...	...	...	94	13	10

(8.) Water Reserve at foot of Liverpool Range:—Mr. W. C. Browne asked the Secretary for Lands, pursuant to Notice,—Have the Government taken any, and, if any, what steps, to prevent Mr. James Seville from taking or retaining possession of any portion of the Water Reserve, situate at the foot of the Liverpool Range, on the road from Merriwa to Breeza, or to prevent him from charging for every lot of sheep or cattle watering thereat?

Mr. Farnell answered,—Instructions have been issued for the ejectment of Mr. Seville from the Reserve. Mr. Seville was apprised, on the 24th ultimo, that he was in unauthorized occupation.

(9.) Reserves on Jerry's Plains and Breeza Road:—Mr. W. C. Browne asked the Secretary for Lands, pursuant to Notice,—Has any report been received from the surveyor appointed to inspect and report upon the reserves for travelling stock on the road from Jerry's Plains *via* Merriwa to Breeza; and, if so, when will it be laid upon the Table of this House?

Mr. Farnell answered,—Five reports on the subject have been received from Mr. Surveyor Evans, copies of which I will lay upon the Table this afternoon. It is the intention of the Government to carry out Mr. Evans's recommendation.

2. PAPERS:—

Mr. Parkes laid upon the Table the following Papers:—

(1.) Return shewing the amounts received by the Government from Succession Duties, from the passing of the Stamp Duties Act up to 30th September last.

(2.) Orders and Regulations concerning the Public Abattoirs at Glebe Island.
Ordered to be printed.

Mr. Farnell laid upon the Table the following Papers:—

(1.) Surveyor's Reports on Reserves on Road from Jerry's Plains to Breeza.

(2.) Return to an Order made on 6th August, 1872, in reference to a "Quartz Claim on Turon River."
Ordered to be printed.

3. VOLUNTEER ADMISSION BILL:—Mr. Forster having presented this Bill, Bill, intituled "*A Bill to regulate the admission of Volunteers*,"—read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Friday, 22nd November.

4. EVIDENCE FURTHER AMENDMENT BILL (*"Formal" Motion*):—Mr. R. B. Smith moved, pursuant to Notice, for leave to bring in a Bill for the further amendment of the Law of Evidence.
Question put and passed.
5. PETERSHAM CHURCH GRANT BILL (*"Formal" Motion*):—
 - (1.) Mr. Allen moved, pursuant to Notice, for leave to bring in a Bill to enable the Trustees of certain land at Petersham, near Newtown, to sell the same, and to provide for the application of the proceeds thereof.
Question put and passed.
 - (2.) Mr. Allen having *presented* this Bill, and produced a Certificate of the payment of twenty-five pounds to the credit of the Consolidated Revenue of the Colony, Bill, intituled "*A Bill to enable Christopher Rolleston Thomas Chaplin Breillat Stephen Campbell Brown and William Crane or other the Trustees of certain land and premises in the Parish of Petersham near Newtown to sell the same and to provide for the application of the proceeds thereof,*"—read a first time.
6. LODER'S ESTATE BILL (*"Formal" Motion*):—
 - (1.) Mr. Lackey moved, pursuant to Notice, for leave to bring in a Bill to enable the Executors of the Will of James Mein Loder, deceased, to sell a certain Sheep Station or Run called North Quirindi, or Currindi Creek, being part of the Estate of the said James Mein Loder, and to invest the money to arise from such sale for the benefit of the parties interested in the said Station under the said Will.
Question put and passed.
 - (2.) Mr. Lackey having *presented* this Bill, and produced a Certificate of the payment of twenty-five pounds to the credit of the Consolidated Revenue of the Colony, Bill, intituled "*A Bill to enable the Executors of the Will of James Mein Loder deceased to sell a certain Sheep Station or Run called 'North Quirindi' or 'Currindi Creek' being part of the estate of the said James Mein Loder and to invest the money to arise from such sale for the benefit of the parties interested in the said Station under the said Will,*"—read a first time.
7. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—
 - (1.) *Maturity of Warrant Reported*:—The Speaker reported that his Warrant appointing the Committee of Elections and Qualifications for the present Session, laid upon the Table on Tuesday, 5th November, 1872, not having been disapproved by the Assembly in the course of the three next sitting days on which the Assembly met for the despatch of business, had now taken effect as an appointment of such Committee, and intimated that it was therefore open to Members of the Committee to be sworn at the Table by the Clerk, in accordance with the 70th section of the Electoral Act of 1858.
 - (2.) *Members of Committee Sworn*:—Whereupon George Wigram Allen, Richard Hill, John Lackey, and John Stewart, Esquires, came to the Table, and were severally sworn by the Clerk as Members of the said Committee.
8. LONDON AND PARIS EXHIBITIONS:—Mr. Stewart moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency may be pleased to cause to be laid upon the Table of this House, a Return shewing,—
 - (1.) What sums have been annually expended by the Government of this Colony in connection with the Exhibitions of London and Paris respectively.
 - (2.) To what special purposes these sums were appropriated.
 - (3.) What sums were paid for gold specimens, and for other articles sent to these Exhibitions.
 - (4.) What sums were received in return for the gold and other articles purchased here for the Exhibition.
 Question put and passed.
9. THE CIVIL SERVICE:—Captain Onslow moved, pursuant to *amended* Notice,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, for the purpose of inquiring into and reporting upon the organization of the Civil Service, and the promotions and appointments under the same.
 - (2.) That such Committee consist of Mr. Driver, Mr. Farnell, Mr. Fitzpatrick, Mr. Forster, Mr. Jacob, Mr. Macleay, Mr. Parkes, Mr. Robertson, Mr. Hay, and the Mover.
 - (3.) That the Progress Report and Evidence on the same subject, laid upon the Table of this House on the 2nd August, 1872, be referred to this Committee.
 Debate ensued.
Question put and passed.
10. RAILWAY GAUGE:—Mr. Macleay moved, pursuant to Notice, That this House is of opinion that all extensions of the present Railways from Goulburn, Bathurst, and Murrurundi, should be constructed on a gauge not exceeding three feet.
Debate ensued.
Mr. Raphael moved, That this Debate be now adjourned to Tuesday next.
Debate ensued on the motion for adjournment of the Debate.
Motion by leave withdrawn.
Debate on Original Question continued,—and, on motion of Mr. Parkes, adjourned to Thursday next.
11. COMMONS REGULATION BILL:—Mr. Terry having presented this Bill, Bill, intituled "*A Bill to regulate Commons*",—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Friday, 22nd November.
12. MATRIMONIAL CAUSES BILL,—on motion of Mr. Buchanan, read a third time, and *passed*.
Mr. Buchanan then moved, That the Title of this Bill be "*An Act to amend the Law relating to Divorce and Matrimonial Causes in New South Wales.*"
Question put and passed.

Whereupon

Whereupon Mr. Buchanan moved, That this Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Law relating to Divorce and Matrimonial Causes in New South Wales*,"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 12 November, 1872.*

Question put and passed.

13. POSTPONEMENT:—The Order of the Day for the second reading of the Stamp Duties Act Amendment Bill postponed, on motion of Mr. Stewart, to Friday, 22nd November.

The House adjourned at ten minutes before Eleven o'clock, until To-morrow at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 6.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 13 NOVEMBER, 1872.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Bridge across the Castlereagh River, at Cobbora :—Mr. Lord asked the Secretary for Public Works, pursuant to Notice,—When will Tenders be called for the construction of the Bridge across the Castlereagh River, at Cobbora?
Mr. Sutherland answered,—Tenders will be invited for construction of Bridge over the Castlereagh River, at Cobbora, when sections have been received from the surveyor, who is now returning from Cobbora.
- (2.) Bridge across the Belubula River, at Canowindra :—Mr. Lord asked the Secretary for Public Works, pursuant to Notice,—Is it the intention of the Government to place a sum of money on the Estimates for 1873 to construct a Bridge across the Belubula River, at Canowindra?
Mr. Sutherland answered,—It is not the intention of the Government to place a sum of money on the Estimates for 1873 to construct a Bridge over the Belubula River, at Canowindra.
- (3.) Bridge across Duck Creek, at Cannonbar :—Mr. Lord asked the Secretary for Public Works, pursuant to Notice,—When will tenders be called for the construction of the Bridge across Duck Creek, at Cannonbar, and the other bridges on the main line of road from Dubbo to Bourke?
Mr. Sutherland answered,—Tenders were invited in yesterday's *Gazette* for the construction of a Bridge over the Duck Creek, at Cannonbar, and for other bridges on the main line of road from Dubbo to Bourke.
- (4.) Punt at Brewarrina :—Mr. Lord asked the Secretary for Public Works, pursuant to Notice,—When tenders are likely to be called for the building of the Punt to cross the Darling River, at Brewarrina?
Mr. Sutherland answered,—Tenders will be invited for the construction of a Punt for Brewarrina in the next issue of the *Government Gazette*.
- (5.) Police Quarters at Toogong :—Mr. Lord asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to erect a building for Police Quarters, and Magistrates Room for holding Courts, at Toogong?
Mr. Parkes answered,—I find that repairs to the old Police Quarters were authorized on the 20th September. I will make inquiry as to whether it is necessary to erect new buildings.
- (6.) Mineral Selections other than Gold :—Mr. Burns asked the Colonial Treasurer, pursuant to Notice,—The amount paid into the Treasury for Mineral Selections, other than gold, from the 1st January to the 30th September, 1872, inclusive?
Mr. Parkes answered,—I will, in the course of the afternoon, lay upon the Table a Return giving the information the Honorable Gentleman wants.
- (7.) Land adjoining new School of Industry :—Mr. Stewart, on behalf of Mr. Buchanan, asked the Secretary for Lands, pursuant to Notice,—
 - (1.) Has the Government taken possession of that piece of land at Darlinghurst, next the new School of Industry, and at present wrongfully in possession of the authorities of the Roman Catholic Church?
 - (2.) Did the Government oust any parties from possession of the land in question by judicial proceedings; and, if so, who were the parties so ousted?

(3.)

- (3.) Are the ousted parties still in possession of the land, and how long have they been in possession since the Government ousted them by the judgment of a Court of Law?
- (4.) Is it the intention of the Government to give effect to the judicial decision obtained in their favour, by putting an end to any further delay in clearing the ground of those who are at present in wrongful possession of it?
- (5.) Has any rent been paid to the Government by the persons whom the Government have allowed to remain in possession of the land, since they were ousted by action of ejectment?
- (6.) What does the Government mean to do with the land?

Mr. Farnell answered,—The Government has not considered it necessary to take any extreme measures in this case. The land will, in a short time, be set apart, under trust, as an asylum for destitute women of good character, without reference to religious distinctions.

- (8.) Selection on Ophir Gold Fields Reserve :—Mr. Stewart, on behalf of Mr. Buchanan, asked the Secretary for Lands, pursuant to Notice,—

- (1.) Is the Minister for Lands aware that certain squatters, named Treewecke, have selected 100 acres of land in the centre of the Ophir Gold Fields Reserve?
- (2.) Was this selection made in June last, and was it reported to the Government?
- (3.) Has the Government taken, or does it intend to take, any action in reference to this very important matter to the miners at Ophir?

Mr. Farnell answered,—

- (1.) Yes; but the selection is not within a reserve, but on land open to conditional purchase under the 14th clause of the Alienation Act.

(2.) Yes.

- (3.) The application was sent on the 27th of July last to Licensed Surveyor Spark for his report; the case has also been referred to the Commissioner in charge of the Western Gold Fields, as to whether any objection exists to its alienation. Any miner can obtain authority from the Secretary for Lands to search for gold within the land selected, and should the land be found to contain auriferous deposits, the sale of the same can be annulled.

- (9.) Court of Petty Sessions at Kiandra :—Mr. Grahame asked the Colonial Secretary, pursuant to Notice,—If he will be pleased to give the names of the parties who recommended the discontinuance of the Court of Petty Sessions at Kiandra, within the Electorate of Monaro?

Mr. Parkes answered,—The Inspector General of Police recommended the discontinuance of the Court of Petty Sessions at Kiandra, after consulting the Police Magistrate for the district, Mr. Dawson, who concurred in the recommendation.

2. PAPERS :—Mr. Parkes laid upon the Table the following Papers :—

- (1.) A Return shewing the calculations by which the sum of seventy-five thousand pounds was arrived at in July, 1872, as an equivalent for the duties collected on Imports across and by way of the River Murray.
- (2.) Statement of amounts received for Mineral Leases, other than gold or coal, from the 1st January to 31st October, 1872.

Ordered to be printed.

3. JOHN DARGIN :—Mr. Webb presented a Petition from John Dargin, of Bathurst, alleging that, in making the approaches to the new bridge across the River Macquarie, a portion of land was severed from other lands belonging to him, by which the whole of his property has been damaged—that he has received no compensation for such severance; and praying for inquiry into the matter.
Petition received.
4. COLONIAL PRODUCE DISTILLATION BILL (*"Formal" Motion*) :—Mr. Parkes moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide greater facilities for and to regulate distillation from articles the produce of the Colony.
Question put and passed.
5. LUNACY BILL (*"Formal" Motion*) :—Mr. Parkes moved, pursuant to Notice, for leave to bring in a Bill to amend and consolidate the Law relating to the Insane.
Question put and passed.
6. CRIMINAL LAW CONSOLIDATION AND AMENDMENT BILL (*"Formal" Motion*) :—Mr. Butler moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the propriety of bringing in a Bill to consolidate and amend in certain respects the Criminal Law.
Question put and passed.
7. RAILWAYS AND PUBLIC WORKS CONSTRUCTION BILL (*"Formal" Motion*) :—Mr. Sutherland moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to authorize the construction of Railways and other Public Works.
Question put and passed.
8. HASTINGS ELECTORATE SUBDIVISION BILL (*"Formal" Motion*) :—
- (1.) Mr. R. B. Smith moved, pursuant to Notice, for leave to bring in a Bill to subdivide the Electoral District of The Hastings.
Question put and passed.
- (2.) Mr. Smith having *presented* this Bill, Bill, intituled "*A Bill to subdivide the Electoral District of The Hastings*,"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Friday, 29th November.
9. LUNACY BILL :—Mr. Parkes having *presented* this Bill, Bill, intituled "*A Bill to amend and consolidate the Law relating to the Insane*,"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Wednesday next.

10. NEWSPAPER POSTAGE ABOLITION BILL :—

- (1.) Mr. Parkes moved, pursuant to Notice, for leave to bring in a Bill to abolish the imposition of postage rates on newspapers.

Debate ensued.

Question put.

The House divided.

Ayes, 31.

Mr. Parkes,	Mr. Hoskins,
Mr. Butler,	Mr. Greville,
Mr. Farnell,	Mr. Oakes,
Mr. Sutherland,	Mr. Cummings,
Mr. Innes,	Mr. Burns,
Mr. G. A. Lloyd,	Mr. Single,
Mr. Robertson,	Mr. Combes,
Mr. Fitzpatrick,	Mr. Stewart,
Mr. Baker,	Mr. Lee,
Mr. Grahame,	Mr. Taylor,
Mr. Allen,	Mr. De Salis,
Mr. Thomas Brown,	Mr. Driver,
Mr. Bennett,	<i>Tellers.</i>
Mr. Scholey,	Mr. Webb,
Mr. Hay,	Mr. R. B. Smith.
Mr. Abbott,	
Mr. Bawden,	

Noes, 10.

Sir James Martin,
Mr. Lord,
Mr. Forster,
Mr. Nowlan,
Mr. Booth,
Mr. Macleay,
Mr. Hill,
Mr. Hannell,
<i>Tellers.</i>
Mr. Hurley (<i>Central</i>
<i>Cumberland</i>),
Captain Onslow.

And so it was resolved in the affirmative.

- (2.) Mr. Parkes having
- presented*
- this Bill, Bill, intituled "
- A Bill to abolish the imposition of Postage Rates on Newspapers*
- ,"—read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Wednesday next.

11. WHARF ACCOMMODATION, SYDNEY HARBOUR :—Mr. Parkes moved, pursuant to Notice,—

- (1.) That a Select Committee be appointed, with power to send for persons and papers, to consider and report upon the best means of improving the Wharf Accommodation of "Sydney Harbour," and providing greater facilities for the loading and unloading of vessels.

- (2.) That such Committee consist of Mr. Robertson, Mr. Allen, Mr. Clarke, Mr. Sutherland, Mr. G. A. Lloyd, Mr. Macintosh, Mr. Wearne, Mr. Hoskins, Mr. Watson and the Mover.

Debate ensued.

Mr. Hannell moved, that the Question be amended by inserting between the words "Sydney" and "Harbour," the words "and Newcastle."

Debate continued.

Question put,—That the words proposed to be inserted be there inserted.

The House divided.

Ayes, 4.

Mr. R. B. Smith,
Mr. Nowlan,
<i>Tellers.</i>
Mr. Fitzpatrick,
Mr. Hannell.

Noes, 33.

Mr. Parkes,	Mr. Terry,
Mr. Farnell,	Mr. Greville,
Mr. Butler,	Mr. Hoskins,
Mr. Sutherland,	Mr. Oakes,
Mr. G. A. Lloyd,	Mr. Cunneen,
Mr. Innes,	Mr. Lee,
Mr. Hurley (<i>Central</i>	Mr. Webb,
<i>Cumberland</i>),	Mr. Clarke,
Mr. Baker,	Mr. Hill,
Mr. Booth,	Mr. Stewart,
Mr. Bennett,	Mr. Burns,
Mr. Cummings,	Mr. De Salis,
Mr. Allen,	Mr. W. C. Browne,
Mr. Warden,	Mr. Driver,
Mr. Abbott,	<i>Tellers.</i>
Mr. Grahame,	Mr. Single,
Mr. Thomas Brown,	Mr. Combes.
Mr. Scholey,	

And so it passed in the negative.

Original Question then put, and passed.

12. COMMITTEE OF ELECTIONS AND QUALIFICATIONS :—Richard Driver, Esquire, came to the Table, and was sworn by the Clerk as a Member of the Committee of Elections and Qualifications.

13. MINING REGULATION BILL :—The Order of the Day having been read,—on motion of Mr. Innes the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to make better provision for the regulation of Mining. The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the following Resolution :—

Resolved,—That it is desirable to bring in a Bill to make better provision for the Regulation of Mining.

On motion of Mr. Innes, that report was adopted.

The House adjourned at five minutes before Seven o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 7.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 14 NOVEMBER, 1872.

1. The House met pursuant to adjournment ; the Speaker took the Chair.

QUESTIONS :—

- (1.) The Goulburn Volunteers :—Mr. Teece asked the Colonial Secretary, pursuant to Notice,—

(1.) Has a reply been sent to the Citizens of Goulburn to the application forwarded by them on the 3rd October, requesting the appointment of a Special Commission to inquire into the causes of the disagreements between the Captain and the Members of the Goulburn Company of Volunteers ?

(2.) Has the Board of inquiry about to investigate the causes which led to the discharge of Private Martyr, late Secretary to the Goulburn Company, been appointed by the Governor with the advice of the Executive Council ; if not, by whom ?

(3.) Has the Colonial Secretary any objection to lay upon the Table of this House copies of all Correspondence between Colonel Richardson and Captain Rossi concerning dismissals and disagreements in the above Company ?

Mr. Parkes answered,—

(1.) Not any formal reply ; the act of compliance is the practical reply to the request made.

(2.) A reference to the 4th Section of the Act 31 Victoria, No. 5, and to the Regulation under the Act No. 62, determines that Boards of inquiry relating to organization, drill, and discipline, shall be appointed by the Governor only, as Queen's Representative, in virtue of his office of Commander-in-Chief.

(3.) There will be no objection, that I am at present aware of, to laying any such Correspondence as that referred to before the House, should the Honorable Member move for its production.

- (2.) Conveyance of Wool by Railway :—Mr. Macleay, on behalf of Mr. Hoskins, asked the Secretary for Public Works, pursuant to Notice,—Do the Government intend to alter, revise, or reduce the existing tariff of charges for the conveyance of wool by railway during the present wool season ?

Mr. Sutherland answered,—No alteration will be made during the present season in the existing charge for the conveyance of wool by railway.

2. COHEN'S ESTATE BILL :—Mr. Burns presented a Petition from Priscilla Cohen, of Sydney, and Lewis Solomon, of Albury, praying for leave to bring in a Bill to enable the Trustees of the Will of Mr. Michael Cohen, deceased, to sell certain land in Clarence-street, Sydney, and to make provision for the investment of the proceeds of the sale thereof.

And Mr. Burns having produced the *Government Gazette*, and the *Sydney Morning Herald*, newspaper, containing the notices required by the 59th Standing Order,—
Petition received.

3. **MINING REGULATION BILL**:—The following Message from His Excellency the Governor was delivered by Mr. Parkes, and read by the Speaker:—

HERCULES ROBINSON,
Governor.

Message No. 2.

With a view to the amendment and consolidation of the laws relating to the mineral lands, and the creation of certain offices in connection therewith, the Governor recommends for the consideration of the Legislative Assembly, under the 54th clause of the Constitution Act, the expediency of making better provision for the expenses consequent on the passing of a Bill for the regulation of mining and for other purposes.

Government House,

Sydney, 13 November, 1872.

Ordered to be taken into consideration in Committee of the Whole on the Mining Regulation Bill.

4. **PAPER**:—Mr. Parkes laid upon the Table, By-laws of the Municipal District of Hay.
Ordered to be printed.
5. **LODER'S ESTATE BILL** ("Formal" Motion):—Mr. Lackey moved, pursuant to Notice,—
(1.) That Loder's Estate Bill be referred to a Select Committee for consideration and report.
(2.) That such Committee consist of Mr. Allen, Mr. Fitzpatrick, Mr. Hill, Mr. Hoskins, Mr. Farnell, Mr. W. C. Browne, Mr. Moses, Mr. J. S. Smith, Mr. Single, and the Mover.
(3.) That the Report and Evidence on the Bill, laid upon the Table of this House on 11th July, 1872, be referred to this Committee.
Question put and passed.
6. **JOHN DARGIN** ("Formal" Motion):—Mr. Stewart, on behalf of Mr. Webb, moved, pursuant to Notice, That the Petition presented by Mr. Webb on the 13th November, from John Dargin, relative to severance of his land at Bathurst, be printed.
Question put and passed.
7. **PETERSHAM CHURCH GRANT BILL** ("Formal" Motion):—Mr. Burns, on behalf of Mr. Allen, moved, pursuant to Notice,—
(1.) That the Petersham Church Grant Bill be referred to a Select Committee for consideration and report.
(2.) That such Committee consist of Mr. Lackey, Mr. Hill, Mr. Creed, Mr. Driver, Mr. Hoskins, Mr. Neale, and Mr. Allen.
(3.) That the Report and Evidence on the Bill, laid upon the Table of this House on 25th July, 1872, be referred to this Committee.
Question put and passed.
8. **SPECIAL ADJOURNMENT**:—Mr. Parkes moved, pursuant to Notice, That this House at its rising do adjourn until Tuesday next.
Debate ensued.
Question put.
The House divided.

Ayes, 29.

Mr. Parkes,	Mr. Hurley (Central
Mr. Butler,	Cumberland),
Mr. Farnell,	Mr. Oakes,
Mr. Sutherland,	Mr. Wearne,
Mr. G. A. Lloyd,	Mr. Baker,
Mr. Hill,	Captain Onslow,
Mr. Burns,	Mr. Tunks,
Mr. Allen,	Mr. Tecco,
Mr. Booth,	Mr. De Salis,
Mr. Grahame,	Mr. Taylor,
Mr. Bennett,	Mr. Driver,
Mr. Scholey,	Mr. Lackey,
Mr. Cummings,	Tellers.
Mr. Single,	
Mr. Hay,	Mr. Fitzpatrick,
Mr. Abbott,	Mr. Raphael.

Noes, 6.

Mr. Forster,
Mr. Macleay,
Mr. Hannell,
Mr. Warden,
Tellers.
Mr. Combes,
Mr. Stewart.

And so it was resolved in the affirmative.

9. **COLONIAL PRODUCE DISTILLATION BILL**:—The Order of the Day having been read,—on motion of Mr. Parkes the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide greater facilities for and to regulate distillation from articles the produce of the Colony.
The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the following Resolution:—
Resolved,—That it is desirable to bring in a Bill to provide greater facilities for and to regulate distillation from articles the produce of the Colony.
On motion of Mr. Parkes, that report was adopted.
10. **CRIMINAL LAW CONSOLIDATION AND AMENDMENT BILL**:—
(1.) The Order of the Day having been read,—on motion of Mr. Butler the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to consolidate and amend in certain respects the Criminal Law.
The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the following Resolution:—
Resolved,—That it is desirable to bring in a Bill to consolidate and amend in certain respects the Criminal Law.
On motion of Mr. Butler, that report was adopted.

(2.)

(2.) Mr. Butler having *presented* this Bill, Bill, intituled "*A Bill to consolidate and amend in certain respects the Criminal Law*,"—read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Thursday, 28th November.

11. POSTPONEMENT:—The Order of the Day for the consideration in Committee of the Whole of the expediency of bringing in a Bill to authorize the construction of Railways and other Public Works,—postponed, on motion of Mr. Sutherland, to Wednesday next.
12. RAILWAY GAUGE:—The adjourned Debate, on the motion of Mr. Macleay, "That this House is of opinion that all extensions of the present Railways from Goulburn, Bathurst, and Murrurundi, should be constructed on a gauge not exceeding three feet,"—resumed.

Question put.

The House divided.

Ayes, 8.

Captain Onslow,
Mr. Teece,
Mr. Hoskins,
Mr. Macleay,
Mr. Lackey,
Mr. R. B. Smith,

Tellers.

Mr. Raphael,
Mr. Stewart.

Noes, 26.

Mr. Parkes,	Mr. Neale,
Mr. Butler,	Mr. Grahame,
Mr. Farnell,	Mr. Fitzpatrick,
Mr. G. A. Lloyd,	Mr. Hay,
Mr. Sutherland,	Mr. Cummings,
Mr. Forster,	Mr. Burns,
Mr. Innes,	Mr. Cunneen,
Mr. Garrett,	Mr. Warden,
Mr. Hurley (Central Cumberland),	Mr. Scholey,
Mr. Abbott,	Mr. Taylor,
Mr. Bawden,	<i>Tellers.</i>
Mr. Bennett,	Mr. Macintosh,
Mr. Booth,	Mr. W. C. Browne.
Mr. Moses,	

And so it passed in the negative.

The House adjourned at twenty-six minutes before Eleven o'clock, until *Tuesday* next, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 8.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 19 NOVEMBER, 1872.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) Publicans Licenses:—Mr. Wearne asked the Colonial Secretary, pursuant to Notice,—

(1.) Is the Government aware that in the case of Patrick O'Brien's application for a publican's license at the Central Police Office, on Tuesday, November 12th, to the granting of which the Police laid objections, the Magistrates refused to allow the evidence of Sub-Inspector Taylor and others to be reduced to writing?

(2.) Will the Government, if such be the case, have any objection to give the names of the Magistrates who adjudicated in the case?

(3.) Is the Government aware that evidence taken on oath in support of objections to the granting of publicans licenses, is frequently not reduced to writing?

Mr. Parkes answered,—The following information has been received from the Police Magistrate, Central Police Office,—

(1.) In the case of the application of Patrick O'Brien, heard on the 12th instant, the sitting Justices decided that it was not necessary to take down in writing the evidence offered in support of the objections made by the Police to the granting of the application.

(2.) Messrs. George Hill, John Evans, W. Kippax, M. M. Cohen, J. W. Smart, and F. Cunningham, were the Justices who adjudicated in O'Brien's case.

(3.) The Publicans Act 25 Vict. No. 14 does not seem to require that evidence taken on oath, in support of objections made to the granting of publicans licenses, should be reduced to writing, and cases have occurred in which the sitting Justices decided that such a course was not necessary.

- (2.) Publicans Licenses:—Mr. Wearne asked the Colonial Secretary, pursuant to Notice,—

(1.) The number of applications since January 1st, 1869, for publicans licenses in the Metropolitan Police District, to the granting of which police and other objections have been filed, and the result of such objection in each case?

(2.) With copies of all such objections, and the evidence adduced in support of the same?

(3.) The names of the Magistrates who composed the respective Benches?

Mr. Parkes answered,—I have been furnished with the following information by the Police Magistrate, Central Police Court,—

(1.) The number of applications since January, 1869, for publicans licenses, to the granting of which police and other objections have been filed, is nineteen. The result was that in four cases the applications were withdrawn; in twelve cases the applications were refused; in two cases they were granted, and one case is still undecided.

(2 & 3.) Copies of the objections, and the evidence taken in support of them, would take a few days to prepare; and it would also take some little time to get the names of the Justices who composed the Benches, but this can be done, if necessary, and furnished on a future day.

The Water Police Magistrate has furnished me with the following:—

(1.) The number of applications since 1st January, 1869, for publicans licenses at the Water Police Court, to the granting of which police and other objections have been filed, is fourteen—five were refused and nine were granted.

(2 & 3.) The answers to 2 and 3 are too voluminous to be supplied at once, but will be furnished with the least possible delay.

(3.)

- (3.) **Ex-Constable Bulla** :—Mr. Baker asked the Colonial Secretary, pursuant to Notice,—Have the Government decided upon what course they intend to pursue in reference to ex-Constable Bulla's Petition of the 12th June last, in which the petitioner complains of certain grievances against Sub-Inspector Roberts, at Young, and Senior-Sergeant Fenton, at Goulburn, which grievances were duly reported to the Inspector General of Police some time previous to the presentation of the said Petition?

Mr. Parkes answered,—The case of ex-Constable Bulla was closely investigated by Superintendent Zouch, and the charges against Inspector Roberts were not considered to be substantiated.

- (4.) **Cunningham Creek Gold Field** :—Mr. Baker asked the Secretary for Lands, pursuant to Notice,—In reference to a communication, forwarded to the Government recently by the Member for the Southern Gold Fields, from certain miners and residents of Murrumburrah and Cunningham Creek,—
- (1.) Do the Government intend at an early period to proclaim certain portions of Crown Lands in the neighbourhood of Murrumburrah and Cunningham Creek as a gold-field?
 - (2.) Is the Secretary for Lands aware that the area proposed for this gold-field is exceedingly limited in extent, and is much too small to meet the requirements of the case?
 - (3.) Will the Minister state who was the surveyor or officer who recommended this limited area?

Mr. Farnell answered,—

- (1.) Yes. Proclamation sent for insertion in to-day's *Gazette*.
- (2.) No representations have been made to that effect.
- (3.) Upon the recommendation of the Commissioner in charge of the Southern Gold District.

- (5.) **Public Schools** :—Mr. Stewart asked the Colonial Secretary, pursuant to Notice,—
- (1.) Whether any records are kept in the Public Schools according to Regulation 59, which directs the teacher to "keep a record of the time and place at which pupils were corporally chastised, the amount of such punishment, and the nature of the offence?"
 - (2.) If so, to whom are such records exhibited?

Mr. Parkes answered,—

- (1.) I am informed that, so far as the Council of Education is aware, records are kept in the Public Schools according to Regulation 59, which directs the teacher to "keep a record of the time and place at which pupils were corporally chastised, the amount of such punishment, and the nature of the offence." A few cases have been discovered in which teachers have neglected to keep the required record, and in all such cases the Council has inflicted adequate punishment upon the person so defaulting.
- (2.) Such records are open to the Inspector, and are also open to the inspection of the local Public School Boards.

- (6.) **Mail Service from Armidale to Glen Innes, &c.** :—Mr. Bennett asked the Postmaster General, pursuant to Notice,—

- (1.) The number of tenders received for the mail service from Armidale to Glen Innes, from Glen Innes to Tenterfield, and from Bendemeer to Inverell?
- (2.) The amount of each tender?
- (3.) Whether the lowest tender was accepted?

Mr. G. A. Lloyd answered,—

- (1.) There were five tenders received for the mail service from Armidale to Glen Innes, one from Glen Innes to Maryland, two from Bendemeer to Inverell, one combined tender from Armidale to Glen Innes, Maryland, Bendemeer, and Inverell, and two combined tenders from Armidale to Glen Innes, Bendemeer, and Inverell.
- (2.) From Armidale to Glen Innes, £395, £500, £740, £595, £1,100.
From Glen Innes to Maryland, £650.
From Bendemeer to Inverell, £300, £510.
Combined tenders, £1,333 6s. 8d., £1,220, £1,590.
- (3.) The lowest tender was accepted.

- (7.) **Necropolis at Haslem's Creek** :—Mr. Forster asked the Secretary for Lands, pursuant to Notice,—With reference to his question, numbered 4 on the Business Paper of July 26, (last Session) relating to reimbursement of expenditure from the Consolidated Revenue on, or for the purpose of, the Necropolis at Haslem's Creek, and the answer (in part) to the said Question, by the Honorable Secretary for Lands, as follows,—“I will take the matter into consideration as soon as possible”,—

- (1.) Has the matter been since taken into consideration?
- (2.) If so, what steps have the Government taken, or do they intend taking, in the matter?

Mr. Farnell answered,—

- (1.) Yes. I have ascertained that of the amount of £25,232 7s. 3d., the sum of £1,064 was expended by the Department of Lands, and that the residue was expended by the Department of Public Works.
- (2.) The Government are considering what steps ought to be taken under the circumstances.

- (8.) **Border Duties** :—Mr. Hay asked the Colonial Secretary, pursuant to Notice,—What amount of Duties has been collected, from the 1st of February to 31st October this year, on goods entering this Colony by way of South Australia?

Mr. Parkes answered,—The amount of Duties collected upon Imports from South Australia, during the period stated by the Honorable Gentleman, was £7,832 9s. 1d.

2. **NEW SOUTH WALES SHALE AND OIL COMPANY'S BILL** :—Mr. Robertson presented a Petition from Thomas Ware Smart, Esquire, of Sydney, Chairman of the Board of Directors of the New South Wales Shale and Oil Company, (Limited), praying for leave to bring in a Bill to incorporate "The New South Wales Shale and Oil Company (Limited)."

And Mr. Robertson having produced the *Government Gazette*, and the *Sydney Morning Herald* and the *Bathurst Free Press*, newspapers, containing the notices required by the 59th Standing Order,—

Petition received.

3. **ELECTORATE OF THE BOGAN**:—Mr. Lord presented a Petition from George Harris, Chairman of a Public Meeting held in the Bourke District, praying that the Electoral Law may be amended, so that the Electoral District of The Bogan may be divided into two or more Electorates.
Petition received.
4. **WHARF ACCOMMODATION, SYDNEY HARBOUR**:—Mr. Parkes (*with the concurrence of the House*) moved, without notice, That the Proceedings, Evidence, &c., taken before the Select Committee on "Circular Quay," during the Session of 1871-2, be laid upon the Table of this House, with a view to being referred to the Select Committee now sitting on "Wharf Accommodation, Sydney Harbour."
Question put and passed.
And the Clerk having laid the documents upon the Table,—
Mr. Parkes moved, That the papers laid upon the Table by the Clerk be referred to the Select Committee now sitting on "Wharf Accommodation, Sydney Harbour."
Question put and passed.
5. **PAPER**:—Mr. Parkes laid upon the Table, further Return to an Address, adopted on 8th July, 1872, in reference to "Cases heard before Raymond Terrace Bench of Magistrates."
Ordered to be printed.
6. **CATTLE SALE YARDS ACT AMENDMENT BILL ("Formal" Motion)**:—Mr. Driver moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of bringing in a Bill to amend the Cattle Sale Yards Act of 1870.
Question put and passed.
7. **FOOT-PATHS OBSTRUCTIONS REMOVAL BILL ("Formal" Motion)**:—Mr. Driver moved, pursuant to Notice, for leave to bring in a Bill to authorize the removal of obstructions from the foot-paths in the City of Sydney.
Question put and passed.
8. **COHEN'S ESTATE BILL ("Formal" Motion)**:—Mr. Burns moved, pursuant to Notice, for leave to bring in a Bill to enable the Trustees of the Will of Mr. Michael Cohen, deceased, to sell certain land in Clarence-street, Sydney, and to make provision for the investment of the proceeds of the sale thereof.
Question put and passed.
9. **ROMAN CATHOLIC SCHOOL, GRENFELL**:—Mr. Watson moved, pursuant to Notice,—
(1.) That, in the opinion of this House, the refusal of the Council of Education to grant a Certificate of Conformity to the Roman Catholic School at Grenfell, as shown by the Correspondence laid upon the Table of this House on the 2nd May, 1872, "is contrary to the provisions of the Public Schools Act, and the Regulations framed thereunder."
(2.) That the foregoing Resolution be transmitted by Address to His Excellency the Governor.
Debate ensued.
Mr. Parkes moved, That the Question be amended, by omitting the words "is contrary to the provisions of the Public Schools Act, and the Regulations framed thereunder," with a view to inserting the words "was inexpedient, and not supported by valid reasons."
Debate continued.
Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
Question,—That the words proposed to be inserted in place of the words omitted be there inserted,—put and passed.
Main Question then put,—
(1.) That, in the opinion of this House, the refusal of the Council of Education to grant a Certificate of Conformity to the Roman Catholic School at Grenfell, as shown by the Correspondence laid upon the Table of this House on the 2nd May, 1872, was inexpedient, and not supported by valid reasons.
(2.) That the foregoing Resolution be transmitted by Address to His Excellency the Governor.
The House divided.

Ayes, 30.

Mr. Parkes,	Mr. Abbott,
Mr. Butler,	Mr. Terry,
Mr. Farnell,	Mr. Oakes,
Mr. Sutherland,	Mr. Cunneen,
Mr. Innes,	Mr. Fitzpatrick,
Mr. G. A. Lloyd,	Mr. Bawden,
Mr. J. S. Smith,	Mr. Burns,
Mr. Grahame,	Mr. Tunks,
Mr. Baker,	Mr. Moses,
Mr. Hurley (Narellan),	Mr. Driver,
Mr. Hill,	Mr. Combes,
Mr. Macintosh,	Mr. Lucas,
Mr. Greville,	<i>Tellers.</i>
Mr. Scholey,	
Mr. Forster,	Mr. Raphael,
Mr. Hoskins,	Mr. Watson.

Noes, 2.

Tellers.

Mr. Hurley (Central Cumberland),
Mr. Stewart.

And so it was resolved in the affirmative.

10. **COHEN'S ESTATE BILL**:—Mr. Burns having presented this Bill, and produced a Certificate of the payment of twenty-five pounds to the credit of the Consolidated Revenue of the Colony, Bill, intituled "*A Bill to enable the Trustees of the Will of Mr. Michael Cohen deceased to sell certain land in Clarence-street Sydney and to make provision for the investment of the proceeds of the sale thereof*,"—read a first time.
11. **CEMETERIES REGULATION BILL**:—Mr. Forster having presented this Bill, Bill, intituled "*A Bill to regulate Cemeteries*,"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Friday, 6th December.

12. PATENTS:—Mr. Burns moved, pursuant to *amended* Notice,—

(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the Law in reference to Patents, with a view to the amendment thereof.

(2.) That such Committee consist of Mr. Innes, Mr. Allen, Mr. W. C. Browne, Mr. Tecce, Mr. Lee, Mr. Cunneen, Mr. Combes, Mr. Tunks, Mr. Wearne, and the Mover.

Debate ensued.

Question put and passed.

13. PUBLIC VEHICLES REGULATION BILL:—Mr. Tunks moved, That this Bill be now read a second time. Debate ensued, and, on motion of Mr. Raphael, adjourned to Friday, 29th November.

14. POSTPONEMENTS:—The following Orders of the Day postponed, on motion of the Members named, to Friday, 29th November:—

1. Walker and Carlow Streets Enclosure Bill; second reading. By Mr. Tunks.

2. Legal Practitioners Relief Bill; second reading. By Mr. Stewart.

15. SHAREBROKERS LICENSING BILL:—Mr. Innes moved, pursuant to Notice, That this House will, on Wednesday next, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to make provision for the licensing of Sharebrokers.

Debate ensued.

Question put and passed.

The House adjourned at eight minutes after Ten o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 9.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 20 NOVEMBER, 1872.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Publicans Licenses :—Mr. Driver asked the Colonial Secretary, pursuant to Notice,—
 - (1.) Did Philip Rech apply for a publican's license to the Water Police Court on the 10th September last?
 - (2.) Was any objection lodged against such application by any person?
 - (3.) Was such application refused; and, if so, what reasons were given for such refusal?
 - (4.) What Magistrates sat upon the Bench?

Mr. Parkes answered,—I have been furnished with the following information by the Water Police Magistrate,—

- (1.) Philip Rech did apply to the Water Police Court for a publican's license on the 10th September last.
 - (2.) There was no objection lodged against the application. The Police Report, however, stated that the house was not provided with stabling accommodation.
 - (3.) Application was refused; no reasons assigned on record.
 - (4.) Samuel Goold and Thomas Loxton, Esquires, were the Magistrates.
- (2.) Publicans Licenses :—Mr. Driver asked the Colonial Secretary, pursuant to Notice,—
 - (1.) Did Richard Green, Jane Williams, and Patrick Gorman apply for publicans licenses to the Water Police Court, Sydney, on the 10th September last?
 - (2.) Was any objection lodged against either of such applications?
 - (3.) Was either of such applications granted; and, if not, was any reason given for refusing them?
 - (4.) What Magistrates sat upon the Bench?

Mr. Parkes answered,—The Water Police Magistrate has furnished me with the following information,—

- (1.) Richard Green, Jane Williams, and Patrick Gorman did apply to the Water Police Court for publicans licenses on the 10th September last.
 - (2.) No objection was lodged against any of these applications; but in respect of the applications of Richard Green and Jane Williams, the police reported that the houses were not provided with stabling accommodation.
 - (3.) None of the applications were granted; no reasons assigned on record for refusing them.
 - (4.) Samuel Goold and Thomas Loxton, Esquires, were the Magistrates.
2. GEORGE BELL :—Captain Onslow presented a Petition from George Bell, of Picton, representing that he entered into a contract with the Government for the construction and metalling of a portion of the Southern Road, and that he has been injured in consequence of the system of measurement adopted by the Road Superintendent; and praying for inquiry, with a view to redress.
Petition received.
 3. CEMETERIES REGULATION BILL :—Mr. Hill presented a Petition from the Municipal Council of the Borough of Randwick, against the passing of this Bill.
Petition received.
 4. PAPER :—Mr. Parkes laid upon the Table, Census of 1871. Part 4.—Education.
Ordered to be printed.
 5. CITY PROPERTIES LEASING AND IMPROVING BILL ("Formal" Motion) :—Mr. Farnell moved, pursuant to Notice, for leave to bring in a Bill to authorize the leasing and improving City Properties.
Question put and passed.

6. NEW SOUTH WALES SHALE AND OIL COMPANY'S BILL ("Formal" Motion):—*Mr. Lord*, on behalf of *Mr. Robertson*, moved, pursuant to Notice, That leave be given to bring in a Bill to incorporate the New South Wales Shale and Oil Company, Limited.
Question put and passed.
7. ELECTORATE OF THE BOGAN ("Formal" Motion):—*Mr. Lord* moved, pursuant to Notice, That the Petition presented by him on 19th November, from *George Harris*, Chairman of a Public Meeting held in the District of Bourke, praying that the Electorate of The Bogan may be divided into two or more Electorates, be printed.
Question put and passed.
8. EQUITY REFORM BILL:—*Mr. Innes*, on behalf of *Mr. Butler*, moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the propriety of bringing in a Bill to consolidate and amend the Law respecting the procedure and practice of the Supreme Court in its Equitable and Ecclesiastical Jurisdiction, and in matters of Lunacy and Infancy.
Question put and passed.
9. MINING BILL:—*Mr. Innes* having presented this Bill, Bill, intituled "*A Bill to make better provision for the regulation of Mining*,"—read a first time.
Mr. Innes then moved, That the Bill be printed, and that the second reading stand an Order of the Day for this day three weeks.
Debate ensued.
Question put and passed.
10. NEW SOUTH WALES SHALE AND OIL COMPANY'S BILL:—*Mr. Robertson* having presented this Bill, and produced a Certificate of the payment of twenty-five pounds to the credit of the Consolidated Revenue of the Colony, Bill, intituled "*A Bill to incorporate 'The New South Wales Shale and Oil Company (Limited)'*",—read a first time.
11. WALKER AND CARLOW STREETS ENCLOSURE BILL:—*Mr. Robertson* presented a Petition from certain Inhabitants of the District of St. Leonards, against the passing of this Bill.
Petition received.
12. CITY PROPERTIES LEASING AND IMPROVING BILL:—*Mr. Farnell* having presented this Bill, Bill, intituled "*A Bill to authorize the leasing and improving of City Properties*,"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Wednesday next.
13. POSTPONEMENT:—The Order of the Day for the second reading of the Lunacy Bill postponed, on motion of *Mr. Parkes*, till Wednesday next.
14. NEWSPAPER POSTAGE ABOLITION BILL:—*Mr. Parkes* moved, That this Bill be now read a second time.
Debate ensued.
Question put.
The House divided.

Ayes, 36.

Mr. Parkes,	Mr. Terry,
Mr. Farnell,	Mr. Tunks,
Mr. Sutherland,	Mr. Moses,
Mr. Innes,	Mr. Clarke,
Mr. G. A. Lloyd,	Mr. Wearne,
Mr. Bennett,	Mr. Campbell,
Mr. Combes,	Mr. Burns,
Mr. Robertson,	Mr. Stewart,
Mr. Greville,	Mr. Warden,
Mr. Bawden,	Mr. Fitzpatrick,
Mr. De Salis,	Mr. Lee,
Mr. Garrett,	Mr. Teece,
Mr. Cunneen,	Mr. Taylor,
Mr. Grahame,	Mr. Driver,
Mr. Hay,	Mr. R. B. Smith,
Mr. Abbott,	
Mr. Macintosh,	Tellers.
Mr. Hoskins,	Mr. Raphael,
Mr. Scholey,	Mr. Watson.

Noes, 8.

Mr. Lord,
Mr. Forster,
Mr. Hill,
Mr. Hurley (Central Cumberland),
Mr. Neale,
Mr. Booth,
Tellers.
Mr. West,
Captain Onslow.

And so it was resolved in the affirmative.

Bill read a second time.

Interruption.

15. ESTIMATES OF EXPENDITURE FOR 1873, AND SUPPLEMENTARY ESTIMATES FOR 1872 AND PREVIOUS YEARS:—The following Message from His Excellency the Governor was delivered by *Mr. Parkes*, and read by the Speaker:—

HERCULES ROBINSON,
Governor.

Message No. 3.

In accordance with the provisions contained in the 54th Clause of the Constitution Act, the Governor recommends to the consideration of the Legislative Assembly, the accompanying Estimates of the Expenditure of this Government for the year 1873, with Supplementary Estimates of Expenditure for the year 1872 and previous years.

Government House,
Sydney, 20th November, 1872.

Ordered to be printed, together with the accompanying Estimates.

16. **SUPPLY**:—Mr. Parkes (*with the concurrence of the House*) moved, without Notice, That this House will, to-morrow, resolve itself into a Committee of Supply, and that the Governor's Message No. 3, with the accompanying Estimates, be referred thereto.
Question put and passed.
17. **WAYS AND MEANS**:—Mr. Parkes (*with the concurrence of the House*) moved, without Notice, That this House will, to-morrow, resolve itself into a Committee of Ways and Means.
Question put and passed.
18. **NEWSPAPER POSTAGE ABOLITION BILL**:—On motion of Mr. Parkes the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill. The Speaker resumed the Chair; and the Chairman reported that a Point of Order had arisen in the Committee, and obtained leave to sit again. The Chairman then stated the Point of Order, as follows:—
The Committee having considered the various clauses of the Bill, the Honorable Member for Illawarra proposed the following new clause, to stand clause 2 of the Bill:—
“There shall be chargeable upon every newspaper, pamphlet, or paper parcel containing printed matter only, and open at both ends, the following rates, according to weight, namely,—
“For every such package not exceeding 2 oz. in weight $\frac{1}{2}$ d.
“For every additional oz. or fraction of an oz. $\frac{1}{2}$ d.”
And that he (the Chairman) regarding the rates proposed as a burthen upon the people, and therefore requiring the sanction of a Committee of the Whole House, decided that the clause could not be entertained,—
And the Honorable Member for Illawarra dissenting from that decision, he was directed to report the question for the opinion of the Speaker.
Debate ensued.
The Speaker said, that if by the clause submitted a greater charge would be imposed than that imposed under the existing Act, it would not be in the power of the Committee to entertain it, and it appeared to him that such would be the effect of the latter part of the clause.

And the House continuing to sit till after Midnight,—

THURSDAY, 21 NOVEMBER, 1872, A.M.

- On motion of Mr. Parkes the Speaker left the Chair, and the House again resolved itself into a Committee of the Whole.
The Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
Ordered, on motion of Mr. Parkes, that the adoption of that report stand an Order of the Day for to-morrow.
19. **RAILWAYS AND PUBLIC WORKS CONSTRUCTION BILL**:—The Order of the Day having been read,—on motion of Mr. Sutherland, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to authorize the construction of Railways and other Public Works.
The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the following Resolution:—
Resolved,—That it is desirable to bring in a Bill to authorize the construction of Railways and other Public Works.
On motion of Mr. Sutherland, that report was adopted.
20. **SHAREBROKERS LICENSING BILL**:—The Order of the Day having been read,—on motion of Mr. Innes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to make provision for the licensing of Sharebrokers.
The Speaker resumed the Chair; and the Chairman reported that there was not a Quorum present in the Committee.
Whereupon the Speaker counted the House, and there being only Sixteen Members present, exclusive of the Speaker, namely,—Mr. Bawden, Mr. Bennett, Mr. Cunneen, Mr. Driver, Mr. Farnell, Mr. Fitzpatrick, Mr. Forster, Mr. Garrett, Mr. Hoskins, Mr. Innes, Mr. G. A. Lloyd, Mr. Macintosh, Mr. Parkes, Mr. Scholey, Mr. R. B. Smith, and Mr. Sutherland,—the Speaker adjourned the House at Seventeen minutes after One o'clock A.M., until Four o'clock P.M., This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 10.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 21 NOVEMBER, 1872.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) Commission under Municipalities Act:—Mr. Burns asked the Colonial Secretary, pursuant to Notice,—What steps have the Government taken, or do they intend taking, with reference to the application of certain inhabitants of Shoalhaven for the appointment of a Commission, under the 12th section of the Municipalities Act of 1867?

Mr. Parkes answered,—A scrutiny has been authorized under the provisions of the Municipalities Act of 1867, and the scrutineers will be appointed without delay.

- (2.) Railway Stations west of Bowenfels:—Mr. Lucas asked the Secretary for Public Works, pursuant to Notice,—How many tons of goods were conveyed by the down-trains to the Railway Stations west of Bowenfels during the three months ended on the 30th of September last; also, the number of tons of goods conveyed from the same stations by the up-trains, during the same period?

Mr. Sutherland answered,—

Conveyed to Stations west of Bowenfels	...	...	...	...	10,080 tons

Conveyed from Stations west of Bowenfels	...	...	...	...	1,642 "

During the same period there were conveyed from Bowenfels and Mount Victoria	...	...	...	...	3,484 "

Making a total of	...	...	...	...	5,126 tons.

The three months taken are very unfavorable ones for the up-traffic, in fact the worst three months of the year.

- (3.) Free Public Library:—Mr. Raphael asked the Colonial Secretary, pursuant to Notice,—Is it the Government orders that the Government Free Library should be closed on the so-called Public Holidays, as it was on the 9th and 15th of this month?

Mr. Parkes answered,—It is by the consent of the Government that the Free Public Library is closed on the days stated in Regulation No. 1, of which a copy is suspended in the hall. On the days referred to the Library was closed by order of the Trustees.

2. PROPOSED RAILWAY FROM MOAMA TO DENILQUIN:—Mr. Hay presented four Petitions from certain persons inhabiting or connected with the country lying between the Murray and Murrumbidgee, representing that great benefits would arise from the construction of a Railway from Moama to Denilquin; and praying the House to take the subject into consideration.
Petitions received.
3. GEORGE BELL ("Formal" Motion):—Mr. Bawden, on behalf of Captain Onslow, moved, pursuant to Notice, That the Petition presented by Captain Onslow on November 20th, from Mr. George Bell, relative to a Road Contract, be printed.
Question put and passed.
4. CEMETERIES REGULATION BILL ("Formal" Motion):—Mr. Hill moved, pursuant to Notice, That the Petition presented by him on 20th November, from the Municipal Council of the Borough of Randwick, relative to the Cemeteries Regulation Bill, be printed.
Question put and passed.

5. MORPETH BRANCH RAILWAY (*"Formal" Motion*):—Mr. Lee moved, pursuant to Notice, That there be laid upon the Table of this House, a Return shewing,—
- (1.) The Traffic Returns on the Morpeth Branch Railway, from 1st January to 30th October, 1871, inwards and outwards, distinguishing the wool in separate columns.
 - (2.) The same information from 1st January to 30th October, 1872.
 - (3.) The amount received from passengers during same period.
 - (4.) The total cost of working this Branch, labour and officers only, annually.
- Question put and passed.
6. MINISTERIAL STATEMENT:—Mr. Parkes made a Ministerial Statement, in the course of which he informed the House that in consequence of severe illness Mr. Piddington had this day placed his resignation of the office of Colonial Treasurer in the hands of the Governor, which resignation His Excellency had been pleased to accept.
7. LEAVE OF ABSENCE:—Mr. Parkes (*with the concurrence of the House*) moved, without Notice, That leave of absence be granted to William Richman Piddington, Esquire, during the remainder of the present Session.
- Question put and passed.
8. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—James Henry Neale, Esquire, came to the Table, and was sworn by the Clerk as a Member of the Committee of Elections and Qualifications.
9. EQUITY CONSOLIDATION AND REFORM BILL:—
- (1.) The Order of the Day having been read,—on motion of Mr. Butler the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to consolidate and amend the Law respecting the procedure and practice of the Supreme Court in its Equitable and Ecclesiastical Jurisdiction, and in matters of Lunacy and Infancy.
- The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the following Resolution:—
- Resolved*,—That it is desirable to bring in a Bill to consolidate and amend the Law respecting the procedure and practice of the Supreme Court in its Equitable and Ecclesiastical Jurisdiction, and in matters of Lunacy and Infancy.
- On motion of Mr. Butler, that report was adopted.
- (2.) Mr. Butler having presented this Bill, Bill, intituled "*A Bill to consolidate and amend the Law respecting the procedure and practice of the Supreme Court in its Equitable and Ecclesiastical Jurisdiction and in matters of Lunacy and Infancy*,"—read a first time.
- Ordered to be printed, and that the second reading stand an Order of the Day for Thursday next.
10. POSTPONEMENTS:—The Orders of the Day for the Committees of Supply and Ways and Means postponed, on motion of Mr. Parkes, as follows:—
1. Supply, to follow after the Order of the Day respecting the Newspaper Postage Abolition Bill.
 2. Ways and Means, to stand next after the Order respecting the Newspaper Postage Abolition Bill.
11. NEWSPAPER POSTAGE ABOLITION BILL:—On motion of Mr. Parkes, the Report from the Committee of the Whole on this Bill adopted.
- Ordered, that the third reading of the Bill stand an Order of the Day for Wednesday next.
12. POSTPONEMENT:—On motion of Mr. Parkes, the Order of the Day for the Committee of Ways and Means further postponed, to follow after the Order of the Day for the Committee of Supply.
13. SUPPLY:—On motion of Mr. Parkes the Speaker left the Chair, and the House resolved itself into a Committee of Supply, for the purpose of considering the Governor's Message No. 3, and accompanying Estimates.
- The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.
14. PAPER:—Mr. Parkes laid upon the Table, Estimates of the Ways and Means of the Government of New South Wales for the year 1873.
- Ordered to be printed.

The House adjourned, at eight minutes after Nine o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 11.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 22 NOVEMBER, 1872.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) The Telegraph Department :—

Mr. Raphael asked the Postmaster General, pursuant to Notice,—For an explanation regarding the working of the Telegraph Department; and is it a fact that favouritism is shown, as alleged, to various parties?

Mr. G. A. Lloyd answered,—No favouritism is shown. Telegrams are in all cases sent in the order in which they are received.

Mr. Raphael asked the Postmaster General, pursuant to Notice,—What clerks, messengers, or others in the Telegraph Department, have been dismissed, censured, and their conduct inquired into, during the present year—their names, for what causes, and the results?

Mr. G. A. Lloyd answered,—Five messengers have been dismissed, and three operators reprimanded. I do not think the Honorable gentleman will require me to give their names, or to give the reasons why.

- (2.) Principal of St. Andrew's College :—Mr. Buchanan asked the Attorney General, pursuant to Notice,—

(1.) Did the Attorney General at any time give an opinion that, in the election of a Principal for the St. Andrew's College, every member of the Council was required to be present and take part in it?

(2.) Does the Attorney General still hold this opinion, and is it true that he has given lately a different opinion?

Mr. Innes answered,—On two occasions the Attorney General gave an opinion with regard to this matter. These opinions were not conflicting, but there were some little matters in the first that called for some explanation. But, in order to obtain full information, the better course would be to move for the papers, when the opinions themselves can be produced.

- (3.) Mr. Thomas Scott—Sugar Cultivation :—Mr. Bawden asked the Colonial Secretary, pursuant to Notice,—

(1.) Have the Government taken into consideration the Report of the Select Committee on the case of "Mr. Thomas Scott—Sugar Cultivation," brought up on the 16th March, 1871?

(2.) If not, is it their intention to consider that Report, with a view to carrying out the recommendation of the Committee, and when?

Mr. Parkes answered,—The Report in question has not been under the consideration of the Government, but attention shall be directed to it.

(4.)

(4.) Publicans Licenses:—

Mr. Bennett asked the Colonial Secretary, pursuant to Notice,—

(1.) The names of the Justices who sat upon the Bench at the Water Police Office, on the 8th of October last, and granted the publicans licenses which had been refused on the 10th of September by the then acting Bench?

(2.) Were all those Justices who attended on the 8th of October, and took part in the granting of the publicans licenses which had been refused, duly summoned by the Water Police Magistrate to attend; if not, how many, and who, were summoned?

(3.) Did all the Justices who took part in granting the licenses on the 8th of October sit in the other business of the Court; if not, how many, and who, did?

Mr. Parkes answered,—The following information has been furnished to me by the Water Police Magistrate,—

(1.) The names of the Justices who sat upon the Bench at the Water Police Office, on the 8th October last, and granted the publicans licenses which had been refused on the 10th of September by the then acting Bench, are—Charles Cowper, junior, Water Police Magistrate; R. A. Hunt, A. Levy, John Williams, George Hill, James Oatley, Thomas Spence, M. Charlton, J. G. Raphael, John Roseby, John Evans, William Day, Thomas Hale, J. W. Smart, M. F. Josephson, James Merriman, and Clements Lester, Esquires.

(2.) All the Justices who so attended were summoned by the Water Police Magistrate.

(3.) All the Justices who took part in granting of licenses on the 8th October did not sit on the other business of the Court. Four only did, namely, Charles Cowper, junior, R. A. Hunt, John Williams, and A. Levy, Esquires.

Mr. Bennett asked the Colonial Secretary, pursuant to Notice,—

(1.) How many licensed public-houses are there in the Metropolitan Police District of Sydney?

(2.) How many of those licenses are held by females?

Mr. Parkes answered,—The number of licensed public-houses in the Metropolitan Police District of Sydney at this date is as follows:—

Held by males	...	...	...	...	...	488
Held by females	...	...	...	...	...	73
Total	...	...	...	...	...	561

Mr. Bennett asked the Colonial Secretary, pursuant to Notice,—

(1.) The number of applications since January 1st, 1869, for the removal and transfer of publicans licenses in the Metropolitan Police District, to the granting of which police and other objections have been filed, and the results of such objections in each case?

(2.) The names of the Magistrates who composed the respective Benches?

Mr. Parkes answered,—I cannot answer this question at all to-day, and I am informed that the particulars asked for in the second section of the question would take nearly a month to prepare.

(5.) Railway Extensions:—Mr. Hoskins asked the Secretary for Public Works, pursuant to Notice,—

(1.) Do the Government intend to lay upon the Table of this House the plans and sections of the proposed railway extensions?

(2.) Do the Government intend to submit, for the consideration of this House, the Engineer-in-Chief for Railways estimates in detail of the cost per mile of the various railway extensions?

(3.) Do the Government also intend to lay upon the Table of this House the Engineer-in-Chief's estimate of the period within which the said extensions ought to be completed?

Mr. Sutherland answered,—

(1.) Yes.

(2.) The Government has no objection to lay upon the Table of the House the Report of the Engineer-in-Chief on the Southern, Western, and Northern Railway Extensions. It has not been usual to lay upon the Table of the House, or to make public, the detailed estimates of the Engineer-in-Chief, but there will be no objection to any Member of Parliament inspecting these documents at any time at the Public Works Department.

(3.) Yes.

2. MOTION FOR ADJOURNMENT:—Mr. Raphael moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

3. SUPERANNUATION ACT AMENDMENT BILL:—Mr. Forster having presented this Bill, Bill, intituled "A Bill to repeal in part the Superannuation Act of 1864,"—read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Friday, 6th December.

4. PAPER:—Mr. Parkes laid upon the Table, a Return shewing the distribution of the Police Force on 31st October, 1872.

Ordered to be printed.

5. THE PARRAMATTA RIVER MURDERS:—Mr. Robertson presented a Petition from Isaac and Charles Moss, alleging that the murderers of the late Mr. Walker were detected and apprehended in consequence of information given by them to the Police; and praying inquiry into the allegations of their Petition.

Petition received.

6. COHEN'S ESTATE BILL ("Formal" Motion):—Mr. Burns moved, pursuant to Notice,—

(1.) That the Bill to enable the trustees of the will of Mr. Michael Cohen, deceased, to sell certain land in Clarence-street, Sydney, and to make provision for the investment of the proceeds of the sale thereof, be referred to a Select Committee for inquiry and report.

(2.) That such Committee consist of Mr. Abbott, Mr. De Salis, Mr. Macintosh, Mr. Nelson, Mr. Raphael, Mr. R. B. Smith, and the Mover.

Question put and passed.

7. WALKER AND CARLOW STREETS ENCLOSURE BILL ("Formal" Motion):—Mr. Robertson moved, pursuant to Notice, That the Petition presented by him on the 20th November, from certain Inhabitants of St. Leonards, against the passing of Walker and Carlow Streets Enclosure Bill, be printed.
Question put and passed.

8. PROPOSED RAILWAY FROM MOAMA TO DENILQUIN ("Formal" Motion):—Mr. Hay moved, pursuant to Notice, That the first Petition presented by him on 21st November, from the Inhabitants of Denilquin and District, relative to a Railway from that township to Moama, be printed.
Question put and passed.

9. PERMISSIVE LIQUOR BILL:—Mr. Wearne moved, That this "Bill" be now read a second time.
Debate ensued.

Mr. Driver moved, That the Question be amended, by omitting all the words after the word "Bill" with a view to inserting the following words:—"be referred to a Select Committee for consideration and report, and that such Committee have power to send for persons and papers.

"That such Committee consist of Mr. Wearne, Mr. Combes, Mr. Hurley, (*Central Cumberland*), "Mr. Teece, Mr. Tunks, Mr. Stewart, Mr. Macintosh, Mr. Neale, Mr. Parkes, and the Mover."

Question put,—That the words proposed to be omitted stand part of the Question.

The House divided.

Ayes, 13.

Mr. J. S. Smith,
Mr. Fitzpatrick,
Mr. Bawden,
Mr. West,
Mr. Forster,
Mr. Hill,
Mr. Abbott,
Mr. Booth,
Mr. Phelps,
Mr. Hay,
Mr. Terry,

Tellers.

Mr. Raphael,
Mr. Hoskins.

Noes, 26.

Mr. Parkes,	Mr. Baker,
Mr. Sutherland,	Mr. Moses,
Mr. Farnell,	Mr. Hurley, (<i>Central Cumberland</i>)
Mr. G. A. Lloyd,	Mr. Rodd,
Mr. Innes,	Mr. Teece,
Mr. Garrett,	Mr. Lec,
Mr. Watson,	Mr. Macintosh,
Mr. Webb,	Mr. Driver,
Mr. Burns,	Mr. R. B. Smith,
Mr. Wearne,	Tellers.
Mr. Stewart,	Mr. Tunks,
Mr. Bennett,	Mr. Combes.
Mr. Grahame,	
Mr. Oakes,	
Mr. Scholey,	

And so it passed in the negative.

Question,—That the words proposed to be inserted in place of the words omitted be there inserted,—put and passed.

Main Question then put:—

(1.) That the Permissive Liquor Bill be referred to a Select Committee for consideration and report, and that such Committee have power to send for persons and papers.

(2.) That such Committee consist of Mr. Wearne, Mr. Combes, Mr. Hurley, (*Central Cumberland*), Mr. Teece, Mr. Tunks, Mr. Stewart, Mr. Macintosh, Mr. Neale, Mr. Parkes, and the Mover.

The House divided.

Ayes, 25.

Mr. Parkes,	Mr. Moses,
Mr. Farnell,	Mr. Baker,
Mr. Sutherland,	Mr. Combes,
Mr. G. A. Lloyd,	Mr. Hurley, (<i>Central Cumberland</i>)
Mr. Innes,	Mr. Burns,
Mr. Garrett,	Mr. Stewart,
Mr. Driver,	Mr. Teece,
Mr. Watson,	Mr. Lec,
Mr. Webb,	Mr. R. B. Smith,
Mr. Wearne,	Tellers.
Mr. Oakes,	Mr. Rodd,
Mr. Bennett,	Mr. Tunks.
Mr. Grahame,	
Mr. Scholey,	

Noes, 14.

Mr. Forster,	Tellers.
Mr. J. S. Smith,	Mr. Raphael,
Mr. Bawden,	Mr. Macintosh.
Mr. West,	
Mr. Abbott,	
Mr. Booth,	
Mr. Hay,	
Mr. Phelps,	
Mr. Terry,	
Mr. Hill,	
Mr. Hoskins,	
Mr. Fitzpatrick,	

And so it was resolved in the affirmative.

10. POSTPONEMENT:—The Order of the Day for the second reading of the Volunteer Admission Bill postponed, on motion of Mr. Forster, till Friday, 6th December.

11. COMMONS REGULATION BILL:—Mr. Terry moved, That this Bill be now read a second time.
Debate ensued.

Question put,—

And division called for,—

But there being no Tellers for the Noes, no division could be had, and the Speaker declared the Question to have passed in the affirmative.

Bill read a second time.

On motion of Mr. Terry, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and the Chairman reported that there was not a Quorum present in the Committee.

The Speaker counted the House, and there being a Quorum present, the Committee resumed.

The Speaker resumed the Chair; and the Chairman reported the Bill without amendment.

On motion of Mr. Terry, the House adopted that report, and ordered that the third reading of the Bill stand an Order of the Day for Tuesday next.

12. POSTPONEMENTS:—The following Orders of the Day postponed:—

(1.) Stamp Duties Act Amendment Bill; second reading;—*on motion of Mr. Stewart, until Friday, 6th December.*

(2.) Cattle Sale Yards Act Amendment Bill; consideration in Committee of the Whole of the propriety of bringing in a Bill to amend the Cattle Sale Yards Act of 1870;—*on motion of Mr. Driver, until Tuesday next.*

13. CUSTOMS SEIZURE OF GOODS *ex* "ASCALON":—Mr. Macintosh moved, pursuant to Notice, That the Report from the Select Committee on "Customs Seizure of Goods *ex* Ascalon," brought up by him on the 9th August, 1872, be now adopted by this House.

Debate ensued, and, on motion of Mr. Tunks, adjourned to Tuesday next.

14. SHAREBROKERS LICENSING BILL:—Mr. Innes moved, pursuant to Notice, That the Order of the Day for the consideration in Committee of the Whole of the expediency of bringing in the Share-brokers Licensing Bill, which lapsed by the House being counted out on the 21st November, a.m., be restored to the Paper, and stand an Order of the Day for Friday next.

Question put and passed.

The House adjourned at twenty minutes after Ten o'clock, until Tuesday next, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 12.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 26 NOVEMBER, 1872.

1. The House met pursuant to adjournment ; the Speaker took the Chair.

QUESTIONS :—

- (1.) Great Western Railway :—Mr. Combes asked the Secretary for Public Works, pursuant to Notice,—

- (1.) When the original time expired for the completion of the works on No. 8 section of the Great Western Railway ?

- (2.) What quantity of work has actually been done, and the period that has been fixed for the completion of the contract ?

- (3.) When the original time expired for the completion of the works on No. 9 section of the Great Western Railway ?

- (4.) What quantity of work has actually been done, and whether any time has been fixed for the completion of this contract ?

Mr. Sutherland answered,—

- (1.) 31st December, 1870.

- (2.) Estimated amount of contract, £140,267 ; value of work done, £133,549. The period fixed for the completion of work is 31st December, 1872.

- (3.) 31st March, 1872.

- (4.) Estimated amount of contract, £19,673 ; value of work done, £6,633. The period fixed for completion of work is 31st December, 1872.

- (2.) Church of England School, Denham Court :—Mr. Lackey asked the Colonial Secretary, pursuant to Notice,—

- (1.) Whether a Petition from the Rev. George N. Woodd to His Excellency the Governor and Executive Council, dated June 18, 1872, appealing to the Governor and Council against the proceedings of the Council of Education, with reference to the withdrawal of the certificate to the Church of England School at Denham Court, has been presented to the Governor and Council ?

- (2.) The date on which the Petition was brought before the Executive Council ?

- (3.) The decision of the Council on the subject ?

Mr. Parkes answered,—I find that the Petition alluded to was referred to His Excellency a few days after it was received, and was sent back to the Colonial Secretary's Office, with His Excellency's initials, a few days following that reference. The Government is of opinion that the case is one in which it ought not to interfere.

- (3.) The Richmond River :—Mr. Bawden asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Has any survey been made, and plan and estimate prepared, for the improvement of the entrance of the Richmond River ?

(2.)

(2.) Is it the intention of the Government to undertake the works proposed in such plan and estimate?

(3.) If not, is it the intention of the Government to consider any other mode of opening up the navigation of that river, by canal or otherwise?

Mr. Sutherland answered,—

(1.) Yes, a very elaborate and careful survey has been made by the officers of the Department of the Engineer-in-Chief for Harbours and Rivers, of the entrance of the Richmond River, and an estimate was prepared of the cost of such works as would be necessary to effect any permanent improvement.

(2.) It is not the intention of the Government to undertake the works proposed at present; they would be of too great magnitude to be entered upon now.

(3.) Yes. The Government have called for a report from the Engineer-in-Chief for Harbours and Rivers as to what project, if any, may be feasible for rendering the Richmond River more accessible for shipping than it is at present.

(4.) Electorate of the Clarence :—Mr. Bawden asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to introduce any Bill which will have the effect of dividing the present Electorate of the Clarence, and giving increased representation to that part of the Colony; and, if so, when?

Mr. Parkes answered,—It is not the intention of the Government to introduce any Bill for providing for the increased representation of this district only, but the whole question will be dealt with at a very early date.

(5.) Public Schools :—Mr. Forster asked the Colonial Secretary, pursuant to Notice,—

(1.) Are all the books required by Regulation 59 of the Public Schools Regulations at present kept in the Public Schools in the Illawarra district?

(2.) Is it the duty of Inspectors to see that such books are provided for or kept in the Schools of their respective districts?

Mr. Parkes answered,—

(1.) A separate book in which to record the infliction of corporal punishment is not provided by the Council of Education, but the necessary records of such punishment are kept in the "Daily Record Book." The Council is not aware that any Public School in Illawarra is at present without a "Daily Record Book."

(2.) It is the duty of the teachers to apply to the Inspector by requisition (forms for which purpose are supplied by the Council) for any books they may need for the use of their schools, and when any of the necessary books are not kept in a school the Inspector is required to report the fact for the information of the Council.

(6.) Civil Service Superannuation :—Mr. Forster asked the Colonial Secretary, pursuant to Notice,—When is it intended to introduce any measure to deal with the question of Superannuation?

Mr. Parkes answered,—It is the intention to introduce a Bill to deal with the Superannuation question. That Bill will be introduced as soon as other pressing business permits.

(7.) Electoral Law :—Mr. Forster asked the Colonial Secretary, pursuant to Notice,—

(1.) Is it the intention of the Government to introduce any measure to amend the Electoral Law?

(2.) If so, when?

Mr. Parkes answered,—The question, in respect to which the Honorable Member seeks information, has been several times under the consideration of the Government. It has been determined that the proper course is to deal with the whole question, both as to the number of representatives and the reconstruction of the electorates, and also as to considerable alterations in the manner of conducting elections. It is considered that after any such measure as this, if it should become law, an appeal to the people should be made, and that it would be an inconvenient time during the present year for any such appeal to be made, considering the recent date of the last dissolution; but it is the intention of the Government, if the Ministers continue in office, to introduce an Electoral Reform Bill among the earliest measures in the next Session.

(8.) Mr. Piddington, late Colonial Treasurer :—Mr. Forster asked the Colonial Secretary, pursuant to Notice,—

(1.) What was the length of time during which the late Colonial Treasurer was prevented by ill-health from attending regularly to his Ministerial duties?

(2.) In what way was the signature of the Colonial Treasurer, during that period, appended to the various public documents purporting to bear his signature—whether under his hand or under authority duly derived from him?

Mr. Parkes answered,—

(1.) Mr. Piddington was prevented from attending regularly to his Ministerial duties from the 12th September to the 21st November, but during a little more than the latter half of this time Mr. Piddington frequently attended at the Treasury.

(2.) His signature was appended to public documents in the same manner as that of other Treasurers. I do not know of any irregularity that took place during the whole time. I might state that on the 12th of the present month Mr. Piddington attended at the Treasury, and with the Under Secretary, Mr. Eagar, went over the first proof of the printed Estimates, and that he attended a meeting of the Cabinet before his illness at which it was unanimously agreed, Mr. Piddington personally concurring by word of mouth, that the salaries of the Civil Servants should be restored.

2. THE PARABAMATTA RIVER MURDERS ("Formal" Motion) :—Mr. Robertson moved, pursuant to Notice, That the Petition presented by him on the 22nd November, from Messrs. Isaac and Charles Moss, be printed.

Question put and passed.

3. COMMONS REGULATION BILL ("Formal" Order of the Day),—on motion of Mr. Terry, read a third time, and passed.

Mr. Terry then moved, That the Title of this Bill be "*An Act to regulate Commons.*"

Question put and passed.

Whereupon Mr. Terry moved, That the Bill be carried to the Legislative Council, with the following Message :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to regulate Commons,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 26 November, 1872.

Question put and passed.

4. CIRCUIT COURTS, DUBBO AND MUDGE:—Mr. Lord moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all Papers and Correspondence between the Members of The Bogan and Mudgee, and the late or present Attorney General, or any other Member of the Government; also, all reports and letters from the Chief Justice and the Judges, and petitions to the late or present Governor, and the minutes thereon, with the due dates of each document, relative to the establishment of Circuit Courts at Dubbo and Mudgee.

Question put and passed.

5. PAPERS :—Mr. Farnell laid upon the Table the following Papers :—

- (1.) Abstract of Sites for Cities, Towns, and Villages, declared under the 4th section of the Act 25 Vic. No. 1,—from 19th January to 20th November, 1872.
- (2.) Abstract of Crown Lands reserved from sale, until surveyed, for the preservation of Water Supply, or other Public Purposes, under the 4th section of the Act 25 Vic. No. 1,—from 16th January to 17th May, 1872.
- (3.) Abstract of Crown Lands authorized to be dedicated to Religious and Public Purposes, in accordance with the 5th section of the Act 25 Vic. No. 1,—from 22nd November, 1871, to 20th November, 1872.

Ordered to be printed.

- (4.) Return to an Order made on the 25th June, 1872, in reference to Land sold in the Parish of Tamworth.

6. CONDITIONAL PURCHASES MADE BY MESSRS. H. AND B. ADAMS :—Mr. Macleay moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Correspondence and other documents having reference to the cancellation by Government of the conditional purchases made by Henry B. Adams and Benjamin W. Adams, at Narrandera, Wagga Wagga, on the 14th of last December.

Debate ensued.

Question put and passed.

7. WINDSOR RAILWAY STATION :—Mr. Driver moved, pursuant to Notice, That there be laid upon the Table of this House, copy of complaint with reference to certain alleged irregularities at the Windsor Railway Station, with the Traffic Manager's report thereon; also, Minute of that officer on the dismissal of Porter Dugdale, depositions taken at Windsor before the Coroner at an inquest held on the remains of Porter Dugdale, together with all letters, documents, or "correspondence," in connection with the above case.

Debate ensued.

Mr. Buchanan moved, That the Question be amended, by inserting after the word "correspondence" the words "and all Minutes from any Minister of the Crown."

Debate continued.

Question,—That the words proposed to be inserted be there inserted,—put and passed.

Main Question then,—That there be laid upon the Table of this House, copy of complaint with reference to certain alleged irregularities at the Windsor Railway Station, with the Traffic Manager's report thereon; also, Minute of that officer on the dismissal of Porter Dugdale, depositions taken at Windsor before the Coroner at an inquest held on the remains of Porter Dugdale, together with all letters, documents, or correspondence, and all Minutes from any Minister of the Crown, in connection with the above case,—put and passed.

8. CONVEYANCE OF WOOL BY RAILWAY :—Mr. Hoskins moved, pursuant to Notice,—

- (1.) That this House is of opinion that the existing tariff of charges for the conveyance of "wool" by Railway is unequal in its operation, and in many cases excessive, and ought to be revised "during the present wool season."

- (2.) That this House is further of opinion that the tariff of charges for the conveyance of wool by Railway ought to be adjusted by weight.

- (3.) That the foregoing Resolutions be transmitted by Address to His Excellency the Governor.

Debate ensued.

Mr. Watson moved, That the Question be amended by omitting the word "wool" in the first line of the first Resolution, and inserting the word "goods;" by omitting the words "during the present wool season," and inserting the words "without delay;" and by omitting the second Resolution.

Debate continued.

Question,—That the word "wool," proposed to be omitted, stand part of the first Resolution,—put and passed.

Question,—That the words "during the present wool season," proposed to be omitted, stand part of the first Resolution,—put and passed.

Question

Question put.—That the second Resolution, proposed to be omitted, stand part of the Question.
The House divided.

Ayes, 32.

Mr. Parkes,	Mr. Wearne,
Mr. Farnell,	Mr. Phelps,
Mr. Sutherland,	Mr. J. S. Smith,
Mr. G. A. Lloyd,	Mr. Nowlan,
Mr. Innes,	Mr. Hannell,
Mr. Watson,	Mr. Stewart,
Mr. Robertson,	Mr. Lucas,
Mr. Burns,	Mr. Bennett,
Mr. Combes,	Mr. Cunneen,
Mr. Thomas Brown,	Mr. Scholey,
Mr. Macleay,	Mr. Driver,
Mr. Webb,	Mr. R. B. Smith,
Mr. Hill,	Mr. W. C. Browne,
Mr. Hoskins,	
Mr. Clarke,	<i>Tellers.</i>
Mr. Campbell,	Mr. Raphael,
Mr. Garrett,	Mr. Greville.

Noes, 3.

Mr. Forster,
Tellers.
Mr. Baker,
Mr. Hurley (*Central
Cumberland*).

And so it was resolved in the affirmative.

Original Question then put,—

- (1.) That this House is of opinion that the existing tariff of charges for the conveyance of wool by Railway is unequal in its operation, and in many cases excessive, and ought to be revised during the present wool season.
- (2.) That this House is further of opinion that the tariff of charges for the conveyance of wool by Railway ought to be adjusted by weight.
- (3.) That the foregoing Resolutions be transmitted by Address to His Excellency the Governor.

The House divided.

Ayes, 15.

Mr. Robertson,	Mr. Lucas,
Mr. Thomas Brown,	<i>Tellers.</i>
Mr. Combes,	
Mr. Macleay,	Mr. Burns,
Mr. Webb,	Mr. Watson.
Mr. Hill,	
Mr. Hoskins,	
Mr. Wearne,	
Mr. Single,	
Mr. J. S. Smith,	
Mr. Baker,	
Mr. Stewart,	

Noes, 20.

Mr. Parkes,	Mr. Forster,
Mr. Innes,	Mr. Nowlan,
Mr. G. A. Lloyd,	Mr. Scholey,
Mr. Farnell,	Mr. Greville,
Mr. Sutherland,	Mr. Raphael,
Mr. Bennett,	Mr. Driver,
Mr. Clarke,	Mr. Hannell,
Mr. Cunneen,	<i>Tellers.</i>
Mr. Garrett,	
Mr. Campbell,	Mr. R. B. Smith,
Mr. Hurley, (<i>Central Cumberland</i>)	Mr. W. C. Browne.

And so it passed in the negative.

9. NEW SOUTH WALES SHALE AND OIL COMPANY'S BILL :—Mr. Robertson moved, pursuant to Notice,—
(1.) That the Bill to Incorporate the New South Wales Shale and Oil Company, Limited, be referred to a Select Committee for consideration and report.
(2.) That such Committee consist of Mr. Lord, Mr. J. S. Smith, Mr. Farnell, Mr. Baker, Mr. Moses, Mr. Raphael, Mr. Combes, Mr. Burns, Mr. Garrett, and the Mover.
Question put and passed.

10. NEWCASTLE KEROSENE SHALE COMPANY :—Mr. Combes moved, pursuant to Notice, That there be laid upon the Table of this House, all Correspondence between Mr. M'Kenzie, the Examiner of Coal Fields, and the Provisional Directors (or any one of the Provisional Directors) of the Newcastle Kerosene Shale Company, with reference to the description of this Company's mine.
Debate ensued.
Question put.
The House divided,

Ayes, 19.

Mr. Parkes,	Mr. Webb,
Mr. Farnell,	Mr. Raphael,
Mr. Sutherland,	Mr. Wearne,
Mr. G. A. Lloyd,	Mr. Cunneen,
Mr. Innes,	Mr. Macintosh,
Mr. J. S. Smith,	Mr. W. C. Browne,
Mr. Macleay,	<i>Tellers.</i>
Mr. Thomas Brown,	
Mr. Garrett,	Mr. Baker,
Mr. Scholey,	Mr. Combes.
Mr. Driver,	

Noes, 5.

Mr. R. B. Smith,
Mr. Hannell,
Mr. Bennett,
Tellers.
Mr. Burns,
Mr. Stewart.

And so it was resolved in the affirmative.

11. PETITION OF JOHN DARGIN :—Mr. Webb moved, pursuant to Notice,—
(1.) That a Select Committee be appointed, with power to send for persons and papers, to consider and report upon the allegations contained in the Petition of John Dargin, presented to this House on the 13th November, 1872.
(2.) That such Committee consist of Mr. Farnell, Mr. Driver, Mr. Combes, Mr. Moses, Mr. Cunneen, Mr. West, Mr. Oakes, Mr. Lucas, Mr. Abbott, and the Mover.
Question put and passed.
12. POSTPONEMENTS :—The following Orders of the Day postponed,—
(1.) Cattle Sale Yards Act Amendment Bill; consideration in Committee of the Whole of the propriety of bringing in a Bill to amend the Cattle Sale Yards Act of 1870;—*on motion of Mr. Driver, until Friday next.*
(2.) Customs Seizure of Goods *ex* "Ascalon"; resumption of the adjourned Debate on the motion of Mr. Macintosh, "That the Report from the Select Committee on 'Customs Seizure of Goods *ex* Ascalon,' brought up by him on the 9th August, 1872, be now adopted by this House";—*on motion of Mr. Macintosh, until Friday, 6th December.*

The House adjourned, at twenty-nine minutes before Twelve o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 13.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 27 NOVEMBER, 1872.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) Steamer "Providence."—Inspection of Steam Boilers:—Mr. Phelps asked the Colonial Secretary, pursuant to Notice,—
 - (1.) Is the Government aware of a steamer, named "Providence," having blown up on the Darling River within this month, killing four persons, injuring others, and causing large loss of property?
 - (2.) Has the Government any Inspectors of steam boilers on the Rivers Murray, Murrumbidgee, and the Darling?
 - (3.) If not, will Government take immediate steps, by appointing Inspectors or otherwise, to have boilers examined, and to prevent such disasters?

Mr. Parkes answered,—

- (1.) Yes.
 - (2.) Not at the present time.
 - (3.) The Government will take such steps as are practicable to extend the operation of the Navigation Act of 1871 to the Rivers Murray, Murrumbidgee, and Darling. The "Providence" was a South Australian steamer, and held a certificate from the Marine Board of that Colony.
- (2.) Roman Catholic School, Grenfell:—Mr. Forster asked the Colonial Secretary, pursuant to Notice.—What course have the Government taken, or do they intend taking, with reference to the Resolutions of this House of Tuesday, November 19, about the Roman Catholic School at Grenfell?

Mr. Parkes answered,—The Government has communicated a copy of the Address of this House to the Council of Education.

- (3.) Kidnapped Polynesian Islanders:—Mr. Oakes asked the Colonial Secretary, pursuant to Notice,—Does the Government intend to take any steps to restore to their homes the Polynesian Islanders found on board the "Carl" at her capture in Fiji, and who have been proved to have been kidnapped by a British vessel; or has the Commodore authority, on the conviction of the guilty parties, to demand these natives from the Fijian Government for their restoration in one of Her Majesty's ships?

Mr. Parkes answered,—I am not in a position to give any satisfactory answer to the Honorable Member's question. I will put myself in communication with the Commodore, and if the Honorable Member will ask the question, or a similar one, a day or two hence—say about Tuesday next—I shall probably be able to give him the information he seeks.

- (4.) Volunteer Corps for Shoalhaven:—Mr. Warden asked the Colonial Secretary, pursuant to Notice,—Have any applications been received by the Government, at any time, from persons in Shoalhaven desiring to form a Volunteer Corps; if so, was their application complied with?

Mr. Parkes answered,—The first application, dated in September, 1870, was replied to by Mr. Cowper, and was to the effect that it was not intended to increase the Volunteer vote, but that offers of service would be considered in case of more pressing necessity than existed at that time. The second application, received in July last, remains under the consideration of the Government.

2. PAPERS:—

Mr. Parkes laid upon the Table the following Papers:—

- (1.) Correspondence respecting legality of Promissory Oaths Act.
- (2.) Return showing the difference between the last and the present Tariffs, and the Increase and Decrease of Revenue resulting from the latter (at the Port of Sydney), from the 1st July, 1871, to the 30th June, 1872.

Ordered to be printed.

Mr. Farnell laid upon the Table, Return to an Order made on 9th August, 1872, in reference to a Mineral Selection at Togo.

Ordered to be printed.

3. COHEN'S ESTATE BILL:—Mr. Burns, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this Bill was referred on 22nd November, 1872.

Ordered to be printed.

Mr. Burns then moved, That the second reading of the Bill (*as agreed to in Select Committee*) stand an Order of the Day for Tuesday next.

Question put and passed.

4. CEMETERIES REGULATION BILL:—Mr. Hoskins presented a Petition from the Trustees of the various Cemeteries at the Necropolis, Haslem's Creek, against the passing of this Bill.

Petition received.

5. THE CASE OF E. G. CLERK (*"Formal" Motion*):—Mr. Terry moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of the depositions taken in the case of E. G. Clerk, jun., J.P., charged recently before the Bundarra Bench with cattle stealing.

Question put and passed.

6. CITY PROPERTIES LEASING AND IMPROVING BILL:—Mr. Farnell moved, That this Bill be now read a second time.

Debate ensued, and, on motion of Mr. Burns, adjourned to Wednesday, 11th December.

7. MESSAGES:—The Speaker reported the following Messages from the Legislative Council:—

- (1.) Public Exhibitions Act Amendment Bill:—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled "*An Act to amend an Act intituled 'An Act to amend the law for regulating places of Public Exhibition and Entertainment,'*"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,

Sydney, 27th November, 1872.

T. A. MURRAY,

President.

Bill, on motion of Mr. Parkes, read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Wednesday next.

- (2.) Mutual Life Association of Australasia Bill:—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled "*An Act to incorporate the 'Mutual Life Association of Australasia' and for other purposes therein mentioned,*"—presents the same to the Legislative Assembly for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

Legislative Council Chamber,

Sydney, 27th November, 1872.

T. A. MURRAY,

President.

Bill, on motion of Mr. Butler, read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Friday, 6th December.

8. POSTPONEMENT:—On motion of Mr. Parkes, the Order of the Day for the second reading of the Lunacy Bill postponed, to follow after the Order of the Day for the Committee of Ways and Means.

9. NEWSPAPER POSTAGE ABOLITION BILL:—Mr. G. A. Lloyd moved, That this Bill be now read a third time.

Question put.

The House divided.

Ayes 31.

Mr. Parkes,	Mr. Terry,
Mr. Butler,	Mr. Moses,
Mr. Farnell,	Mr. Single,
Mr. Sutherland,	Mr. Wearne,
Mr. Innes,	Mr. Oakes,
Mr. G. A. Lloyd,	Mr. Phelps,
Mr. Robertson,	Mr. Warden,
Mr. Raphael,	Mr. Stewart,
Mr. Abbott,	Mr. Macintosh,
Mr. Garrett,	Mr. Driver,
Mr. Greville,	Mr. W. C. Browne,
Mr. Grahame,	Mr. Taylor,
Mr. Thomas Brown,	
Mr. Bennett,	<i>Tellers.</i>
Mr. Scholey,	Mr. Burns,
Mr. Hay,	Mr. Combes.
Mr. Hoskins,	

Noes 9.

Sir James Martin,
Mr. Forster,
Captain Onslow,
Mr. Macleay,
Mr. Hill,
Mr. Webb,
Mr. Lackey,
<i>Tellers.</i>
Mr. Hannell,
Mr. Harley, (<i>Central</i>
<i>Cumberland</i>).

And so it was resolved in the affirmative.

Bill

Bill read a third time, and, on motion of Mr. Lloyd, *passed*.

Mr. Lloyd then moved, That the Title of this Bill be "*An Act to abolish the imposition of Postage Rates on Newspapers*."

Question put and passed.

Whereupon Mr. Lloyd moved, That the Bill be carried to the Legislative Council, with the following Message :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to abolish the imposition of Postage Rates on Newspapers*,"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 27th November, 1872.*

10. SUPPLY :—The Order of the Day for the resumption of the Committee of Supply having been read,—

Mr. Parkes moved, "That" the Speaker do now leave the Chair.

Mr. Oakes moved, That the Question be amended, by omitting all the words after the word "That," with a view to inserting in their place the words "in the opinion of this House it is the duty of" the Government to introduce without delay a Bill to amend or repeal the Superannuation Act of "1864."

Debate ensued.

Question put,—That the words proposed to be omitted stand part of the Question.

The House divided.

Ayes, 34.

Mr. Parkes,	Mr. Moscs,
Mr. Butler,	Mr. Wearne,
Mr. Farnell,	Mr. Webb,
Mr. Sutherland,	Mr. Burns,
Mr. Innes,	Mr. Stewart,
Mr. G. A. Lloyd,	Mr. Raphael,
Mr. Hurley, (<i>Central</i>	Mr. Macintosh,
<i>Cumberland</i>)	Mr. Lee,
Mr. Booth,	Mr. Rodd,
Mr. Greville,	Mr. Creed,
Mr. Grahame,	Mr. Hannell,
Mr. Hurley, (<i>Narellan</i>)	Mr. W. C. Browne,
Mr. Terry,	Mr. Taylor,
Mr. Thomas Brown,	Mr. Driver,
Mr. Scholey,	<i>Tellers.</i>
Mr. Bennett,	
Mr. Nowlan,	Mr. Allen,
Mr. Abbott,	Captain Onslow.
Mr. Neale,	

Noes, 11.

Mr. Forster,
Mr. Robertson,
Mr. Lord,
Mr. Garrett,
Mr. Oakes,
Mr. Warden,
Mr. R. B. Smith,
Mr. Single,
Mr. Lackey,

Tellers.

Mr. Macleay,
Mr. Phelps.

And so it was resolved in the affirmative.

Original Question,—That the Speaker do now leave the Chair,—put and passed.

Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of Supply. The Speaker resumed the Chair; and the Chairman reported that there was not a Quorum present in the Committee.

The Speaker counted the House, and there being a Quorum present, the Committee resumed.

The Speaker resumed the Chair; and the Chairman reported progress and obtained leave to sit again.

The House adjourned at sixteen minutes before Eleven o'clock, until To-morrow at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 14.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 28 NOVEMBER, 1872.

1. The House met pursuant to adjournment ; the Speaker took the Chair.

QUESTIONS :—

- (1.) Telegraphic Messages :—Mr. Raphael asked the Postmaster General, pursuant to Notice,—To lay upon the Table of this House, on Thursday next, the Tariff of Charges for Telegraphic Messages in this Colony ; also, that of Victoria ?

Mr. G. A. Lloyd answered,—The Tariff of Charges in this Colony is,—for Messages of ten words, under thirty-five miles, one shilling, and one penny each extra word ; beyond that distance, two shillings, and two-pence each extra word. In Victoria a universal rate of one shilling for ten words, and one penny for each extra word.

- (2.) Solferino Gold Field :—Mr. Rodd asked the Secretary for Lands, pursuant to Notice,—

(1.) Whether he is aware that the Honorable E. D. Ogilvie, M.L.C., of Yulgilbar Towers, is now gathering horses and cattle from within the limits of the Solferino Gold Field, driving them to his yards at Yulgilbar, apparently with the ultimate intention of impounding them ?

(2.) Can the Government say whether Mr. Ogilvie has any right over that part of the district now lying within the limits of the Solferino Gold Field ?

Mr. Farnell answered,—

(1.) No representations on the subject have been made.

(2.) Mr. Ogilvie has a right over that part of the district now lying within the limits of the Solferino Gold Field.

- (3.) Ventilation of Coal Mines :—Mr. Hannell asked the Secretary for Lands, pursuant to Notice,—Is it the intention of the Government to introduce, during the present Session, a Bill for the better ventilation of Coal Mines ?

Mr. Farnell answered,—It is the intention of the Government to introduce a Bill, during the present Session, for the better regulation of Coal Mines, provided time and business will permit.

2. PAPER :—Mr. Parkes laid upon the Table, By-law of the University of Sydney.
Ordered to be printed.

3. RAILWAY FROM MOAMA TO DENILQUIN (*"Formal" Motion*) :—Mr. Hay moved, pursuant to Notice, That this House will, on Tuesday next, resolve itself into a Committee of the Whole to consider the Petition presented to the House on the 21st November, from certain Inhabitants of Denilquin, in favour of the construction of a Railway from that place to Moama.
Question put and passed.

4. CEMETERIES REGULATION BILL (*"Formal" Motion*) :—Mr. Hoskins moved, pursuant to Notice, That the Petition presented by him on the 27th November, from the Trustees of the Necropolis, Haslem's Creek, against the Cemeteries Regulation Bill, be printed.
Question put and passed.

5. POSTPONEMENTS :—The undermentioned Orders of the Day postponed, on motion of Mr. Parkes :—
(1.) Criminal Law Consolidation and Amendment Bill ; second reading ;
(2.) Equity Consolidation and Reform Bill ; second reading ;—*to follow after the Order of the Day for the second reading of the Lunacy Bill.*

6. SUPPLY :—The Order of the Day having been read,—on motion of Mr. Parkes the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

The Speaker resumed the Chair ; and the Chairman reported progress, and obtained leave to sit again on Wednesday next.

The House adjourned at ten minutes before Twelve o'clock, until To-morrow at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 15.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 29 NOVEMBER, 1872.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Court House, Grenfell :—Mr. Baker asked the Secretary for Public Works, pursuant to Notice,—Referring to a Question put to the Secretary for Public Works, on 11th July last, by the Member for the Southern Gold Fields, relating to the erection of a Court House at Grenfell, and in reply to which the Minister stated that the Government propose to invite tenders for the erection of a new Court House as soon as the Colonial Architect has the plans and specifications ready,—Are the plans and specifications ready for such Court House; and, if not, is there likely to be a much longer delay in this matter than has already taken place?

Mr. Sutherland answered,—Tenders have been invited in this day's *Gazette* for the erection of a Court House at Grenfell.

- (2.) Australian Museum :—Mr. Stewart asked the Secretary for Public Works, pursuant to Notice,—
 - (1.) Whether there is any truth in the report that Government intends to expend a large sum for additions to the Museum?
 - (2.) If so, will the money be borrowed, or taken from current revenue?

Mr. Sutherland answered,—The Government have no intention at present of expending a large sum of money for additions to the Museum.

- (3.) Iron Safes :—Mr. Macleay asked the Colonial Secretary, pursuant to Notice,—
 - (1.) Has a Petition been presented to the Colonial Secretary, signed by a large number of citizens of Sydney, containing a prayer that one of the Iron Safes supplied to the Government be allowed for a competitive trial with one made by the Petitioner, George Dyke?
 - (2.) Was this Petition accompanied by a letter from His Honor Sir Alfred Stephen, C.B., strongly recommending a compliance with its prayer?
 - (3.) Will the Government comply with the request?
 - (4.) If so, when?

Mr. Parkes answered,—A Petition of the character described in the Honorable Member's question was presented on the 21st of last month, and the prayer is in conformity with the question asked. The Petition was accompanied by a letter from Sir Alfred Stephen, dated 30th September, to the effect described. This Petition was taken into consideration by the Government, and as it was alleged that a number of Safes supplied under contract to the Government were not fit for the purposes for which they were supplied, it was decided that one of these Safes should be publicly tested. It will be tested under the direction of an officer of the Government, and in charge of the Police, and the test will take place within a week or ten days.

2. PAPERS:—Mr. Farnell laid upon the Table the following Papers:—
 (1.) Return to an Order, made on 26th November, 1872, in reference to Conditional Purchases made by Messrs. H. and B. Adams.
 (2.) Return to an Order, made on 26th November, 1872, in reference to the Newcastle Kerosene Shale Company.
 Ordered to be printed.
3. POSTPONEMENT:—The Order of the Day for the second reading of the Hastings Electorate Sub-division Bill postponed, on motion of Mr. R. B. Smith, until Friday, 13th December.
4. PUBLIC VEHICLES REGULATION BILL:—The Order of the Day having been read,—the adjourned Debate, on the motion of Mr. Tunks, "That this Bill be now read a second time,"—resumed.
 Mr. Driver moved, That this Debate be now adjourned, and its resumption stand an Order of the Day for this day week.
 Debate ensued.
 Question put.
 The House divided.

Ayes, 6.

Mr. Parkes,
 Mr. Sutherland,
 Mr. Innes,
 Mr. Forster,

Tellers.

Mr. Macintosh,
 Mr. Driver.

Noes, 20.

Mr. Robertson,	Mr. Scholey,
Mr. Farnell,	Mr. Baker,
Mr. W. C. Browne,	Mr. Hoskins,
Mr. Stewart,	Mr. Moses,
Mr. Combes,	Mr. Tunks,
Mr. Abbott,	Mr. Cunneen,
Mr. Nowlan,	Mr. R. B. Smith,
Mr. Greville,	
Mr. Bennett,	Tellers.
Mr. Grahame,	Mr. Lee,
Mr. Hurley, (Central Cumberland)	Mr. Burns.

And so it passed in the negative.

Original Question put,—

And Division called for,—

But there being no Tellers for the Noes, no Division could be had, and the Speaker declared the Question to have passed in the *affirmative*.

Bill read a second time.

On motion of Mr. Tunks, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and the Chairman reported that there was not a Quorum present in the Committee.

The Speaker counted the House, and there being a Quorum present, the Committee resumed.

The Speaker resumed the Chair; and the Chairman again reported that there was not a Quorum present in the Committee.

The Speaker counted the House, and there being a Quorum present, the Committee resumed.

The Speaker resumed the Chair; and the Chairman again reported that there was not a Quorum present in the Committee.

The Speaker counted the House, and there being a Quorum present, the Committee resumed.

The Speaker resumed the Chair; and the Chairman reported the Bill with amendments.

Ordered, on motion of Mr. Tunks, that the adoption of that Report stand an Order of the Day for Friday next.

5. POSTPONEMENTS:—The following Orders of the Day postponed, until Friday, 13th December:—

(1.) Walker and Carlow Streets Enclosure Bill; second reading;—*on motion of Mr. Tunks.*(2.) Legal Practitioners Relief Bill; second reading;—*on motion of Mr. Stewart.*

6. SHAREBROKERS LICENSING BILL:—The Order of the Day having been read,—on motion of Mr. Innes the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to make provision for the Licensing of Sharebrokers. The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the following Resolution:—

Resolved,—That it is desirable to bring in a Bill to make provision for the Licensing of Sharebrokers.

On motion of Mr. Innes that report was adopted.

7. POSTPONEMENT:—The Order of the Day in reference to the Cattle Sale Yards Act Amendment Bill postponed, on motion of Mr. Driver, until Friday next.

8. CAPITAL PUNISHMENT ABOLITION BILL:—

(1.) Mr. Greville moved, pursuant to Notice, for leave to bring in a Bill to abolish Capital Punishment.

Question put and passed.

(2.) Mr. Greville having *presented* this Bill, Bill, intituled "*A Bill to abolish Capital Punishment*,"—read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Friday, 13th December.

The House adjourned, at seventeen minutes before Ten o'clock, until Tuesday next, at Four o'clock.

W. M. ARNOLD,
 Speaker.

New South Wales.

No. 16.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 3 DECEMBER, 1872.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Kidnapped Polynesian Islanders :—Mr. Oakes asked the Colonial Secretary, pursuant to Notice,—Does the Government intend to take any steps to restore to their homes the Polynesian Islanders found on board the “Carl” at her capture in Fiji, and who have been proved to have been kidnapped by a British vessel; or has the Commodore authority, on the conviction of the guilty parties, to demand these natives from the Fijian Government for their restoration in one of Her Majesty’s ships?

Mr. Parkes answered,—I have made every inquiry in my power in respect to this question, and I find, on the authority of Mr. Woods, a member of the Fijian Government, that the Islanders brought to the Fijis by the brig “Carl” were never in the possession of the Fijian Government, but that they have been in the care of the British Consul, and either lent or hired to service under the British Consul’s sanction. I have also put myself into communication with the Commodore, through His Excellency the Governor, and Commodore Stirling says that when a vessel is proceeding to Fiji he will endeavour to carry back these Islanders to their homes, but that he apprehends great difficulty in effecting this, inasmuch as none of them are understood to speak the English language, and from that cause it will be extremely difficult to find out where their homes are, and if they are landed in the wrong place they will be eaten.

- (2.) William Devonald :—Mr. Rodd asked the Colonial Secretary, pursuant to Notice,—
 - (1.) What amount of rent has Captain Battye, Inspector of Police, Cooma, paid into the Treasury on account of one William Lavenal, confinee in the Asylum for Insane?
 - (2.) Is the Government aware that Lavenal is the proprietor of a small freehold at Kiandra, as also a water right which for the past six years has been bringing in a good rental, averaging from five to seven shillings and sixpence per week?
 - (3.) Does the Mining Registrar at Kiandra pay rent to Captain Battye for this freehold and this water right; if so, what amount per year?
 - (4.) What amount of gold or other moneys did the Police take possession of when Lavenal was taken to the Asylum?
 - (5.) What did the Police do with his other personal effects?

Mr. Parkes answered,—

- (1.) The lunatic’s name is Devonald. £10 has been paid into the Treasury, being rent at £5 per annum for two years from 1869, when the property was first let. £9 cash found on the lunatic was devoted towards the expenses of his transmission.
- (2.) The Government is aware that the lunatic has certain property at Kiandra, but a report was received recently to the effect that such property had much depreciated in value. What the tenant has received for the water right the Government is not aware.
- (3.) The tenant of the property has, in consequence of such depreciation, declined to pay rent, whereupon the Police have taken possession of the property until it can be legally dealt with under the Act now before Parliament.
- (4.) £9, as above stated, was taken possession of by the Police.

(3.)

(3.) The Permanent Military Force.—Harbour Defences:—*Mr. Driver*, on behalf of *Mr. W. C. Browne*, asked the Colonial Secretary, pursuant to Notice,—

- (1.) What has been the annual cost of maintaining the Permanent Military Force?
- (2.) The total amount that would be expended for the Military Defences of the Colony, including Fortifications, next year, if the estimates prepared by the Officers thereof were passed by Parliament?

Mr. Parkes answered,—

(1.) The Permanent Military Force for last year cost £20,000, as voted by Parliament.

(2.) The Estimate for the next year is £20,290. As far as I can gather, if all the sums submitted to Government had been sanctioned for the Military Defence of the Colony for next year, the sum would be about £123,348, that is,—

For Permanent Force	£20,290
„ Volunteers	14,157
„ Naval Brigade	4,901
„ Fortifications	30,000
„ Gunpowder	54,000

2. **LODER'S ESTATE BILL:**—*Mr. Driver* presented a Petition from *Sarah Underwood*, formerly *Sarah Loder*, in opposition to this Bill.

Petition received, and, on motion of *Mr. Driver*, referred to the Committee now sitting on the Bill.

3. **SHAREBROKERS LICENSING BILL:**—*Mr. Innes* having presented this Bill, Bill, intituled "*A Bill to make provision for licensing Sharebrokers*,"—read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Friday, 13th December.

4. **THE INFANTRY FORCE.—HARBOUR FORTIFICATIONS:**—*Sir James Martin* proceeding to make the Motion standing in his name, viz. :—

(1.) That this House is of opinion that the omission from the Estimates of the sum necessary to maintain the Infantry Force next year is a mistake.

(2.) That this House is of opinion that the Fortifications of Port Jackson ought to be completed without delay,—

The Speaker directed the attention of the House to the rule of Parliament by which any motion intended to originate a charge upon the people required certain preliminary formalities, and should first be considered in a Committee of the Whole House.

Whereupon *Sir James Martin* moved the first Resolution only.

Debate ensued, and, on motion of *Mr. Combes*, adjourned (after Debate) until to-morrow.

The House adjourned, on motion of *Mr. Parkes*, at twenty-five minutes before Twelve o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 17.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 4 DECEMBER, 1872.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) The Commissioner of Stamps :—Mr. Stewart asked the Colonial Secretary, pursuant to Notice,—Whether there is any objection to lay upon the Table of this House a copy of the Memorial recommending Government to raise the salary of the Commissioner of Stamps, including the names of the gentlemen by whom the document was signed?

Mr. Parkes answered,—I see no objection to laying the Paper alluded to upon the Table of the House.

- (2.) Land selected by James Marshall on Gyrah River :—Mr. Terry asked the Secretary for Lands, pursuant to Notice,—When will the Papers ordered by the House on the 16th July, 1872, having reference to Land selected by James Marshall, on the Gyrah River, be laid upon the Table?

Mr. Farnell answered,—The papers are now in hand, and will be copied as soon as possible. It is only within the last few days that all necessary action has been taken, owing to the matter having been referred for appraisement. The cancellation of Marshall's selection has been revoked.

- (3.) Survey of Auriferous Leases :—Mr. Baker asked the Secretary for Lands, pursuant to Notice,—(1.) Is he aware that great complaints are being made by the mining community on account of the delay which is taking place in the survey of auriferous leases on various gold fields, more particularly at the Iron Barks, and at the diggings in the neighbourhood of Forbes?

(2.) Will the Minister cause these complaints to be inquired into; and, if found necessary, remedy them, by causing the required surveys to be made?

Mr. Farnell answered,—

(1.) I am aware that complaints have been made of delay in the survey of auriferous leases on the various Gold Fields.

(2.) The complaints have been inquired into, and surveyors have been instructed to measure claims and leases on the various Gold Fields under the direction of the Commissioners thereof. In some instances the miners have obstructed the surveyors in measuring the claims, and proceedings have been instituted against them.

2. NEW SOUTH WALES SHALE AND OIL COMPANY'S BILL :—Mr. Robertson, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this Bill was referred on 26th November, 1872.

Ordered to be printed.

Mr. Robertson then moved, That the second reading of the Bill (*as amended and agreed to in Select Committee*) stand an Order of the Day for Tuesday next.

3. PAPERS :—Mr. Parkes laid upon the Table the following Papers :—

(1.) Return to an Address, adopted on 12th November, 1872, in reference to London and Paris Exhibitions.

(2.) By-Laws of the Municipal District of Hay.

Ordered to be printed.

4. POSTPONEMENTS :—

(1.) The Orders of the Day of Government Business postponed, on motion of Mr. Parkes, as follows :—

(1.) Supply ; resumption of the Committee.	} <i>To follow after the Orders of the Day of General Business.</i>
(2.) Ways and Means ; House to resolve itself into Committee.	
(3.) Lunacy Bill ; second reading.	
(4.) Criminal Law Consolidation and Amendment Bill ; second reading.	} <i>until to-morrow.</i>
(5.) Equity Consolidation and Reform Bill ; second reading.	

(2.) The Orders of the Day of General Business postponed, as follows :—

- (1.) Public Exhibitions Act Amendment Bill ; second reading ;—*on motion of Mr. Parkes, until to-morrow.*
- (2.) The Infantry Force ; resumption of the adjourned Debate on the motion of Sir James Martin “That this House is of opinion that the omission from the Estimates of the sum necessary to maintain the Infantry Force next year is a mistake” ;—*on motion of Mr. Parkes, to stand next after the Order of the Day respecting proposed Railway from Moama to Deniliquin.*
- (3.) Cohen’s Estate Bill (*as agreed to in Select Committee*) ; second reading ;—*on motion of Mr. Burns, until Friday next.*
- (4.) Proposed Railway from Moama to Deniliquin ; consideration in Committee of the Whole of the Petition presented to this House on the 21st November, from certain Inhabitants of Deniliquin, in favour of the construction of a Railway from that place to Moama ;—*on motion of Mr. Hay, until Friday, 20th December.*

5. THE INFANTRY FORCE :—The adjourned Debate, on the motion of Sir James Martin “That this House is of opinion that the omission from the Estimates of the sum necessary to maintain the Infantry Force next year is a mistake,”—resumed.

Question put.

The House divided.

Ayes, 20.

Sir James Martin,	Mr. Garrett,
Mr. Robertson,	Mr. Lucas,
Mr. Lord,	Mr. Single,
Mr. Combes,	<i>Tellers.</i>
Mr. Watson,	Mr. J. S. Smith,
Mr. Macleay,	Mr. R. B. Smith.
Captain Onslow,	
Mr. Nowlan,	
Mr. Hill,	
Mr. Hoskins,	
Mr. Campbell,	
Mr. Phelps,	
Mr. Clarke,	
Mr. Warden,	
Mr. Raphael,	

Noes, 27.

Mr. Parkes,	Mr. Scholey,
Mr. Farnell,	Mr. Hay,
Mr. Butler,	Mr. Bennett,
Mr. Sutherland,	Mr. Hurley, (<i>Narellan</i>)
Mr. G. A. Lloyd,	Mr. Driver,
Mr. Innes,	Mr. Cummings,
Mr. Lee,	Mr. Macintosh,
Mr. Burns,	Mr. Hannell,
Mr. Moses,	Mr. West,
Mr. Thomas Brown,	Mr. W. C. Browne,
Mr. Grahame,	<i>Tellers.</i>
Mr. Stewart,	
Mr. Baker,	Mr. Wearne,
Mr. Fitzpatrick,	Mr. Rodd.
Mr. Cunneen,	

And so it passed in the negative.

6. UNDERWOOD’S ESTATE BILL :—The Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled “*An Act to authorize the sale of certain lands and hereditaments devised by the Will of the late James Underwood and the payment of the proceeds thereof into the Supreme Court,*”—presents the same to the Legislative Assembly for its concurrence ; accompanied by a copy of the two Reports from, and Minutes of Evidence taken before, the Select Committee thereon.

*Legislative Council Chamber,
Sydney, 4th December, 1872.*

T. A. MURRAY,
President.

Bill, on motion of Mr. Butler, read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Friday, 13th December.

The House adjourned, on motion of Mr. Parkes, at twenty-eight minutes before Twelve o’clock, until To-morrow, at Four o’clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 18.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 5 DECEMBER, 1872.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) Fires on Railway Lines:—Mr. Lackey asked the Secretary for Public Works, pursuant to Notice,—If it be the intention of the Minister in charge of the Railway Department to have means adopted this summer to prevent destruction to property along the Railway lines through fires caused by sparks from the engines?

Mr. Sutherland answered,—The same precaution is taken on the Railway lines in this Colony as is adopted in England, and I am not aware that anything more need be done.

- (2.) Tolls on Main Roads within Municipalities:—Mr. Lackey asked the Secretary for Public Works, pursuant to Notice,—

(1.) Whether the Government intend to continue the collection of Tolls on Main Roads within Municipalities?

(2.) If so, will such Tolls be handed over to the various Municipalities in which they are collected?

(3.) Have the Government considered the desirability of abandoning the collection of Tolls altogether?

Mr. Sutherland answered,—

(1.) No change in existing Toll-bars is at present contemplated.

(2.) In cases where Municipalities are interested, a milcage proportion of the Tolls is given to the Council.

(3.) The Government has no present intention of abandoning the collection of Tolls.

- (3.) Mr. Vogel's Conditional Purchase at Shaking Bog Creek:—Mr. Hoskins asked the Secretary for Lands, pursuant to Notice,—Has a "Conditional Selection" of 52 acres of land at Shaking Bog Creek, in the County of Buccleugh, made by Mr. George Wilmot Vogel, on the 1st September, 1870, been cancelled; if so, has the cancellation of the said "Conditional Selection" been notified in the *Government Gazette*?

Mr. Farnell answered,—It has been cancelled, but it is not the practice to notify the cancellation of Conditional Purchases in the *Government Gazette*. Mr. Vogel was informed last July, that if he disputed the value of the improvements on account of which his selection was cancelled, he could have them appraised on payment of the usual fee. No reply has been received from Mr. Vogel.

- (4.) Gaol at Bourke:—Mr. Lord asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to proclaim the Gaol at Bourke as a place for the punishment and detention of offenders?

Mr. Parkes answered,—As soon as the necessary accommodation is erected for the Gaoler, this Gaol will be proclaimed, as the Honorable gentleman desires.

- (5.) Grants of Land to Volunteers:—Mr. Hill asked the Colonial Secretary, pursuant to Notice,—Whether, in accordance with the Act 31 Vic., No. 5, a Volunteer joining the Force at any time after the 1st January, 1868, will be entitled to a grant of fifty acres of land for five years continuous efficient service?

Mr. Parkes answered,—Such is the provision of the Act, as I read it.

- (6.) Border Duties:—Mr. Hay asked the Colonial Secretary, pursuant to Notice,—What is the amount of Border Duties collected during the month of November last?

Mr. Parkes answered,—The amount of Border Duties collected in the month of November was £7,672 10s. 11d., of which £1,783 12s. 9d. was paid upon goods imported from South Australia.

(7.)

- (7.) Toll on Penrith Bridge :—Mr. Single asked the Secretary for Public Works, pursuant to Notice,—
 (1.) Whether the Government intend to continue the collection of the Toll on the Penrith Bridge?
 (2.) Have the Government any objection to state what the receipts from this Bridge have been up to the present time this year?
 Mr. Sutherland answered,—
 (1.) Yes.
 (2.) The lease of the Bar was sold for the current year for £363; the amount of rent received up to the present date is £332 15s.
2. PAPER :—Mr. Parkes laid upon the Table further Despatches relative to recognition of Government of Fiji Islands.
 Ordered to be printed.
3. BLACKWATTLE BAY LAND RECLAMATION BILL (*"Formal" Motion*) :—
 (1.) Mr. Farnell moved, pursuant to Notice, for leave to bring in a Bill to authorize the reclamation of land in Blackwattle Bay.
 Question put and passed.
 (2.) Mr. Farnell having presented this Bill, Bill, intituled "*A Bill to authorize the reclamation of land in Blackwattle Bay,*"—read a first time.
 Ordered to be printed, and that the second reading stand an Order of the Day for Thursday next.
4. ADJOURNMENT :—Mr. Lackey moved, That this House do now adjourn.
 Debate ensued.
 Question put and negatived.
5. MINISTERIAL STATEMENT :—Mr. Parkes informed the House that the Honorable George Alfred Lloyd had accepted the office of Colonial Treasurer, and the Honorable Saul Samuel the office of Postmaster General, and that these gentlemen had this day respectively taken the Oath of office.
6. PAPER :—Mr. Butler laid upon the Table, Rules of Court, dated 6 September and 11 November, 1872.
 Ordered to be printed.
7. POSTPONEMENTS :—The following Orders of the Day postponed, on motion of Mr. Parkes, to follow after the Order of the Day for the Committee of Ways and Means, viz. :—
 1. Lunacy Bill; second reading.
 2. Criminal Law Consolidation and Amendment Bill; second reading.
 3. Equity Consolidation and Reform Bill; second reading.
8. SUPPLY :—The Order of the Day having been read,—on motion of Mr. Parkes, the Speaker left the Chair, and the House resolved itself into a Committee of Supply.
 The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.
 The Chairman also reported that the Committee had come to a Resolution.
 Ordered, on motion of the Chairman, (*with the concurrence of the House*) that the said Resolution be now received.
 The Chairman then reported a Resolution, which was read a first time, as follows :—
 (1.) *Resolved*,—That there be granted to Her Majesty a sum not exceeding £81 3s. 7d., to defray expenses of Harbours, Light-houses, and Pilot Department for 1870 and previous years.
 Resolution, on motion of Mr. Parkes, read a second time, and agreed to.
9. WAYS AND MEANS :—The Order of the Day having been read,—Mr. Parkes moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of Ways and Means.
 Debate ensued.
 Question put and passed.
 Whereupon the Speaker left the Chair, and the House resolved itself into the said Committee.
 The Speaker resumed the Chair, and the Chairman reported progress, and obtained leave to sit again.
 The Chairman also reported that the Committee had come to a Resolution.
 Ordered, on motion of the Chairman, (*with the concurrence of the House*) that the said Resolution be now received.
 The Chairman then reported a Resolution, which was read a first time, as follows :—
 (1.) *Resolved*,—That towards making good the Supply granted to Her Majesty for the Service of 1870 and previous years, there be granted out of the Consolidated Revenue Fund of New South Wales the sum of £81 3s. 7d.
 Resolution, on motion of Mr. Parkes, read a second time, and agreed to.
10. MINISTERIAL STATEMENT :—Mr. Parkes explained to the House the course the Government proposed taking in regard to the business of the Session.
11. POSTPONEMENT :—The Order of the Day for the second reading of the Lunacy Bill postponed, on motion of Mr. Parkes, until Wednesday next.
12. ADJOURNMENT :—Mr. Parkes moved, That this House do now adjourn.
 Debate ensued.
 Question put and passed.
 Whereupon the Speaker left the Chair, and the House stood adjourned at eight minutes before Twelve o'clock, until To-morrow at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 19.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 6 DECEMBER, 1872.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTION :—

Rain Gauges :—Mr. Phelps asked the Colonial Secretary, pursuant to Notice,—

- (1.) Have rain gauges, self-registering thermometers, and barometers been supplied to the Telegraph Masters at all the Telegraph Stations in New South Wales?
- (2.) If not, will the Government order them to be so supplied as well to Telegraph Masters as to eligible Postmasters?
- (3.) Where rain gauges have been supplied does the Government consider the rainfall has been carefully and correctly registered?
- (4.) What number of Stations are now supplied with rain gauges?
- (5.) Is Government aware that two notable engineers of great experience in India (one being Colonel of Royal Engineers) were invited by the Government of Victoria to report on the capabilities of Victoria for water supply and water storage, and that these gentlemen have been unable to give that full satisfactory report that could have been given had the rainfall of the various districts of Victoria been known, and that these gentlemen complained much of the absence of such data?
- (6.) Will the Government take steps to prevent the same occurring in New South Wales, as it is felt that the time is not far distant when New South Wales may require to consider the same question?

Mr. Parkes answered,—The following information has been furnished to me by the Government Astronomer,—

- (1.) The instruments mentioned in the first question have not been supplied to all the Telegraph Stations.
- (2.) There are in all 93 Telegraph Stations, and to supply these with instruments will entail a cost of £800, and a like sum for their protection, with an addition of £100 annually for repairs. An assistant also will be required at the Observatory, at £200 per annum, to reduce the results.
- (3.) As correctly as circumstances will admit of.
- (4.) The number of Stations supplied with rain gauges is 44; the number in Victoria is only 23.
- (5.) The Government is aware of the circumstances named in this part of the question.
- (6.) This could only be done by incurring the expense mentioned in reply to question No. 2.

2. PUBLIC VEHICLES REGULATION BILL :—Mr. Macintosh presented a Petition from the Mayor, Aldermen, and Citizens of the City of Sydney, against the passing of this Bill.
Petition received.

3. PAPER :—Mr. Farnell laid upon the Table, Abstract of Crown Lands reserved from sale, until surveyed, for the preservation of Water Supply, or other public purposes, in accordance with the 4th section of the Act 25 Vic. No. 1, from 25 June to 20 November, 1872.
Ordered to be printed.

4. **POSTPONEMENT** :—The Order of the Day for the second reading of the Cemeteries Regulation Bill postponed, on motion of Mr. Forster, to follow after the Order of the Day for the second reading of the Volunteer Admission Bill.
5. **SUPERANNUATION ACT AMENDMENT BILL** :—Mr. Forster moved, That this Bill be now read a second time.
Debate ensued, and, on motion of Mr. Lucas, adjourned to Friday, 27th December.
6. **POSTPONEMENTS** :—The following Orders of the Day postponed, on motion of Mr. Forster, until Friday, 20th December :—
1. Volunteer Admission Bill ; second reading.
2. Cemeteries Regulation Bill ; second reading.
7. **STAMP DUTIES ACT AMENDMENT BILL** :—Mr. Stewart moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.
On motion of Mr. Stewart, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.
The Speaker resumed the Chair ; and the Chairman having reported the Bill with amendments, on motion of Mr. Stewart (*with the concurrence of the House*) that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for Tuesday next.
8. **CUSTOMS SEIZURE OF GOODS *ex* "ASCALON"** :—The adjourned Debate on the motion of Mr. Macintosh, "That the Report from the Select Committee on 'Customs Seizure of Goods *ex* Ascalon,' brought up by him on the 9th August, 1872, be now adopted by this House,"—resumed.
Question put.
The House divided.

Ayes, 10.

Mr. Parkes,	Mr. Hill,
Mr. Farnell,	<i>Tellers.</i>
Mr. G. A. Lloyd,	
Mr. Jones,	Mr. Macintosh,
Mr. Watson,	Mr. Burns.
Mr. Clarke,	
Mr. Hurley, (<i>Central</i> <i>Cumberland</i>)	

Noes, 13.

Mr. W. C. Browne,	Mr. Scholey,
Mr. Tunks,	Mr. Stewart,
Mr. Phelps,	Mr. Hoskins,
Mr. Greville,	<i>Tellers.</i>
Mr. Forster,	
Mr. Terry,	Mr. West,
Mr. Bennett,	Mr. Raphael.
Mr. Cummings,	

And so it passed in the negative.

The House adjourned, on motion of Mr. Parkes, at nine minutes before Eleven o'clock, until Tuesday next, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 20.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 10 DECEMBER, 1872.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Bridge over Creek on Narrandera Road.—Repairs to Jones's Creek Road :—Mr. Macleay asked the Secretary for Public Works, pursuant to Notice,—

(1.) Has any reply been given to a numerously signed Memorial from the residents of Narrandera, and other parts of the Murrumbidgee, forwarded through Mr. Macleay to the Secretary for Public Works several weeks ago, praying for the erection of a Bridge over a dangerous Creek on the road from the Punt at Narrandera to the Township?

(2.) Has any reply been given to a numerously signed Memorial from residents in and about Gundagai, forwarded through Mr. Macleay to the Secretary for Public Works about two weeks ago, praying for repairs to the Jones's Creek Road?

Mr. Sutherland answered,—

(1.) No answer has apparently been given to the Memorial, as the matter is still being inquired into, but on receipt of the Memorial the local officer was instructed to report the probable cost of a Bridge, and the sum of £360 is placed on the Estimates for 1873 for this purpose. The Commissioner for Roads, who is now in the locality, will report fully on his return to Sydney, and an answer will be sent to the Honorable Member in due course.

(2.) The Petition alluded to was forwarded to the local officer for his report on the 28th ultimo, and the Commissioner for Roads has this day telegraphed from Wagga Wagga that he will be at Jones's Creek in a day or two to inspect, with the officer, the road in question. After receipt of report an answer will be sent.

- (2.) Victoria Square, St. Mary's, South Creek :—Mr. Single asked the Colonial Secretary, pursuant to Notice,—

(1.) Is it true that an offer has been made to the Government by a person at St. Mary's, South Creek, of a portion of land known as Victoria Square, for the purpose of building a lock-up thereon?

(2.) Do the Government intend to accept such offer and erect a lock-up?

(3.) Are the Government aware that the said piece of land belongs to the inhabitants of St. Mary's, South Creek, having been granted to them by the late Sir Maurice O'Connell for the purpose of recreation?

Mr. Parkes answered,—

(1.) Yes, such an offer has been made by Mr. James Hackett.

(2.) Such is the present intention of the Government.

(3.) The Government, of course, are not aware, Mr. Hackett having forwarded his title, shewing his purchase of the land from Mr. A. H. McCulloch, Solicitor, of Sydney.

2. PAPERS :—

- (1.) Mr. Farnell laid upon the Table, Report on Timber Reserves in the Clarence River, Richmond River, and Tweed River Districts.

Ordered to be printed.

- (2.) Mr. Parkes laid upon the Table, Electoral Rolls for 1872-73.

3. CHURCH OF ENGLAND DENOMINATIONAL SCHOOL, DENHAM COURT :—Mr. Lackey presented a Petition from Members of the Local Board of this School, respecting the withdrawal, by the Council of Education, of the Certificate from the School; and praying that steps may be taken for the restoration of the Certificate.
Petition received.

4. ADJOURNMENT :—Mr. Buchanan moved, That this House do now adjourn.
Question put and negatived.

5. PUBLIC VEHICLES REGULATION BILL ("Formal" Motion):—Mr. Macintosh moved, pursuant to Notice, That the Petition presented by him on 6th December, from the Mayor, Aldermen, and Citizens of Sydney, against the Public Vehicles Regulation Bill, be printed.
Question put and passed.

6. STAMP DUTIES ACT AMENDMENT BILL,—on motion of Mr. Stewart, read a third time, and *passed*.
Mr. Stewart then moved, That the Title of this Bill be "*An Act to amend the 'Stamp Duties Amendment Act of 1871' and the 'Stamp Duties Act of 1865.'*"
Question put and passed.

Whereupon Mr. Stewart moved, That this Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the 'Stamp Duties Amendment Act of 1871' and the 'Stamp Duties Act of 1865.'*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 10th December, 1872.

Question put and passed.

7. FRIENDLY SOCIETIES BILL ("Formal" Motion):—

(1.) Mr. Parkes moved, pursuant to Notice, for leave to bring in a Bill to amend the laws relating to Friendly Societies.

Question put and passed.

(2.) Mr. Parkes having *presented* this Bill, Bill, intituled "*A Bill to amend the Laws relating to Friendly Societies,*"—read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Wednesday, 18th December.

8. ORPHAN, REFORMATORY, AND INDUSTRIAL SCHOOLS:—Captain Onslow moved, pursuant to *amended* Notice, That there be laid upon the Table of this House a Return of the number, names, and ages of the children in the Orphan Schools at Parramatta, the Destitute Children's Asylum at Randwick, and the Reformatory School at Biloela, and on board the "Vernon," specifying in each instance whether—

(1.) Both parents;

(2.) Father or mother only are dead, and stating the residence and employment of the surviving parent.

Private Fees contributed to each institution, adding Industrial Schools and Reformatory.

Debate ensued.

Question put and passed.

9. PUBLIC SCHOOLS ACT:—Mr. Forster moved, pursuant to Notice, "That this House is of opinion that" a Bill for the amendment of the Public Schools Act of 1866 should be introduced during the present Session, and that such Bill, among other matters, should provide for the extension and stricter enforcement of the principle of secular instruction, and for the discontinuance, upon reasonable notice after a certain period to be fixed by law, of assistance from public funds for Denominational Schools.

Mr. Parkes moved, pursuant to *Contingent* Notice, That the Question be amended by omitting all the words after "That this House is of opinion that," and inserting in place thereof the following words,—"*the experience of the last six years fully justifies the policy of the Public 'Schools Act of 1866, and that any interference at the present time with the operation of that 'Act, and the valuable system of public instruction established under its provisions, would 'be impolitic and prejudicial to the best interests of the people.'*"

Debate ensued.

Mr. Stewart moved, That this Debate be now adjourned, and its resumption stand an Order of the Day for "this day week."

Mr. Lucas moved, That the Question be amended, by omitting the words "this day week," with a view to inserting the words "Friday next, then to take precedence of other Orders of the Day."

Debate ensued.

Question put,—That the words proposed to be omitted stand part of the Question.

The House divided.

Ayes, 24.

Noes, 6.

Mr. Parkes,	Mr. Forster,
Mr. Butler,	Mr. Hannell,
Mr. Farnell,	Mr. Stewart,
Mr. Sutherland,	Mr. Lee,
Mr. Innes,	Mr. Tunks,
Mr. G. A. Lloyd,	Mr. Fitzpatrick,
Mr. Burns,	Mr. Grahame,
Mr. Thomas Brown,	Mr. De Salis,
Mr. Jacob,	Mr. Scholey,
Mr. Bennett,	<i>Tellers.</i>
Mr. Hurley, (<i>Narellan</i>)	
Mr. Robertson,	Mr. Combes,
Mr. Cummings,	Mr. Macintosh,

Mr. J. S. Smith,
Mr. W. C. Browne,
Mr. Driver,
Captain Onslow,
<i>Tellers.</i>
Mr. Garrett,
Mr. Lucas.

And so it was resolved in the affirmative.

Question then,—That this Debate be now adjourned, and its resumption stand an Order of the Day for this day week,—put and passed.

10. CIVIL SERVICE EXAMINATIONS:—*Mr. Garrett*, on behalf of *Mr. Greville*, moved, pursuant to Notice, That there be laid upon the Table of this House a Return, shewing,—
- (1.) The number of persons temporarily employed by the Government who have submitted themselves for examination for admission to the Civil Service.
 - (2.) The number to whom certificates were refused.
 - (3.) The number of those to whom it was a second refusal.
 - (4.) The number of those to whom it was a third refusal.
- Question put and passed.

The House adjourned, on motion of *Mr. Parkes*, at twenty-five minutes after Eleven o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 21.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 11 DECEMBER, 1872.

1. The House met pursuant to adjournment ; the Speaker took the Chair.

QUESTIONS :—

- (1.) Rain-Gauges :—Mr. Phelps asked the Colonial Secretary, pursuant to Notice,—

(1.) Does the Government object to placing rain-gauges at all the Telegraph Stations in this Colony, as well as at Post Offices where the Postmaster is eligible to record the rain-fall, these instruments being of little cost ?

(2.) If the Government does not object, how soon will these rain-gauges be supplied ?

Mr. Parkes answered,—

(1.) I am advised that the cost of these instruments would be about £200, and that the annual cost of keeping them in repair would be about £200 also.

(2.) At present the Government is not in a position to say definitely whether they will authorize these instruments to be supplied to these places or not, as the question has not been under consideration ; but, if the Honorable Member will repeat his question in ten days or a fortnight, I will give an answer one way or the other.

- (2.) Scab in Sheep :—Mr. W. C. Browne asked the Secretary for Lands, pursuant to Notice,—

(1.) What is the amount to the credit of the fund created under the Act for the "Prevention of Scab in Sheep" ?

(2.) Is it the intention of the Government to impose an assessment on sheep for next year ; and, if so, at what rate ?

Mr. Farnell answered,—

(1.) The balance at the credit of the Sheep Account, on the 30th November last, was £2,716 15s. 4d. After the expenses for the month of December are paid there will remain a balance of about £1,000 to be carried forward to the credit of the Sheep Account for 1873.

(2.) Yes ; ten shillings per thousand.

- (3.) Court House Reserve, East Maitland :—Sir James Martin asked the Secretary for Lands, pursuant to Notice,—

(1.) Whether the Government have determined to destroy a considerable number of the trees planted some years ago in the Court House Reserve at East Maitland, and to make a new road through such Reserve to the Railway Station ?

(2.) If so, how much of the Reserve in question is to be used for such road, and at whose instance, with what object, and under what authority has such road been ordered ?

(3.) Is there not already a good road to the Railway Station at East Maitland for all purposes ; and if not, could not one be made without destroying the plantation in question ?

Mr. Farnell answered,—This matter is not connected with the Lands Department, but I have obtained the following information from the Department of Works,—

(1.) No.

(2.) No.

(3.) There is a good road to the Passenger Station at East Maitland, but not to the Goods Shed. Application has been made for extended accommodation for heavy traffic through the Railway land to Bank-street, which is now under consideration.

2. PAPER:—Mr. Parkes laid upon the Table, Alterations and Additions to By-Laws of Destitute Children's Asylum, Randwick.
Ordered to be printed.
3. CHURCH OF ENGLAND DENOMINATIONAL SCHOOL, DENHAM COURT (*"Formal" Motion*):—Mr. Lackey moved, pursuant to Notice, That the Petition presented by him on 10th December, from the Local School Board, Denham Court, relative to the withdrawal of the Certificate from the School, be printed.
Question put and passed.
4. REAL PROPERTY ACT AMENDMENT BILL:—
 - (1.) Mr. Butler moved, pursuant to Notice, for leave to bring in a Bill to amend the Real Property Act of 1862.
Question put and passed.
 - (2.) Mr. Butler having *presented* this Bill, Bill, intituled "*A Bill to amend the Real Property Act of 1862,*"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Wednesday next.
5. MINING BILL:—The Order of the Day having been read,—Mr. Innes moved, That this Bill be now read a second time.
Debate ensued, and, on motion of Mr. Baker, adjourned (after debate) to Wednesday, 8th January, 1873.
The House adjourned, on motion of Mr. Parkes, at seventeen minutes before Twelve o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 22.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 12 DECEMBER, 1872.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) Steam Communication between New Zealand and Fiji:—Mr. Greville asked the Colonial Secretary, pursuant to Notice,—

(1.) Has the attention of the Government been directed to the fact that steam communication between New Zealand and Fiji has been subsidized by the New Zealand Government?

(2.) Are they aware that such action on the part of the New Zealand Government is calculated to draw the trade of the South Sea Islands from Sydney to New Zealand?

(3.) What course do the Government propose to take in the interest of the New South Wales merchants engaged in the Fiji trade?

Mr. Parkes answered,—

(1 and 2.) With respect to the first and second of these questions, all I have to say is, that the Government has no official knowledge on the subject. I have heard the common report that steam communication is established between Fiji and New Zealand, but the Government has no knowledge of this officially, whether it is the fact or not.

(3.) The Government would not consider it its duty to take any step specially in the interest of the merchants of New South Wales.

- (2.) Border Duties:—Mr. Lucas, on behalf of Sir James Martin, asked the Colonial Treasurer, pursuant to Notice,—What sum was received during the month of November last for Customs Duties on goods imported across or by way of the River Murray, including the amount paid on goods taken out of bond?

Mr. G. A. Lloyd answered,—£7,672 10s. 11d., of which £1,783 12s. 9d. was paid upon goods imported from South Australia.

2. CHURCH OF ENGLAND SCHOOL, PETERSHAM:—Mr. Stephen Brown presented the following Petitions:—

(1.) From certain Residents of Petersham and neighbourhood, respecting the refusal, by the Council of Education, to grant a Certificate to this School; and praying for inquiry into the case, with a view to relief.

(2.) From the Promoters of the School, to the same effect; and with a similar prayer.

Petitions received.

3. LODGE'S ESTATE BILL:—Mr. Lackey, as Chairman, brought up the Report from, and laid upon the Table the Minutes of the Proceedings of, the Select Committee for whose consideration and report this Bill was referred on 14th November, 1872.

Ordered to be printed.

Mr. Lackey then moved, That the second reading of the Bill (*as agreed to in Select Committee*) stand an Order of the Day for Tuesday, 7th January, 1873.

Question put and passed.

4. **UNDERWOOD'S ESTATE BILL**:—Mr. Butler presented the following Petitions in favour of the passing of this Bill:—
 (1.) From Richard Underwood.
 (2.) From Thomas Underwood.
 (3.) From James Joseph Underwood, Catherine Underwood, and John and Jane Lisson.
 (4.) From Sydney Edward Underwood, Warner Wright Spalding, Clara Elizabeth Spalding, and Angelina Fenn Underwood.
 (5.) From Josepha Mary Probert Underwood.
 Petitions received.
5. **COMMITTEE OF ELECTIONS AND QUALIFICATIONS**:—Stephen Campbell Brown, Esquire, came to the Table, and was sworn by the Clerk as a Member of the Committee of Elections and Qualifications.
6. **DURATION OF PARLIAMENTS SHORTENING BILL** (*"Formal" Motion*):—Mr. Burns moved, pursuant to Notice, for leave to bring in a Bill to shorten the duration of future Parliaments.
 Question put and passed.
7. **POSTPONEMENTS**:—The following Orders of the Day postponed, on motion of Mr. Farnell, until Wednesday next:—
 1. Blackwattle Bay Land Reclamation Bill; second reading.
 2. City Properties Leasing and Improving Bill; resumption of the adjourned Debate on the motion of Mr. Farnell "That this Bill be now read a second time."
8. **DURATION OF PARLIAMENTS SHORTENING BILL**:—Mr. Burns having *presented* this Bill, Bill, intituled "*A Bill to limit the duration of all future Parliaments to three years,*"—read a first time.
 Ordered to be printed, and that the second reading stand an Order of the Day for Friday, 20th December.
9. **SUPPLY**:—The Order of the Day for the resumption of the Committee of Supply having been read,—Mr. G. A. Lloyd moved, That the Speaker do now leave the Chair.
 Debate ensued.
 Question put and passed.
 Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

And the Committee continuing to sit till after Midnight,—

FRIDAY, 13 DECEMBER, 1872, A.M.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.
 The House adjourned, at twenty-five minutes after Twelve o'clock A.M., until Four o'clock, P.M., This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 23.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 13 DECEMBER, 1872.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) The late Sergeant Sutherland :—Mr. Watson asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to grant an annuity or compensation to the widow of the late Sergeant Sutherland, a member of the Police Force of this Colony, who was murdered by bush-rangers while in the execution of his duty?

Mr. Parkes answered,—Before the claim of the widow of the late Sergeant Sutherland was considered, she was asked whether she would prefer a pension or gratuity. She said the latter. The usual gratuity given is one month's pay for each year of service, which in this instance was nine, amounting to £106, but, under the exceptional circumstances of the case, one year's pay was added, making a sum of £141, which was paid to Mrs. Sutherland in August last.

- (2.) Gaol Accommodation at Young :—Mr. Watson asked the Colonial Secretary, pursuant to Notice,—Has it been brought under the notice of the Government the great expense, as well as the risk of escape, caused by the conveyance of prisoners, sentenced at the Court of Quarter Sessions held at Young, to the Gaol at Yass, a distance of over sixty-five miles, owing to the want of proper accommodation at Young; and is it the intention of the Government to remedy the evil referred to by erecting, and if so when, the necessary Gaol accommodation at Young?

Mr. Parkes answered,—With regard to the first part of the Honorable Member's question, I cannot learn that any such representations have been made. With regard to the latter part of the question, the erection of a new gaol has been approved by the Government, and the necessary plans are in course of preparation, and in all probability tenders for the work will be advertised about the end of January.

- (3.) Great Western Railway :—Mr. Combes asked the Secretary for Public Works, pursuant to Notice,—

(1.) Whether he is aware that some damage has been caused by the late flood to the incomplete portions of Nos. 8 and 9 Contracts on the Great Western Railway?

(2.) Will he inform the House as to the extent of this damage, and the probable time that will be required to effect its repair?

(3.) Have the Government taken any steps to compel the Contractors for Nos. 8 and 9 sections to complete these works without delay, or do they intend to grant a further extension of time?

Mr. Sutherland answered,—

(1.) Yes.

(2.) The damage done on No. 9 Contract is very small, and can be repaired in a few days. Upon No. 8, section a portion of the embankment has been washed away, and it is considered advisable to erect a bridge instead of to repair the embankment. This will take about two months to build.

(3.) This matter is now under the consideration of the Government, and will be decided before the present Contract expires.

- (4.) Conditional Purchases made by W. G. Greenstreet :—Mr. Abbott, on behalf of Mr. Bawden, asked the Secretary for Lands, pursuant to Notice,—

(1.) By what authority were two conditional purchases of forty acres each, Parish of Churchill, County Drake, made by William George Greenstreet, on 17th August, 1871, at Land Office, Casino, declared forfeited?

(2.) Was the selector called upon in the usual manner to show cause why these selections should not be forfeited?

(3.) On what information were the selections forfeited?

(4.)

(4.) Is the Secretary for Lands aware that a township was surveyed on this land before the forfeiture was gazetted?

(5.) Were these conditional purchases, when declared forfeited, dealt with as other forfeited selections, and either offered for sale or again left open for selection?

Mr. Farnell answered,—

(1.) By the authority of the Governor and the Executive Council.

(2.) No. There is nothing in the Crown Lands Alienation Act, or Regulations, requiring him to be so called upon, although it has been the usual custom to do so. In the present instance there was ample evidence to justify the forfeiture, without any reference to the selector.

(3.) On the report of the local Surveyor, which showed that at the time of survey, seven months after the date of selection, there had been neither residence nor improvement; as, also, on similar information from the resident Gold Commissioner.

(4.) No. The forfeiture of the selection was gazetted on the 19th July last, and the township was not surveyed, or marked out, until the 8th August.

(5.) No. The fact of improvements having been effected, in the absence of any occupation by the selector, as also of the intended formation of the township, precluded its being so dealt with.

(5.) Bay View House Lunatic Asylum:—Mr. Hill asked the Colonial Secretary, pursuant to Notice,—

(1.) How many escapes of lunatics have been reported to the Government from the Bay View House Asylum, Cook's River, since its opening?

(2.) Is it a fact that the enclosure to the said Asylum is so open that these unfortunate persons are subject to the public gaze, so much so that children on the main road frequently hold communication with them?

(3.) How many Government patients are at present confined therein, and what is the cost to the Government per year for their maintenance?

(4.) Will the Colonial Secretary see the necessity of some suitable structure being erected around this enclosure, so as to prevent any escapes in future, and at the same time to protect those unhappy persons from the public gaze?

(5.) Is the cost of maintaining lunatics in the above Asylum cheaper than that of the Government Asylums?

Mr. Parkes answered,—

(1.) The number of escapes from this private Asylum since it was first opened is five, one of which occurred this year.

(2.) I am not aware that the patients, while in the grounds, are visible in the manner indicated by this question. I am informed that they are not; and, as far as my recollection serves, I do not think it is the case. I do not think it would be easy for children to hold conversation with them, especially as they are under the charge of keepers.

(3.) The number of patients in the Asylum at the present time is 32, and the cost of their maintenance is 25s. each per week.

(4.) I will direct special attention as to whether it is the case or not that these patients can be communicated with through, or over, the fence.

(5.) The cost is somewhat higher than the cost in the public Asylum, but the practice was adopted from the absolute want of accommodation in the Government Asylums, and the necessity that existed for affording some relief to their over-crowded state.

(6.) Expenditure on Main Western Road:—Mr. J. S. Smith asked the Secretary for Public Works, pursuant to Notice,—

(1.) What amount of money altogether has been expended in maintaining the Western Road between Macquarie Plains and Orange?

(2.) What amount has been so expended upon the road between Orange and Dubbo?

Mr. Sutherland answered,—The total expenditure by the Roads Department upon the Main Western Road between Bathurst and Orange and Dubbo, as nearly as can be ascertained, amounts to £52,811 10s. 2d. The particular expenditure between any two given points on this length cannot be ascertained, except at a vast amount of research and labour, and only then approximately.

(7.) Wellington Hospital:—Mr. J. S. Smith asked the Colonial Secretary, pursuant to Notice,—

(1.) How much of the sum of £5,000, voted last Session for the support of Paupers in Hospitals, has been, or is intended to be, expended on the Wellington Hospital?

(2.) Has the money been actually appropriated, and what arrangements have been made for such appropriation?

Mr. Parkes answered,—

(1.) No part of the sum of £5,000 voted last Session has been expended on the Wellington Hospital. The £5,000 in question is intended to cover the expense of pauper patients admitted into Sydney Infirmary upon orders from the Colonial Secretary's office, on the recommendation of clergymen, magistrates, and other persons of like standing. Some misapprehension may have arisen from the old term of "Colonial Hospitals" having been still adopted, which does not apply now if the money is intended for the Sydney Infirmary.

(2.) 1,298 orders have already been given this year, and a balance of £555 6s. 6d. remains available for last quarter's accounts.

(8.) Ad Valorem Duties:—Mr. Oakes asked the Colonial Treasurer, pursuant to Notice,—Is it the intention of the Government, during the present Session, to take any steps to effect the abolition or reduction of the *ad valorem* duties?

Mr. G. A. Lloyd answered,—As this question was placed before me only this morning, and I have not had an opportunity of seeing any of my colleagues, it is quite impossible for me to give an answer to so important a question at so short a notice.

2. CHURCH OF ENGLAND SCHOOL, PETERSHAM (*"Formal" Motion*):—Mr. Fitzpatrick, on behalf of Mr. Stephen Brown, moved, pursuant to Notice, That the two Petitions presented by Mr. Brown on the 12th December, relative to the Church of England School at Petersham, be printed.

Question put and passed.

3. DISTRIBUTION OF FUNDS IN PERRY'S ESTATES BILL ("Formal" Motion).—

(1.) Mr. Butler moved, pursuant to Notice, for leave to bring in a Bill to provide for the distribution of certain funds among certain creditors in respect of claims by them against Insolvent Estates formerly assigned to Frederick William Perry, late Official Assignee.

Question put and passed.

(2.) Mr. Butler having presented this Bill, Bill, intituled "*A Bill to provide for the distribution of certain Funds among certain creditors in respect of Claims by them against Insolvent Estates formerly assigned to Frederick William Perry late Official Assignee,*"—read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Wednesday next.

4. SHAREBROKERS LICENSING BILL:—Mr. Burns presented a Petition from certain Members of the New South Wales Brokers Association, stating that they object to some of the provisions of this Bill, and solicit an opportunity of giving evidence before this House, or a Select Committee, in support of such objections; and praying the House to take the premises into consideration, and adopt such course as may seem expedient.

Petition received.

5. ADJOURNMENT:—Mr. Combes moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

6. POSTPONEMENT:—The Order of the Day for the second reading of the Hastings Electorate Sub-division Bill postponed, on motion of Mr. Lucas, until Friday, 10th January, 1873.

7. WALKER AND CARLOW STREETS ENCLOSURE BILL:—Mr. Tunks moved, That this Bill be "now read a second time."

Debate ensued.

Mr. Stewart moved, That the Question be amended, by omitting the words "now read a second time," with a view to inserting the words "referred to a Select Committee for consideration and report."

"That such Committee consist of Mr. Burns, Mr. Farnell, Mr. Forster, Mr. Hill, Mr. Macintosh, Mr. Neale, Mr. Tunks, and the Mover."

Debate continued.

Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.

Question,—That the words proposed to be inserted in place of the words omitted be there inserted,—put and passed.

Main Question then,—

(1.) That the Walker and Carlow Streets Enclosure Bill be referred to a Select Committee for consideration and report.

(2.) That such Committee consist of Mr. Burns, Mr. Farnell, Mr. Forster, Mr. Hill, Mr. Macintosh, Mr. Neale, Mr. Tunks, and the Mover,—

put and passed.

8. LEGAL PRACTITIONERS RELIEF BILL:—Mr. Stewart moved, That this Bill be now read a second time.

Debate ensued.

Question put.

The House divided.

Ayes 8.

Mr. Robertson,
Mr. Hoskins,
Mr. Garrett,
Mr. Forster,
Mr. Baker,
Mr. Stewart,

Tellers.

Mr. Macintosh,
Mr. Fitzpatrick.

Noes 16.

Mr. Parkes,
Mr. Farnell,
Mr. G. A. Lloyd,
Mr. Butler,
Mr. J. S. Smith,
Mr. Innes,
Mr. Wearne,
Mr. Creed,
Mr. Hay,
Mr. Tunks,

Mr. Greville,
Mr. Combes,
Mr. De Salis,
Mr. Sutherland,

Tellers.

Mr. R. B. Smith,
Mr. Driver.

And so it passed in the negative.

9. POSTPONEMENT:—The Order of the Day for the second reading of the Capital Punishment Abolition Bill postponed, on motion of Mr. Greville, until Friday, 10th January, 1873.

10. SHAREBROKERS LICENSING BILL:—Mr. Innes moved, That this Bill be now read a second time.

Mr. Garrett moved, That the Debate on this Question be adjourned until this day week.

Question put.

The House divided.

Ayes, 4.

Mr. Hoskins,
Mr. Fitzpatrick.

Tellers.

Mr. Garrett,
Mr. Burns.

Noes, 15.

Mr. Parkes,
Mr. Sutherland,
Mr. G. A. Lloyd,
Mr. Innes,
Mr. Butler,
Mr. Cummings,
Mr. Stewart,
Mr. Baker,
Mr. Tunks,

Mr. Bennett,
Mr. W. C. Browne,
Mr. Macintosh,
Mr. Driver,

Tellers.

Mr. De Salis,
Mr. Greville.

And it appearing by the Tellers' Lists that there was not a Quorum present, the Speaker adjourned the House at ten minutes after Ten o'clock, until Tuesday next, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 24.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 17 DECEMBER, 1872.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) Post Office at Dapto:—Mr. Forster asked the Colonial Secretary, pursuant to Notice,—What course have the Government taken, or do they intend taking, with reference to the establishment of a Post Office at Brown's, Dapto, in the District of Illawarra?

Mr. Parkes answered,—Inquiries have been made as to the necessity for the establishment of a Post Office at the place mentioned, and it is considered that the postal requirements of the place are at present sufficiently provided for.

- (2.) Lake George Road:—Mr. Forster asked the Secretary for Public Works, pursuant to Notice,—
 - (1.) What amount (if any) is it intended by the Government to expend upon the Lake George Road, between Collector and Gundaroo?
 - (2.) What arrangements (if any) have been made for such expenditure?

Mr. Sutherland answered,—

- (1.) A sum of £112 has been placed upon the Schedule of Roads under Trustees for 1873.
- (2.) No arrangements can be made for any expenditure until the Appropriation Act is passed.

- (3.) Bomadary Punt:—Mr. Warden asked the Secretary for Public Works, pursuant to Notice,—
 - (1.) Have Tenders been called for repairs to Bomadary Punt, Shoalhaven?
 - (2.) In the repairs to said Punt, was a new bottom included?
 - (3.) How many Tenders for repairs to said Punt were received, and what was the amount of each Tender?

- (4.) What is the name of the party whose Tender was accepted?

- (5.) Has the work been commenced, and what time was allowed the Contractor for completing the work?

Mr. Sutherland answered,—

- (1.) Yes.
- (2.) The Contractor has to take out and replace all defective timber, and to thoroughly repair Punt.
- (3.) Two. £128 10s., and £220.
- (4.) G. Michael, for £128 10s.
- (5.) Yes. Four weeks from date of delivery of Punt to Contractor.

- (4.) Roman Catholic Denominational School, Adelong:—Mr. Hoskins asked the Colonial Secretary, pursuant to Notice,—

- (1.) Did the Council of Education refuse to grant a salary for the Teacher of the Roman Catholic Denominational School at Adelong?

- (2.) Was any record made by the Council of Education of the reason why the payment of a salary to the Teacher of the Roman Catholic Denominational School at Adelong was refused?

Mr. Parkes answered,—I believe it is the case that the Council of Education refused to grant a Certificate to the Roman Catholic School at Adelong, and I believe it is the case that there is a record of the proceedings of the Council in refusing to grant that Certificate.

2. PAPER:—The Speaker laid upon the Table, Copies of Minutes of the Governor and Executive Council, authorising the application of Balances from one Head of Service to supplement Votes for other Services,—transmitted to the Legislative Assembly in conformity with the directions contained in the 18th section of the Audit Act of 1870.

Ordered, on motion of Mr. Burns, to be printed.

3. **THE INFANTRY FORCE** :—Mr. Lackey presented a Petition from certain Citizens of Sydney and other Colonists, relative to the disbanding of the Infantry Force, praying the House to take the premises into consideration.
Petition received.
4. **PRINCE ALFRED HOSPITAL BILL** :—Mr. Fitzpatrick presented a Petition from certain Subscribers to the Prince Alfred Hospital Fund, praying for leave to bring in a Bill to incorporate the "Prince Alfred Hospital."
And Mr. Fitzpatrick having produced the *Government Gazette*, and the *Sydney Morning Herald* and *Empire*, newspapers, containing the Notices required by the 59th Standing Order,—
Petition received.
5. **UNDERWOOD'S ESTATE BILL** :—Mr. Fitzpatrick presented a Petition from Mr. George King, praying that this Bill may be referred to a Select Committee for consideration and amendment, and that he and other interested parties may be at liberty to attend in person, or by Counsel or Solicitor, before such Committee, in the interests of the persons affected by the Bill.
Petition received.
6. **RANKIN'S BRIDGE** :—Mr. R. B. Smith presented a Petition from certain Tradesmen and others, alleging that they were employed on the works connected with the construction of this Bridge, and that they have been unable to obtain their wages; and praying for inquiry into their case, with a view to relief.
Petition received.
7. **CHURCH OF ENGLAND SCHOOL AT PETERSHAM ("Formal" Motion)** :—Mr. Stephen Brown moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of the application of the Reverend H. A. Palmer, and other persons, to the Council of Education, for a Certificate for the Church of England School at Petersham; also copies of all Correspondence between Mr. Palmer and the Council of Education, and between Mr. Palmer and the Colonial Secretary, and between the said Council and the Colonial Secretary, in reference to such application or to such School; also copies of all Memorials or Petitions forwarded to the said Council in reference to said School, and of all Reports made by the Inspectors and other Officers of said Council in relation to such application or such Memorials, and also copies of all Minutes made by the said Council in reference thereto.
Question put and passed.
8. **HALF-TIME SCHOOL AT LOWER HAWKESBURY ("Formal" Motion)** :—Mr. Lackey moved, pursuant to Notice, That there be laid upon the Table of this House, a Return shewing,—
(1.) The number of days in the week on which the Teacher of the Half-time School at the Lower Hawkesbury attended the School during the year 1871.
(2.) The number of hours in each day.
(3.) The instruction given to the children.
(4.) The amount of salary paid.
Question put and passed.
9. **THE LEGISLATIVE ASSEMBLY CHAMBER** :—Mr. Fitzpatrick moved, pursuant to Notice,—
(1.) That this Chamber is not well suited to purposes of debate by reason, firstly, of its bad properties in an acoustic point of view; and, secondly, by reason of the great distance at which the Members are necessarily placed from each other according to the present arrangement of the seats.
(2.) That the currents of air which pervade the Chamber are a source of great discomfort to Honorable Members.
(3.) That it be referred to the Standing Orders Committee to inquire and report what remedies (if any) can be applied in the premises.
Debate ensued.
Question put and passed.
10. **ADMINISTRATION OF THE LAND LAW** :—Mr. Cunneen moved, pursuant to Notice,—
(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the administration and working of the Crown Lands Alienation and Occupation Acts of 1861.
(2.) That such Committee consist of Mr. Farnell, Mr. Robertson, Mr. Stewart, Mr. Macleay, Mr. Creed, Mr. Garrett, Mr. Rodd, Mr. Tunks, Mr. Lucas, and the Mover.
(3.) That the Progress Report and Evidence on the same subject, laid upon the Table of this House and ordered to be printed on the 6th August, 1872, be referred to this Committee.
Debate ensued.
Question put and passed.
11. **TELEGRAPHIC COMMUNICATION** :—Mr. Robertson moved, pursuant to Notice,—
(1.) That a Select Committee be appointed to consider and report as to the advisability of this Colony endeavouring to make arrangements for greater facility of Telegraphic Communication between the Australian Colonies and the rest of the World, and generally as to the working of our Telegraphic system.
(2.) That such Committee consist of Mr. G. A. Lloyd, Mr. Lackey, Mr. Macleay, Mr. Forster, Mr. Sutherland, Mr. Garrett, Mr. Raphael, Mr. Buchanan, Mr. Bawden, and the Mover.
Debate ensued.
And Mr. Parkes requiring that the said Committee be appointed by Ballot,—
Question,—(1.) That a Select Committee be appointed to consider and report as to the advisability of this Colony endeavouring to make arrangements for greater facility of Telegraphic Communication between the Australian Colonies and the rest of the World, and generally as to the working of our Telegraphic system,—put and passed.
Whereupon the House proceeded to the Ballot, and the Speaker declared the following to be the Committee duly appointed :—Mr. Robertson, Mr. Burns, Mr. Parkes, Mr. Tunks, Mr. Wearne, Mr. Rodd, Mr. Garrett, Mr. Lackey, Mr. Macleay, and Mr. Stewart.

12. **RAILWAY EXTENSION TO WAGGA WAGGA:**—Mr. Macleay moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon the Loan Estimates for 1873, a sum of money sufficient for the extension of the Goulburn Railway to Wagga Wagga.
Debate ensued.
Question put and passed.
13. **POSTAGE AND DUTY STAMPS:**—Mr. Lucas moved, pursuant to Notice, That as great inconvenience is experienced, particularly in the interior, through the necessity of persons having to keep two descriptions of Stamps—one for postage and another for duty—this House is of opinion that Stamps should be issued which could be used for both postage and duty.
Debate ensued.
Mr. G. A. Lloyd moved, That this Debate be now adjourned, and its resumption stand an Order of the Day for Tuesday, 7th January, 1873.
Debate continued.
Question on the motion for adjournment of the Debate put and passed.
14. **PUBLIC SCHOOLS ACT:**—The Order of the Day for the resumption of the adjourned Debate in reference to this subject having been read,—
Mr. Stewart moved, That this Order of the Day be postponed till Friday, 17th January, 1873.
Debate ensued.
Question put.
The House divided.

Ayes, 23.

Mr. Parkes,	Mr. Scholey,
Mr. Butler,	Mr. Terry,
Mr. Farnell,	Mr. Tunks,
Mr. G. A. Lloyd,	Mr. Grahame,
Mr. Sutherland,	Mr. Thomas Brown,
Mr. Innes,	Mr. Teece,
Mr. Cunneen,	Mr. De Salis,
Mr. Hurley (<i>Narellan</i>),	Mr. Driver,
Mr. Baker,	<i>Tellers.</i>
Mr. Abbott,	
Mr. Booth,	Mr. Nelson,
Mr. M'Laurin,	Mr. Stewart.
Mr. Cummings,	

Noes, 16.

Mr. Robertson,	Mr. Macintosh,
Mr. Forster,	Mr. Lucas,
Mr. Onkes,	<i>Tellers.</i>
Mr. Wearne,	
Mr. Phelps,	Mr. Burns,
Mr. Garrett,	Mr. West.
Mr. Clarke,	
Mr. Webb,	
Mr. Warden,	
Mr. Hannell,	
Mr. Hill,	
Mr. Hurley (<i>Central Cumberland</i>),	

And so it was resolved in the affirmative.

15. **POSTPONEMENT:**—The Order of the Day for the second reading of Underwood's Estate Bill postponed, on motion of Mr. Butler, till Friday next.
16. **NEW SOUTH WALES SHALE AND OIL COMPANY'S BILL:**—Mr. Robertson moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Robertson, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.
The Speaker resumed the Chair; and the Chairman having reported the Bill without amendment, the House, on motion of Mr. Robertson, adopted that report, and ordered that the third reading of the Bill stand an Order of the Day for To-morrow.
17. **MUTUAL LIFE ASSOCIATION OF AUSTRALASIA BILL:**—Mr. Butler moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Butler, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.
The Speaker resumed the Chair; and the Chairman having reported the Bill without amendment, the House, on motion of Mr. Butler, adopted that report, and ordered that the third reading of the Bill stand an Order of the Day for To-morrow.
18. **PUBLIC VEHICLES REGULATION BILL:**—The Order of the Day having been read,—Mr. Tunks moved, "That" the report from the Committee of the Whole on this Bill be now adopted.
Debate ensued.
Mr. Garrett moved, That the Question be amended, by omitting all the words after the word "That" with a view to inserting the words "the Bill be now recommitted for the purpose of reconsidering clauses 4, 5, 6, 7, 8, 9, 10, 11, and 12."
Debate continued.
Question,—That the words proposed to be omitted stand part of the Question,—put and passed.
Question,—That the report from the Committee of the Whole on this Bill be now adopted,—put and passed.
Ordered, on motion of Mr. Tunks, that the third reading of the Bill stand an Order of the Day for Friday, 10th January, 1873.
The House adjourned, on motion of Mr. Parkes, at twenty minutes before Twelve o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 25.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 18 DECEMBER, 1872.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Rankin's Bridge :—Sir James Martin asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is it the fact that delay has occurred in the completion of the Eglinton or Rankin's Bridge, for the re-erection of which £2,000 were voted so far back as the last administration of Mr. Cowper?

(2.) When will the work be completed?

(3.) Has any portion of the sum of £1,050, appropriated by Parliament for the maintenance of the road from Bathurst to Tambaroora *via* Rankin's Bridge, been expended on that part of the road situate within twenty miles from Bathurst?

(4.) Is it not the fact that the part of the road in question is, to a great extent, impassable?

Mr. Sutherland answered,—

(1.) A vote of £2,000 was passed in 1870, and on the 10th of May following the Commissioner for Roads reported that the sum at his disposal was wholly insufficient for the purpose—that, in fact, it would require £4,000. Instructions were ultimately given to prepare plans for a Bridge only, as the Trustees of the Road agreed to construct the necessary approaches. A tender was accepted on the 30th March, 1871. The work has been since delayed by the failure of the Contractor, and the transfer of contract to other parties. The road becoming of great importance has been transferred to the charge of the Road Superintendent, and in order to make the Bridge thoroughly effective high-level approaches will be required. A sum of £3,500 has been placed upon the Estimates for 1873 for that purpose.

(2.) With favorable weather the Bridge will be completed within three months, but cannot be used till the approaches are completed.

(3.) No portion of the vote for this road has been expended within 20 miles from Bathurst, the whole amount has been absorbed in improving almost impassable places at Monkey Hill, Black Flat, Hawkin's, Sally's Flat, and at the junction of Sofala Road.

(4.) The road is in a very bad state, but there being an alternative line *via* Peel, and the funds at the disposal of the Department totally inadequate to keep the road in question in repair, it was considered advisable to improve the places above referred to.

- (2.) Ad Valorem Duties :—Mr. Oakes asked the Colonial Treasurer, pursuant to Notice,—Is it the intention of the Government, during the present Session, to take any steps to effect the abolition or reduction of the *ad valorem* duties?

Mr. Parkes answered,—As the question of the Honorable Gentleman relates to the policy of the Government, and as I have dealt with it hitherto, I wish now to give the following answer:—On two occasions the Government have stated to the House that if they are permitted to retain their positions until the Session of next year, and if the revenue of the country continue to prosper so as to justify their taking that step, they will be prepared as one of the earliest of their measures to deal with the *ad valorem* duties. The Government have stated, at the same time, that whenever the *ad valorem* duties are dealt with they ought to be dealt with, in their judgment, as part of an entire revision of the taxation of the country. I have nothing now to add to these several answers, except that in February, after we have the results of the revenue for the first month of the year, the Government will be prepared to state distinctly when, and in what way, they will deal with this question.

(3.)

(3.) Crown Lands authorized to be dedicated to Religious and Public Purposes:—*Mr. Macleay*, on behalf of *Mr. Forster*, asked the Secretary for Lands, pursuant to Notice,—

(1.) With reference to "Abstract of Crown Lands authorized to be dedicated to Religious and Public Purposes, in accordance with the 5th section of the Act, 25th Victoria, No. 1, from 22nd November, 1871, to 20th November, 1872," presented to Parliament,—

(1.) Have the lands dedicated for a "General Cemetery" at Bowra, Gulgong, Hargraves, Meringo, Nundle, Palmer's Oakey Creek, Sandon, Oxley, and Wallace, respectively, and for a "General Burial Ground" at Little Billabong, been dedicated or granted, in trust or otherwise, to a general body of trustees, without reference to religious or sectarian distinctions, for purposes of general management, or have the dedications or grants been distributed among several denominations, as in the case of the so-called "General Cemetery" at Haslem's Creek?

(2.) If the dedications or grants have been so distributed, in what case or cases has such distribution occurred, and what is the nature of the distinction between such a "General Cemetery" as the one at Haslem's Creek and any other General Cemetery?

(3.) Is any distinction intended between a "General Cemetery" and a "General Burial Ground"; and, if so, what is its nature?

(2.) With reference to the same Abstract,—

(1.) What are the purposes described as "Church of England purposes" in the case of dedications at Coonabarabran and Forbes?

(2.) What is the purpose intended by the word "Glebe," in the case of dedication at Narellan, of 13 acres 2 roods 3½ perches, and to what church or denomination have the said lands been dedicated or granted?

(3.) Under what circumstances have lands been dedicated or granted at Narellan and Windeyer, respectively, for a "Church of England Burial Ground," and at Richmond for a "Presbyterian Burial Ground"?

(4.) Is there a General Cemetery at any of the places specified in the last question?

(5.) Under what circumstances have lands been dedicated or granted at Woromba for a "Church of England School"?

(6.) Has it not been the practice of the Government to refuse or prevent any appropriation of public lands for purposes of a Denominational School, since the passing of the Public Schools Act of 1866?

Mr. Farnell answered,—

(1 and 2.) With the exception of Little Billabong, all the other Cemeteries have been subdivided among the different denominations, one portion in each case being reserved for a General Burial Ground, and separate grants will be issued in each case to local trustees, when nominated by the several denominations. I am not aware of any distinction between the Cemetery at Haslem's Creek and any other General Cemetery.

(3.) The distinction between a General Cemetery and a General Burial Ground is, that the former term is applied to the total area set apart and subdivided for a Cemetery, and the latter to that portion of the General Cemetery set apart for the public generally, without reference to creed.

2nd. (1.) The land at Forbes has been dedicated as the sites for a Church of England Church and Parsonage, and that at Coonabarabran as the site for a Church of England.

(2.) The purpose intended by the word "Glebe" is for the use and benefit of the Church of England at Narellan, to which denomination it has been dedicated.

(3.) The sites for Church of England Burial Grounds at Narellan and Windeyer are very old dedications, having been approved of as far back as 1833 and 1856, respectively. The site for a Presbyterian Burial Ground at Richmond was approved of in 1859. There are no special circumstances connected with these dedications, which were approved in the usual way when applied for.

(4.) There is a General Cemetery at Windeyer, but none at Richmond or Narellan.

(5.) The circumstance under which the land at Woromba was granted for a Church of England School was the fact that buildings and other improvements had been erected on the land.

(6.) Yes, excepting where improvements have been effected, prior to the passing of the Public Schools Act, on the lands, in which cases, under an opinion obtained from the Crown Law Officers, it has been the practice to issue grants in favour of the denominations.

(4.) Telegraph Office, Sydney:—*Mr. Macleay*, on behalf of *Mr. Forster*, asked the Colonial Secretary, pursuant to Notice,—

(1.) What are the rules or regulations (if any), or what is the practice, in regard to closing the Telegraph Office, in George-street, either day or night?

(2.) At what hours in the day or night is the Office open and accessible to the public?

(3.) Is the Office at any time accessible when the doors in front are closed?

(4.) If so, at what hours, and how, and have the public been made acquainted with such arrangement?

Mr. Parkes answered,—

(1.) The Offices are open from 9 a.m. to 6 p.m., according to the regulations published in the Postal Guide, and after these hours messages are received at the door of the Operator's room till 9 p.m., on payment of a late fee.

(2.) The Office is open and accessible to the public from 9 a.m. to 9 p.m.

(3 and 4.) The Office is accessible, when the doors in front are closed, from 6 to 9 p.m. through a side entrance. Time for receiving late messages was notified in the *Government Gazette* in August 1871, and in the daily papers. The place at which messages are received at night has not been notified, but instructions have now been given for this to be done.

2. PRINCE ALFRED HOSPITAL BILL ("Formal" Motion):—*Mr. Fitzpatrick* moved, pursuant to Notice, for leave to bring in a Bill to incorporate "The Prince Alfred Hospital."
Question put and passed.

3. THE INFANTRY FORCE ("Formal" Motion):—*Mr. Lackey* moved, pursuant to Notice, That the Petition presented by him on 17th December, from the Mayor and a large body of Colonists, relative to the disbanding of the Infantry Force, be printed.
Question put and passed.

4. RANKIN'S BRIDGE ("Formal" Motion):—Mr. R. B. Smith moved, pursuant to Notice, That the Petition presented by him on 17th December, from certain Tradesmen and others, relative to loss of wages due from Contractor for construction of Rankin's Bridge, be printed.
Question put and passed.
5. NEW SOUTH WALES SHALE AND OIL COMPANY'S BILL ("Formal" Order of the Day),—on motion of Mr. Robertson, read a third time, and *passed*.
Mr. Robertson then moved, 'That the Title of this Bill be "*An Act to Incorporate the New South Wales Shale and Oil Company (Limited)*."
Question put and passed.
Whereupon Mr. Robertson moved, That this Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled "*An Act to Incorporate 'The New South Wales Shale and Oil Company (Limited)*,'"—presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.
Legislative Assembly Chamber,
Sydney, 18th December, 1872.
Question put and passed.
6. MUTUAL LIFE ASSOCIATION OF AUSTRALASIA BILL ("Formal" Order of the Day),—on motion of Mr. Butler, read a third time, and *passed*.
Mr. Butler then moved, That the Title of this Bill be "*An Act to Incorporate the 'Mutual Life Association of Australasia' and for other purposes therein mentioned*."
Question put and passed.
Whereupon Mr. Butler moved, That this Bill be returned to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day agreed to the Bill, intituled "*An Act to Incorporate the 'Mutual Life Association of Australasia,' and for other purposes therein mentioned*,"—returns the same to the Legislative Council without amendment.
Legislative Assembly Chamber,
Sydney, 18th December, 1872.
Question put and passed.
7. THE LATE WILLIAM CHARLES WENTWORTH:—The Speaker informed the House that he had received a letter from Mrs. Wentworth acknowledging the receipt of a copy of the Resolution adopted by this House on 6th August, 1872, in reference to a Public Funeral on the arrival in the Colony of the remains of the late Mr. Wentworth.
The Speaker then read the letter to the House.
Sir James Martin moved, and Mr. Parkes seconded the motion, That the letter read by the Speaker be entered on the Votes and Proceedings of the House.
Question put and passed.
"Merly House,
"Wimborne, Dorsetshire,
"23rd October.
"SIR,
"I have the honor to acknowledge the receipt of your letter enclosing the Resolution
"unanimously agreed to by the Legislative Assembly on the 6th of August last, 'That a
"public funeral should be accorded to the remains of my late husband after their arrival in
"the Colony.' I have submitted this Resolution to the various members of my family in
"England, and they all concur with me in their wish to give effect to the above Resolution.
"They also join with me in desiring that you will convey to the Honorable Members of the
"Legislative Assembly their great appreciation of the proposed honor, as well as their deep
"gratitude for the great mark of respect shewn to the memory of their late Father."
"My husband's remains will leave England by a sailing vessel in December next.
"I have the honor to be,
"Your obedient Servant,
"S. WENTWORTH.
"The Honorable the Speaker
"of the Legislative Assembly."
8. FIELD OF MARS COMMON:—Mr. Lackey presented a Petition from certain Landholders, and others residing in the District of Field of Mars and neighbourhood, stating that they have observed that the Government contemplate resuming this Common, for the purpose of selling it, with a view to applying the proceeds in the erection of a Bridge over the Parramatta River: and praying that the House will not assent to any measure depriving them of their right to the Common.
Petition received.
9. SALE OF INTOXICATING LIQUORS:—Mr. Parkes presented a Petition, signed by Michael Chapman, Esq., Mayor of Sydney, as Chairman of a public meeting of the Citizens of Sydney, praying that steps may be taken to check the evils arising from the present system of licensing Public Houses and the places of amusement connected with them.
Petition received.
10. PRINCE ALFRED HOSPITAL BILL:—Mr. Fitzpatrick having presented this Bill, and produced a Certificate of the payment of twenty-five pounds to the credit of the Consolidated Revenue of the Colony, Bill, intituled "*A Bill to Incorporate 'The Prince Alfred Hospital,'*"—read a first time.

11. **INFANTRY DISEMBODIMENT COMPENSATION BILL**.—Mr. Parkes moved, pursuant to Notice, That so much of the Standing Orders be suspended as would prevent the passing through all its stages in one day of a Bill to appropriate the sum of £4,198 10s. to compensate certain members of the Permanent Military Force for loss of Service.

Debate ensued.

Sir James Martin moved the Previous Question.

Debate continued.

Previous Question,—That that Question be now put,—put and passed.

Original Question put.

The House divided.

Ayes, 46.

Mr. Terry,	Mr. Greville,
Mr. Hoskins,	Mr. Webb,
Mr. Hay,	Mr. Teece,
Mr. Cumteen,	Mr. Thomas Brown,
Mr. Tunks,	Mr. Fitzpatrick,
Mr. M'Laurin,	Mr. De Salis,
Mr. Cummings,	Mr. Macintosh,
Mr. Bennett,	Mr. W. C. Browne,
Mr. Stewart,	Mr. Grahame,
Mr. Allen,	Mr. Hurley (<i>Narellan</i>),
Mr. Creed,	Mr. Driver,
Mr. Burns,	Mr. Rodd,
Mr. Macleay,	Mr. R. B. Smith,
Mr. Moses,	Mr. Innes,
Mr. Baker,	Mr. Raphael,
Mr. Scholey,	Mr. Sutherland,
Captain Onslow,	Mr. G. A. Lloyd,
Mr. Wearne,	Mr. Butler,
Mr. Oakes,	Mr. Farnell,
Mr. Single,	Mr. Parkes,
Mr. Nelson,	
Mr. Phelps,	<i>Tellers.</i>
Mr. Hannell,	Mr. West,
Mr. Hill,	Mr. Taylor.

Noes, 4.

Mr. Forster,
Mr. Campbell,
Tellers.
Mr. Garrett,
Mr. J. S. Smith.

And so it was resolved in the affirmative.

12. **ADDITIONAL SUPPLEMENTARY ESTIMATE OF EXPENDITURE FOR 1872**.—The following Message from His Excellency the Governor was delivered by Mr. Parkes, and read by the Speaker:—

HERCULES ROBINSON,

Message No. 4.

Governor.

In accordance with the 54th Clause of the Constitution Act, the Governor recommends to the consideration of the Legislative Assembly the accompanying additional Supplementary Estimate of Expenditure for the year 1872.

Government House,

Sydney, 18th December, 1872.

Ordered, on motion of Mr. Parkes, to be printed, together with the accompanying Estimate, and taken into consideration in Committee of Supply.

13. **POSTPONEMENTS**.—The following Orders of the Day of Government Business postponed, on motion of Mr. Parkes, until to-morrow:—

1. Friendly Societies Bill; second reading.
2. Real Property Act Amendment Bill; second reading.
3. Blackwattle Bay Land Reclamation Bill; second reading.
4. City Properties, Leasing and Improving Bill; resumption of the adjourned Debate on the motion of Mr. Farnell "That this Bill be now read a second time."

14. **SUPPLY**.—The Order of the Day having been read,—on the motion of Mr. Parkes the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day.

The Chairman also reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman, that the said Resolution be now received.

The Chairman then reported a Resolution, which was read a first time, as follows:—

- (2.) *Resolved*.—That there be granted to Her Majesty a sum not exceeding £4,198 10s. to defray additional Supplementary charge for the year 1872, by way of compensation to the Infantry arm of the Military Forces of New South Wales, on the disembodiment of that branch of the said Forces.

Resolution, on motion of Mr. Parkes, read a second time, and agreed to.

15. **POSTPONEMENT**.—The Order of the Day for the second reading of the Distribution of Funds in Perry's Estates Bill postponed, on motion of Mr. Parkes, until to-morrow.

16. **WAYS AND MEANS**.—The Order of the Day having been read,—on motion of Mr. Parkes the Speaker left the Chair, and the House resolved itself into a Committee of Ways and Means.

The Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman, that the said Resolution be now received.

The Chairman then reported a Resolution, which was read a first time, as follows:—

- (2.) *Resolved*.—That towards making good the Supply granted to Her Majesty for the Supplementary Service of 1872, the sum of £4,198 10s. be granted out of the Consolidated Revenue Fund of New South Wales, by way of compensation to the Infantry arm of the Military Forces, on the disembodiment of that branch of the said Forces.

Resolution, on motion of Mr. Parkes, read a second time, and agreed to.

17. INFANTRY DISEMBODIMENT COMPENSATION BILL:—

(1.) Mr. Parkes moved, That leave be given to bring in a Bill, founded on Resolution of Ways and Means No. 2, to appropriate and apply out of the Consolidated Revenue Fund of New South Wales, a sum by way of compensation to the Infantry arm of the Military Forces of New South Wales on the disembodiment of that branch of the said Forces.

Question put and passed.

(2.) Mr. Parkes having presented this Bill, intituled "*A Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales a sum by way of compensation to the Infantry arm of the Military Forces of New South Wales on the disembodiment of that branch of the said Forces,*"—read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for this day.

18. POSTPONEMENTS:—The following Orders of the Day of Government Business postponed, on motion of Mr. Parkes, until to-morrow:—

1. Lunacy Bill; second reading.

2. Criminal Law Consolidation and Amendment Bill; second reading.

3. Equity Consolidation and Reform Bill; second reading.

19. SUPPLY:—The Order of the Day for the resumption of the Committee of Supply postponed, on motion of Mr. Parkes, until a later hour of the day.

20. INFANTRY DISEMBODIMENT COMPENSATION BILL:—Mr. Parkes moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

On motion of Mr. Parkes the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and the Chairman having reported the Bill with an amendment, the House, on motion of Mr. Parkes, adopted that report, and ordered that the third reading of the Bill stand an Order of the Day for a later hour of the day.

21. SUPPLY:—The Order of the Day for the resumption of the Committee of Supply again postponed, on motion of Mr. Parkes, until a later hour of the day.

22. INFANTRY DISEMBODIMENT COMPENSATION BILL:—Mr. Parkes moved, That this Bill be now read a third time.

Debate ensued.

Question put and passed.

Bill read a third time, and, on motion of Mr. Parkes, passed.

Mr. Parkes then moved, That the Title of this Bill be "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales a sum by way of compensation to the Infantry arm of the Military Forces of New South Wales on the disembodiment of that Branch of the said Forces.*"

Question put and passed.

Whereupon Mr. Parkes moved, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales a sum by way of compensation to the Infantry arm of the Military Forces of New South Wales on the disembodiment of that Branch of the said Forces*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 18th December, 1872.

Question put and passed.

23. SUPPLY:—The Order of the Day for the resumption of the Committee of Supply having been read,—Mr. Parkes moved, That the Speaker do now leave the Chair.

Debate ensued.

Question put and passed.

Whereupon the Speaker left the Chair, and the House resolved itself into the said Committee.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.

The House adjourned, at twelve minutes before Twelve o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 26.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 19 DECEMBER, 1872.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Border Duties :—Mr. Hay asked the Colonial Treasurer, pursuant to Notice,—What is the amount of Border Duties collected on the Murray from the 1st February to 15th December this year?

Mr. G. A. Lloyd answered,—£63,080 16s. 1d., of which the duty on goods from Victoria is £51,794 9s. 10d., and South Australia, £11,286 6s. 3d.

- (2.) Bridge over Evans's Plains Creek :—Mr. Webb asked the Secretary for Public Works, pursuant to Notice,—

(1.) If he is aware that the Bridge over Evans's Plains Creek, on the Orange Road, is in a very dangerous state?

(2.) When will it be repaired?

(3.) When will the unformed portions of the Great Western Road, between Bathurst and the Rocks Creek, be repaired?

(4.) Is the Minister aware that a considerable portion of this road is in a frightful state—in fact, if possible, worse than the road from Kelso to the Macquarie Plains Station?

Mr. Sutherland answered,

(1.) I am not aware that the Bridge is in a very dangerous state, but some repairs are undoubtedly needed.

(2.) The necessary repairs are now being carried out. The work was let by the local officer in October last, but in consequence of bad workmanship the contract has been transferred.

(3.) The unformed portions of road will be repaired as fast as the means at the disposal of the Department will allow.

(4.) I am not aware that the road is in the state described by the Honorable Member, but I will cause inquiry to be made.

- (3.) Road from Kelso to Macquarie Plains Station :—Mr. Webb asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is he aware that the road from Kelso to the Macquarie Plains Station is now, and has been during the last month, in a very dangerous and almost impassable state?

(2.) Is it the intention of the Government to take immediate steps to repair this very important road?

Mr. Sutherland answered,—

(1.) I am aware that the late rains and floods have seriously damaged the works on the road referred to.

(2.) Instructions have been given to the local officer to effect the necessary repairs as soon as possible.

- (4.) Extension of Great Western Railway to Raglan :—Mr. Webb asked the Secretary for Public Works, pursuant to Notice,—Is it the intention of the Government to open the Great Western Railway to Raglan for goods and passenger traffic, when the line is finished to that point?

Mr. Sutherland answered,—It was the intention of the Government to have opened the Line as far as Raglan on the 1st of January next, for passenger traffic only. The recent floods, however, having damaged a portion of the Line, the opening will have to be deferred till the 1st March. No determination has yet been arrived at as to the extension being made available for goods traffic.

(5.)

- (5.) **Post Office Savings Banks**:—Mr. W. C. Browne asked the Colonial Secretary, pursuant to Notice,—What amount has been paid to Country Postmasters for services in connection with the Post Office Savings Bank Department since its inauguration?

Mr. Parkes answered,—Nothing beyond the remuneration allowed as Postmasters and Money Order Agents has been paid for services in connection with Post Office Savings Banks. It is, however, intended to give the Postmasters a percentage allowance on the amount of the Savings Bank transactions.

2. **PAPERS**:—

Mr. G. A. Lloyd laid upon the Table, Despatch respecting Sydney Branch Royal Mint.
Ordered to be printed.

Mr. Farnell laid upon the Table the following Papers:—

- (1.) Return to an Order, made on 23rd July, 1872, in reference to Disputed Land near Orange.
- (2.) Further Return to an Order, made on 26th November, 1872, in reference to Newcastle Kerosene Shale Company.
- (3.) Abstract of Crown Lands authorized to be dedicated to Religious and Public Purposes, in accordance with the 5th section of the Act 25 Vic. No. 1, from 20th November, to 19th December, 1872.
- (4.) Abstract of Crown Lands reserved from sale for the preservation of Water Supply, or other Public Purposes, in accordance with the 4th section of the Act 25 Vic. No. 1, for same period.

Ordered to be printed.

3. **SYDNEY CORPORATION ACT AMENDMENT BILL** ("Formal" Motion):—Mr. Raphael moved, pursuant to Notice, for leave to bring in a Bill to amend the Sydney Corporation Act of 1857.
Question put and passed.

4. **FIELD OF MARS COMMON** ("Formal" Motion):—Mr. Lackey moved, pursuant to Notice, That the Petition presented by him on 18th December, from certain Landholders and Residents at the Field of Mars, relative to the proposed sale of the Field of Mars Common, be printed.
Question put and passed.

5. **PRINCE ALFRED HOSPITAL BILL** ("Formal" Motion):—Mr. Fitzpatrick moved, pursuant to Notice,—
(1.) That the Bill to incorporate the Prince Alfred Hospital be referred to a Select Committee for consideration and report, with power to send for persons and papers.
(2.) That such Committee consist of Mr. Abbott, Mr. Hay, Mr. Hill, Mr. Lackey, Mr. Oakes, Mr. Stewart, and the Mover.

And Mr. Raphael requiring that the said Committee be appointed by Ballot,—

Question,—(1.) That the Bill to incorporate the Prince Alfred Hospital be referred to a Select Committee for consideration and report, with power to send for persons and papers,—put and passed.
Whereupon the House proceeded to the Ballot, and the Speaker declared the following to be the Committee duly appointed:—Mr. Fitzpatrick, Mr. Oakes, Mr. Lackey, Mr. Stewart, Mr. Abbott, Mr. Hill, and Mr. Hay.

6. **SALE OF INTOXICATING LIQUORS** ("Formal" Motion):—Mr. Parkes moved, pursuant to Notice, That the Petition presented by him on 18th instant, from Michael Chapman, Mayor of Sydney, relative to intemperance and the amendment of the law in that respect, be printed.
Question put and passed.

7. **STAMP DUTIES ACT AMENDMENT BILL**:—The Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to amend the 'Stamp Duties Amendment Act of 1871' and the 'Stamp Duties Act of 1865,'*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 19th December, 1872.

T. A. MURRAY,
President.

8. **SPECIAL ADJOURNMENT**:—Mr. Parkes moved, pursuant to Notice, That this House, on its rising to-morrow, do adjourn until Tuesday, "7th" January.

Mr. Burns moved, That the Question be amended, by omitting the word "7th," with a view to inserting the word "14th."

Debate ensued.

Question put,—That the word proposed to be omitted stand part of the Question.

The House divided.

Ayes, 17.

Mr. Butler,	
Mr. Farnell,	<i>Tellers.</i>
Mr. G. A. Lloyd,	Mr. Stephen Brown,
Mr. Sutherland,	Mr. Driver.
Mr. Innes,	
Captain Onslow,	
Mr. Nowlan,	
Mr. Cummings,	
Mr. Scholey,	
Mr. Nelson,	
Mr. Moses,	
Mr. Wearne,	
Mr. Greville,	
Mr. Stewart,	
Mr. Teece,	

Noes, 27.

Mr. Lord,	Mr. Neale,
Mr. Raphael,	Mr. De Salis,
Mr. Burns,	Mr. Forster,
Mr. Garrett,	Mr. Macleay,
Mr. Combes,	Mr. Hannell,
Mr. W. C. Browne,	Mr. Hill,
Mr. Abbott,	Mr. Webb,
Mr. Hay,	Mr. B. B. Smith,
Mr. Fitzpatrick,	Mr. Single,
Mr. Thomas Brown,	Mr. Lackey,
Mr. Hoskins,	<i>Tellers.</i>
Mr. Bennett,	Mr. J. S. Smith,
Mr. M'Laurin,	Mr. Lucas.
Mr. Grahame,	
Mr. Oakes,	

And so it passed in the negative.

Question

Question put,—That the word "14th" proposed to be inserted in place of the word omitted be there inserted.

The House divided.

Ayes, 20.

Mr. Parkes,	Mr. Nelson,
Mr. Butler,	Mr. Wearne,
Mr. Farnell,	Mr. R. B. Smith,
Mr. G. A. Lloyd,	Mr. Single,
Mr. Sutherland,	<i>Tellers.</i>
Mr. Innes,	Mr. Stephen Brown,
Mr. Burns,	Mr. Lackey.
Mr. Lord,	
Mr. Thomas Brown,	
Mr. Neale,	
Mr. Cummings,	
Mr. Fitzpatrick,	
Mr. Oakes,	
Mr. Scholey,	

Noes, 25.

Mr. Lucas,	Mr. De Salis,
Mr. Raphael,	Mr. Moses,
Mr. Garrett,	Mr. Teece,
Mr. W. C. Browne,	Mr. Forster,
Mr. Abbott,	Mr. Macleay,
Mr. Hay,	Mr. Driver,
Captain Onslow,	Mr. Hannell,
Mr. Nowlan,	Mr. Hill,
Mr. Hoskins,	Mr. Webb,
Mr. Bennett,	<i>Tellers.</i>
Mr. M'Laurin,	Mr. Combes,
Mr. Greville,	Mr. J. S. Smith.
Mr. Stewart,	
Mr. Grahame,	

And so it passed in the negative.

Mr. Macleay then moved, That the blank created by the omission of the word "7th" be filled with the word "2nd."

Question put.

The House divided.

Ayes, 20.

Mr. Parkes,	Mr. Stewart,
Mr. Butler,	Mr. Teece,
Mr. Farnell,	Mr. Lucas,
Mr. G. A. Lloyd,	<i>Tellers.</i>
Mr. Sutherland,	Mr. Moses,
Mr. Innes,	Mr. Rodd.
Mr. Forster,	
Mr. Nowlan,	
Mr. Hoskins,	
Mr. Neale,	
Mr. Cummings,	
Mr. Scholey,	
Mr. Nelson,	
Mr. Greville,	
Mr. Macleay,	

Noes, 27.

Mr. Lord,	Mr. Terry,
Mr. Raphael,	Mr. Wearne,
Mr. Burns,	Mr. Driver,
Mr. Garrett,	Mr. Hannell,
Mr. W. C. Browne,	Mr. Hill,
Mr. Abbott,	Mr. Webb,
Mr. Hay,	Mr. Single,
Captain Onslow,	Mr. R. B. Smith,
Mr. Thomas Brown,	Mr. Lackey,
Mr. Oakes,	Mr. Stephen Brown,
Mr. Bennett,	<i>Tellers.</i>
Mr. M'Laurin,	Mr. J. S. Smith,
Mr. Fitzpatrick,	Mr. Combes.
Mr. Grahame,	
Mr. De Salis,	

And so it passed in the negative.

Mr. Stewart moved, That the blank be filled with the word "8th."

Debate ensued.

Question put.

The House divided.

Ayes, 27.

Mr. Parkes,	Mr. Scholey,
Mr. Butler,	Mr. Nelson,
Mr. Farnell,	Mr. Greville,
Mr. G. A. Lloyd,	Mr. Macleay,
Mr. Sutherland,	Mr. Stewart,
Mr. Burns,	Mr. Wearne,
Mr. Innes,	Mr. Teece,
Mr. Thomas Brown,	Mr. Moses,
Mr. Forster,	Mr. Lucas,
Mr. Nowlan,	Mr. Neale,
Mr. Grahame,	<i>Tellers.</i>
Mr. Oakes,	Mr. Rodd,
Mr. Cummings,	Captain Onslow.
Mr. Hoskins,	
Mr. Creed,	

Noes, 24.

Mr. Robertson,	Mr. Hannell,
Mr. Lord,	Mr. Hill,
Mr. Garrett,	Mr. Webb,
Mr. J. S. Smith,	Mr. Macintosh,
Mr. Raphael,	Mr. Single,
Mr. Hay,	Mr. R. B. Smith,
Mr. Combes,	Mr. Lackey,
Mr. M'Laurin,	<i>Tellers.</i>
Mr. Bennett,	Mr. West,
Mr. Fitzpatrick,	Mr. W. C. Browne.
Mr. Terry,	
Mr. Campbell,	
Mr. Driver,	
Mr. Abbott,	
Mr. De Salis,	

And so it was resolved in the affirmative.

Question as amended proposed,—That this House, on its rising to-morrow, do adjourn until Tuesday, 8th January.

Debate ensued.

Mr. Neale moved, That the Question be further amended by adding at the end thereof the figures "1873."

Question put, That the figures proposed to be added be there added.

The House divided.

Ayes, 25.

Mr. Parkes,	Mr. Hoskins,
Mr. Butler,	Mr. Macleay,
Mr. Farnell,	Mr. Phelps,
Mr. G. A. Lloyd,	Mr. Wearne,
Mr. Sutherland,	Mr. Moses,
Mr. Fitzpatrick,	Mr. Oakes,
Captain Onslow,	Mr. Neale,
Mr. Forster,	Mr. Teece,
Mr. Nowlan,	Mr. Lucas,
Mr. Creed,	<i>Tellers.</i>
Mr. Cummings,	Mr. Burns,
Mr. Rodd,	Mr. Stewart.
Mr. Nelson,	
Mr. Greville,	

Noes, 25.

Mr. Robertson,	Mr. Abbott,
Mr. Lord,	Mr. West,
Mr. Garrett,	Mr. Hannell,
Mr. J. S. Smith,	Mr. Macintosh,
Mr. Hay,	Mr. Single,
Mr. Bennett,	Mr. Driver,
Mr. M'Laurin,	Mr. R. B. Smith,
Mr. Terry,	Mr. W. C. Browne,
Mr. Grahame,	Mr. De Salis,
Mr. Raphael,	<i>Tellers.</i>
Mr. Thomas Brown,	Mr. Webb,
Mr. Combes,	Mr. Watson.
Mr. Campbell,	
Mr. Clarke,	

The numbers being equal, the Speaker gave his casting vote with the *Ayes*, and declared the Question to have passed in the affirmative.

Main

Main Question then proposed, That this House, on its rising to-morrow, do adjourn until Tuesday, 8th January, 1873.

Debate ensued.

Question put.

The House divided.

Ayes, 12.

Mr. Oakes,
Mr. Creed,
Mr. Teede,
Mr. Phelps,
Mr. Macleay,
Mr. Hoskins,
Mr. Greville,
Mr. Nowlan,
Mr. Forster,
Captain Onslow,

Tellers.

Mr. Stewart,
Mr. Wearne.

Noes, 36.

Mr. Robertson,	Mr. M'Laurin,
Mr. Lord,	Mr. Campbell,
Mr. J. S. Smith,	Mr. Bennett,
Mr. Farnell,	Mr. Driver,
Mr. Sutherland,	Mr. Clarke,
Mr. Parkes,	Mr. Garrett,
Mr. Butler,	Mr. Abbott,
Mr. Hay,	Mr. Hill,
Mr. Webb,	Mr. Hannell,
Mr. Watson,	Mr. Macintosh,
Mr. G. A. Lloyd,	Mr. Single,
Mr. Burns,	Mr. Combes,
Mr. Rodd,	Mr. De Salis,
Mr. James,	Mr. W. C. Browne,
Mr. Thomas Brown,	Mr. R. B. Smith,
Mr. Grahame,	Tellers.
Mr. Terry,	
Mr. Cummings,	Mr. Raphael,
Mr. Scholey,	Mr. Lackey.

And so it passed in the negative.

9. INFANTRY DISEMBOIDMENT COMPENSATION BILL:—The Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales a sum by way of compensation to the Infantry arm of the Military Forces of New South Wales on the disembodiment of that branch of the said Forces.*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,

Sydney, 19th December, 1872.

T. A. MURRAY,

President.

10. SPECIAL ADJOURNMENT:—Mr. Parkes (*with the concurrence of the House*) moved, without Notice, That this House, at its rising to-morrow, do adjourn until Wednesday, 15th January. Question put and passed.
11. SUPERANNUATION ACT REPEAL BILL:—Mr. Parkes moved, pursuant to Notice, That this House will, on the next Government day, resolve itself into a Committee of the Whole to consider of the expediency of bringing in a Bill to repeal the Superannuation Act of 1864, and to make provision for terminating the system of Pensions and Gratuities established under the provisions of that Act. Question put and passed.
12. LEGISLATIVE COUNCIL BILL:—Mr. Parkes moved, pursuant to Notice, for leave to bring in a Bill to amend the Constitution Act, and to provide for the representation of the People in the Legislative Council. Debate ensued. Question put and passed.
13. POSTPONEMENTS:—The following Orders of the Day of Government Business postponed, on motion of Mr. Parkes:—
Until Wednesday, 15th January, 1873.
1. Friendly Societies Bill; second reading.
 2. Real Property Act Amendment Bill; second reading.
 3. Blackwattle Bay Land Reclamation Bill; second reading.
 4. City Properties Leasing and Improving Bill; resumption of the adjourned Debate on the motion of Mr. Farnell "That this Bill be now read a second time."
 5. Distribution of Funds in Perry's Estates Bill; second reading.
 6. Ways and Means; resumption of the Committee.
- Until Wednesday, 22nd January, 1873.*
7. Lunacy Bill; second reading.
 8. Criminal Law Consolidation and Amendment Bill; second reading.
 9. Equity Consolidation and Reform Bill; second reading.
14. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Parkes the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

And the Committee continuing to sit till after Midnight,—

FRIDAY, 20 DECEMBER, 1872, A.M.

The Speaker resumed the Chair; and the Chairman reported that a Point of Order had arisen in the Committee, and obtained leave to sit again so soon as the decision of the Speaker had been obtained thereon.

The Chairman then stated the Point of Order as follows:—

The Estimate for the Department of the Colonial Secretary being under consideration, an Honorable Member moved a reduction on the whole Vote, which reduction was proposed to the

the Committee by the Chairman, and a debate ensued; subsequently another Honorable Member moved a reduction in the first item of the Vote, and this motion also being proposed from the Chair (the motion for a reduction on the whole vote not being disposed of),—the Colonial Secretary desired that the opinion of the Speaker should be obtained, whether, after a reduction has been proposed on a certain vote, the items composing such vote can be dealt with *seriatim*.

The Speaker said that after a motion for the reduction of the whole Vote had been proposed from the Chair, it would not be in order, unless that motion were withdrawn, to deal with the Estimate item by item.

Whereupon, on motion of Mr. Parkes, the Speaker left the Chair, and the Committee resumed.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.

The House adjourned, at ten minutes after Five o'clock, A.M., until Four o'clock, P.M., This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 27.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 20 DECEMBER, 1872.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Andrew Hume :—Mr. Baker asked the Colonial Secretary, pursuant to Notice,—

(1.) Have the Government any information as to the proceedings of Andrew Hume, who was sent some months ago from this Colony to the Northern Territory of South Australia, in order to recover the buried journals of an explorer supposed to have been lost in the North-western part of Australia?

(2.) Are the Government aware whether or not the Government of South Australia, as requested by the late Administration, have furnished the said Andrew Hume with a horse and outfit for his journey?

Mr. Parkes answered,—

(1.) A letter was received in November last, at the Lands Department, dated Newcastle Lake, 15th August, 1872, addressed to the late Minister, in which it is stated that, up to that date, he (Hume) had not been able to obtain horses or outfit from the South Australian Government,—a statement repeated by him in a note, of which I am aware, addressed to the Revd. Dr. Lang.

(2.) A communication shall be made by telegram to the South Australian Government for information, and, if necessary, to the Queensland Government to aid Hume, whose last letter is dated 7th October, 1872, Tomkison Creek, Normanton.

- (2.) Railway Goods Rate Sheet :—Mr. W. C. Browne, on behalf of Mr. Teece, asked the Secretary for Public Works, pursuant to Notice,—When will the amended rate sheet for the carriage of goods by rail, stated some time since as being under the consideration of the Government, be brought into operation?

Mr. Sutherland answered,—In the early part of next month.

- (3.) Railway Extension to Raglan :—Mr. Combes asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is it not possible to have the Railway opened to Raglan for goods as well as passengers by the 1st of February next?

(2.) If so, will the Government make an effort to have such extension opened on that day?

Mr. Sutherland answered,—The extension to Raglan will be opened for passenger traffic at the earliest possible date; but it is not anticipated that the Line will be ready before the 1st March. It has not yet been decided as to whether this extension will be opened for goods traffic; this will depend upon the question whether the revenue to be derived from this source will justify the large expenditure that would have to be incurred in making Raglan a Goods Receiving Station.

- (4.) Road from Orange to Ironbarks :—Mr. Garrett asked the Secretary for Public Works, pursuant to Notice,—Is he aware of the dangerous state of the road from Orange to Ironbarks, and will he cause steps to be taken to make that road passable?

Mr. Sutherland answered,—I am not aware of the road from Orange to Ironbarks being in a dangerous state. The Road Superintendent has been requested to report.

(5.)

- (5.) Transfer of Mineral Selections :—*Mr. Burns*, on behalf of *Mr. Terry*, asked the Secretary for Lands, pursuant to Notice,—If a fee of £2 is charged on the transfer of mineral selections in addition to the $\frac{1}{4}$ per cent. consideration money?

Mr. Farnell answered,—The one is the office fee, the other the Stamp Duty.

2. PAPERS :—

Mr. Parkes laid upon the Table the following Papers :—

- (1.) By-laws of the Municipal District of Macdonald Town.
- (2.) Letter respecting the Salary of the Commissioner of Stamps.
- (3.) Correspondence relative to Australian Annex to London International Exhibition of 1873.

Ordered to be printed.

Mr. Farnell laid upon the Table a document respecting the Triangulation of the Colony.

Ordered to be printed.

3. PERMISSIVE LIQUOR BILL :—The following Petitions, in favour of the passing of this Bill, were presented by the Members named :—

- (1.) By *Mr. Parkes*.—From certain Inhabitants of Sydney.
- (2.) By *Mr. Hurley* (*Central Cumberland*).—From Benjamin Chapman, President of the Australasian Wesleyan Methodist Conference.

Petitions received.

Mr. Hurley (*with the concurrence of the House*) moved, without notice, That the Petition presented by him this day be printed.

Question put and passed.

4. ELECTORATE OF THE CLARENCE :—*Mr. Abbott* presented a Petition from certain inhabitants of the Police District of the Richmond and Tweed Rivers, praying the House to take the necessary steps for the erection of this Police District, which forms a part of the Electorate of The Clarence, into a separate and independent Electorate.

Petition received.

Mr. Abbott (*with the concurrence of the House*) moved, without notice, That the Petition be printed.

Question put and passed.

5. ADJOURNMENT :—*Mr. Nowlan* moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

6. UNDERWOOD'S ESTATE BILL :—*Mr. Burns* presented a Petition from Frederick Smith, praying that this Bill may be referred to a Select Committee, with a view to its amendment, and that Petitioner's father may be at liberty to appear in person, or by Counsel or Solicitor, before such Committee, and adduce such evidence as he may desire with respect to the interests to be affected by the Bill.

Petition received.

7. REGINA v. MALONY (*"Formal" Motion*) :—*Mr. Nowlan* moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of the Depositions in the case Regina *versus* Malony, together with some information as to the cause of the acquittal of the prisoner at the last Narrabri Quarter Sessions.

Question put and passed.

8. PETITION OF GEORGE BELL (*"Formal" Motion*) :—*Mr. Garrett* moved, pursuant to Notice,—

- (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the Petition of George Bell, presented to this Assembly on the 20th November last.

- (2.) That such Committee consist of Captain Onslow, Mr. Hoskins, Mr. Lucas, Mr. Sutherland, Mr. Lackey, Mr. Teece, Mr. Cunneen, Mr. Hill, and the Mover.

Question put and passed.

9. PROPOSED RAILWAY FROM MOAMA TO DENILQUIN :—The Order of the Day having been read,—on motion of *Mr. Hay* the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Petition presented to this House on the 21st November, from certain inhabitants of Denilquin, in favour of the construction of a Railway from that place to Moama.

The Speaker resumed the Chair ; and the Chairman reported that the Committee had agreed to the following Resolution :—

Resolved,—That it is expedient that the necessary steps should be taken for the construction of a Railway from Denilquin to Moama, in accordance with the Petition presented to this House on 21st November, 1872.

On motion of *Mr. Hay*, that report was adopted.

10. LEGISLATIVE COUNCIL BILL :—*Mr. Parkes* having presented this Bill, Bill, intituled "*A Bill to amend the Constitution Act and to provide for the Representation of the People in the Legislative Council*,"—read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Thursday, 23rd January, 1873.

11. POSTPONEMENTS :—The following Orders of the Day postponed, on motion of *Mr. Burns*, until Friday, 17th January, 1873,—

1. Volunteer Admission Bill ; second reading.
2. Cemeteries Regulation Bill ; second reading.
3. Duration of Parliaments Shortening Bill ; second reading.

12. RAILWAY EXTENSION TO WAGGA WAGGA:—The Order of the Day having been read,—Mr. Macleay moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon the Loan Estimates for 1873 a sum of money sufficient for the extension of the Goulburn Railway to Wagga Wagga.

Debate ensued.

Question put,—

And Division called for,—

But there being no Tellers for the Noes, no Division could be had, and the Speaker declared the Question to have passed in the *affirmative*.

Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman, (*with the concurrence of the House*) that the said Resolution be *now* received.

The Chairman then reported a Resolution, which was read a first time, as follows:—

Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed upon the Loan Estimates for 1873 a sum of money sufficient for the extension of the Goulburn Railway to Wagga Wagga.

Resolution, on motion of Mr. Macleay, read a second time, and agreed to.

13. POSTPONEMENTS:—The following Orders of the Day postponed:—

- (1.) Underwood's Estate Bill; second reading;—*on motion of Mr. Butler, until Friday, 17th January, 1873.*
- (2.) Cattle Sales Yards Act Amendment Bill; consideration in Committee of the Whole of the propriety of bringing in a Bill to amend the Cattle Sale Yards Act of 1870;—*on motion of Mr. Driver, until Friday, 24th January, 1873.*
- (3.) Cohen's Estate Bill (*as agreed to in Select Committee*) second reading;—*on motion of Mr. Burns, until Friday, 17th January, 1873.*
- (4.) Public Exhibitions Act Amendment Bill; second reading;—*on motion of Mr. Parkes, until Wednesday, 15th January, 1873.*

The House adjourned at five minutes before Nine o'clock, until Four o'clock on *Wednesday, the 15th day of January next.*

W. M. ARNOLD,
Speaker.

New South Wales.

No. 28.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 15 JANUARY, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

ASSENT TO BILLS:—The following Messages from His Excellency the Governor were delivered by Mr. Parkes, and read by the Speaker:—

- (1.) Stamp Duties Act Amendment Bill:—

HERCULES ROBINSON,
Governor.

Message No. 5.

A Bill, intituled "*An Act to amend the 'Stamp Duties Amendment Act of 1871' and the 'Stamp Duties Act of 1865,'*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 31st December, 1872.

- (2.) Infantry Disembodiment Compensation Bill:—

HERCULES ROBINSON,
Governor.

Message No. 6.

A Bill, intituled "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales a sum by way of compensation to the Infantry arm of the Military Forces of New South Wales on the disembodiment of that branch of the said Forces,*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 31st December, 1872.

- (3.) Mutual Life Association of Australasia Bill:—

HERCULES ROBINSON,
Governor.

Message No. 7.

A Bill intituled "*An Act to incorporate the 'Mutual Life Association of Australasia,' and for other purposes therein mentioned,*" as finally passed by the Legislative Council and Assembly, having been presented by the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and now transmits it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 14th January, 1873.

2. PAPERS :—Mr. Parkes laid upon the Table the following Papers :—
- (1.) By-laws of the Borough of Armidale.
 - (2.) By-laws of the Municipal District of Broughton Vale.
 - (3.) By-laws of the Borough of Camperdown.
 - (4.) By-laws of the Municipality of Ulmarra.
- Ordered to be printed.
3. MINING BILL :—
- (1.) Mr. Buchanan presented the following Petitions, in reference to this Bill, from holders of Miners Rights and Business Licenses resident on the undermentioned Gold Fields, stating various objections to the Bill, and praying the House to amend it so as to meet their objections :—
 1. From Gulgong.
 2. From Tambaroora.
 3. From Tambaroora.
 4. From the Billybong.
 - (2.) Mr. Baker presented a similar Petition from Miners of Cunningham Creek and Cumbamurra Gold Field and its vicinity.
- Petitions received.
4. PAPERS :—Mr. G. A. Lloyd laid upon the Table the following Papers :—
- (1.) Return of Border Customs Duties collected on the River Murray, and at South Australia, from February to December, 1872, inclusive.
 - (2.) Return showing the amount of Customs Duties received at the various Stations on the Murrumbidgee and Murray, and from the Government of South Australia, from 1st February to 31st December, 1872.
 - (3.) Comparative Table of the Tariffs of New South Wales, Victoria, South Australia, Queensland, and Tasmania, discriminating between Specific and Ad Valorem Duties.
- Ordered to be printed.
5. MINING BILL :—Mr. Buchanan presented a Petition from certain holders of Miners Rights and Business Licenses resident on the Stony Creek, Ironbarks, Burrendong, and Mookerawa Gold Fields, urging various objections to this Bill, and praying that it may be amended. And the same having been read by the Clerk, by direction of the Speaker,—
- Petition received.
6. PETERSHAM CHURCH GRANT BILL :—Mr. Allen, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this Bill was referred on 14th November, 1872.
- Ordered to be printed.
- Mr. Allen then moved, That the second reading of the Bill (*as agreed to in Select Committee*) stand an Order of the Day for Friday, 24th January.
7. PAPERS :—Mr. Farnell laid upon the Table the following Papers :—
- (1.) Return to an Order, made on 16th July, 1872, in reference to Land selected by James Marshall on Gyrah River.
 - (2.) Report of C. T. Wilkinson, Esq., Licensed Surveyor, on the geological character of part of the Tin-bearing country in the District of Inverell, together with extract from the Report of the Rev. W. B. Clarke on Geological Surveys, dated 7th May, 1853.
- Ordered to be printed.
8. PERMISSIVE LIQUOR BILL ("Formal" Motion) :—Mr. Parkes moved, pursuant to Notice, That the Petition presented by him on 20th December, 1872, from 2,575 residents of Sydney, relative to the Permissive Liquor Bill, be printed.
- Question put and passed.
9. CUSTODY OF INFANTS BILL ("Formal" Motion) :—Mr. Stewart moved, pursuant to Notice, That leave be given to bring in a Bill to make better provision for the custody of Infants.
- Question put and passed.
10. PUBLIC VEHICLES REGULATION BILL ("Formal" Order of the Day),—on motion of Mr. Tunks, read a third time, and *passed*,
Mr. Tunks then moved, That the Title of this Bill be "*An Act to regulate Public Vehicles in the City and Police District of Sydney.*"
- Question put and passed.
- Whereupon Mr. Tunks moved, That the Bill be carried to the Legislative Council, with the following Message :—
- MR. PRESIDENT,
- The Legislative Assembly having this day passed a Bill, intituled "*An Act to regulate Public Vehicles in the City and Police District of Sydney,*"—presents the same to the Legislative Council for its concurrence.
- Legislative Assembly Chamber,
Sydney, 15th January, 1873.
- Question put and passed.
11. PAPER :—The Speaker laid upon the Table, Copies of Minutes of the Governor and Executive Council authorizing the application of Balances from one Head of Service to supplement Votes for other Services,—transmitted to the Legislative Assembly under the directions contained in the 18th section of the Audit Act of 1870.
12. CUSTODY OF INFANTS BILL :—Mr. Stewart having presented this Bill, intituled "*A Bill to make better provision for the Custody of Infants,*"—read a first time.
- Ordered to be printed, and that the second reading stand an Order of the Day for Friday, 24th January.

13. **POSTPONEMENTS**:—The following Orders of the Day of Government Business postponed, on motion of Mr. Parkes:—

- (1.) Superannuation Act Repeal Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to repeal the Superannuation Act of 1864, and to make provision for terminating the system of Pensions and Gratuities established under the provisions of that Act;—*until to-morrow.*
- (2.) Friendly Societies Bill; second reading.
- (3.) Real Property Act Amendment Bill; second reading.
- (4.) Blackwattle Bay Land Reclamation Bill; second reading.
- (5.) City Properties Leasing and Improving Bill; resumption of the adjourned Debate on the motion of Mr. Farnell "That this Bill be now read a second time."
- (6.) Distribution of Funds in Perry's Estates Bill; second reading.
- (7.) Ways and Means; resumption of the Committee;—*until to-morrow.*

} *until Wednesday next.*

14. **SUPPLY**:—The Order of the Day for the resumption of the Committee of Supply having been read,—Mr. Parkes moved, That the Speaker do now leave the Chair; and that, in the absence of the Chairman of Committees through illness, *Mr. Burns* do take the Chair of the said Committee for this day only.

Debate ensued.

Question put and passed.

Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

And the Committee continuing to sit till after Midnight,—

THURSDAY, 16 JANUARY, 1873, A.M.

The Speaker resumed the Chair; and *Mr. Burns* reported progress, and obtained leave to sit again.

15. **POSTPONEMENT**:—The Order of the Day for the resumption of the adjourned Debate on the motion of Mr. Innes "That the Mining Bill be now read a second time,"—postponed, on motion of Mr. Parkes, until Wednesday next.

The House adjourned, on motion of Mr. Parkes, at three minutes after Twelve o'clock A.M., until Four o'clock P.M., This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 29.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 16 JANUARY, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) Wallerawang and Mudgee Road:—Mr. Buchanan asked the Secretary for Public Works, pursuant to Notice,—How many men are at present at work on the road between Wallerawang and Mudgee, and how long have they been at work on that road?

Mr. Sutherland answered,—It has been impossible for me, in the short time which has elapsed since notice of this question was given, to obtain a reply, but, if it will be of any service to the Honorable Member, I will presently lay upon the Table of the House a Return of the number of men employed on the 28th December last, and if he will repeat the question on Tuesday next, or on Monday, if the House meet, I will give him the fuller information he seeks.

- (2.) Prisoner Hobbs:—Mr. Buchanan asked the Attorney General, pursuant to Notice,—Is it the intention of the Attorney General to put the prisoner Hobbs, committed by the Water Police Court on a charge of Rape at the North Shore, on his trial, he having been previously tried for that crime and found not guilty?

Mr. Butler answered,—It is my intention to put the prisoner Hobbs on trial, but not for the same crime of which he has been acquitted.

- (3.) Land adjoining New School of Industry:—Mr. Buchanan asked the Secretary for Lands, pursuant to Notice,—Has the Government any intention of re-dedicating that piece of land at Darlinghurst, situated next the new School of Industry, to its original purpose; and, if so, when?

Mr. Farnell answered,—The land will be set apart under trust as an Asylum for destitute women of good character, without reference to religious distinctions. Trustees will be appointed as soon as the pressure of more urgent public business has been disposed of.

- (4.) Mr. De Courcy Browne:—Mr. Buchanan asked the Attorney General, pursuant to Notice,—

(1.) Is the Attorney General aware that Mr. De Courcy Browne, editor and proprietor of the *Gulgong Guardian*, was committed for trial by the Gulgong Bench for a libel on the Administration of Justice?

(2.) Is the Attorney General also aware that Mr. De Courcy Browne attended the last sittings of the Mudgee Quarter Sessions to stand his trial, the Crown refusing to proceed, stating no reasons for so acting, but binding Mr. Browne over to appear at the next sittings of the Court?

(3.) Is it the intention of the Crown to hang this charge any longer over the head of Mr. Browne; and, if so, will the Attorney General state when and where Mr. Browne may expect to be tried?

Mr. Butler answered,—

(1.) Yes.

(2.) No, I am not aware.

(3.) It is my intention at present to leave the case in the hands of the Crown Prosecutor for the district.

- (5.) Quarter Sessions, Western District :—Mr. Buchanan asked the Attorney General, pursuant to Notice,—Is the Attorney General aware that at almost every Sittings of the Quarter Sessions in the Western District numerous criminal cases are postponed till next Sittings without any reason being assigned, to the great inconvenience of prisoners, who are ready with their witnesses, &c., and who may be, as is frequently the case, unable to secure the attendance of these witnesses a second time, or of Counsel to defend them?

Mr. Butler answered,—No, I am not aware, having had no communication on the subject.

- (6.) Disputed Gold Claim at Back Creek :—Mr. Buchanan asked the Secretary for Lands, pursuant to Notice,—
- (1.) Was an inquiry held in May last by Mr. Commissioner Lane as to a gold claim at Back Creek, near Ophir, in dispute between Mr. J. B. Connolly and Mr. H. L. Nelson, M.L.A.; was such inquiry held on the spot, and in presence of both parties?
 - (2.) Did Mr. Lane thereupon report in favour of Mr. Connolly?
 - (3.) Did Mr. Commissioner Johnson, on reading the minutes of the unsworn evidence only, and without hearing Mr. Connolly, report to the Minister against Mr. Lane's decision, and in favour of Mr. Nelson?
 - (4.) Did the Minister, on reading the proceedings, and without further evidence, approve of Mr. Johnson's decision?
 - (5.) Did not Mr. Connolly, in August and October last, apply to the Government that the lease promised to Mr. Nelson might be withheld until an action to try the rights of the parties could be tried in the Supreme Court, and is it not the fact that such application has since been neither granted nor refused?
 - (6.) Is it not a fact that Mr. Connolly's petition of 4th October last to the Governor and Executive has never yet been laid before the Governor and Executive, but has been referred by the Minister to the Cabinet, and that the Cabinet has since done nothing in the matter?
 - (7.) When may Mr. Connolly expect a decision on his petition of 4th October last?

Mr. Farnell answered,—

- (1.) An inquiry was held on 27th May last, at Orange, both parties being present.
- (2.) Mr. Lane reported that the evidence was very conflicting, but he believed the probabilities were in favour of Connolly.
- (3.) Mr. Commissioner Johnson, on a perusal of all the evidence, sworn and unsworn, gave his opinion that, under the circumstances set forth in his report, Mr. Nelson's application should be received and Mr. Connolly's cancelled.
- (4.) Yes.
- (5.) Yes, through his solicitors, Messrs. Ellis and Makinson.
- (6.) The petition was addressed to His Excellency the Governor, and by him forwarded to the Colonial Secretary, who referred it to the Minister for Lands, and it is now under the consideration of the Cabinet.
- (7.) As soon as the Cabinet have given their decision.

- (7.) Circuit Courts at Dubbo and Mudgee :—Mr. Lord asked the Attorney General, pursuant to Notice,—When will the Correspondence and Papers moved for by him on the 26th November, 1872, relative to Circuit Courts at Dubbo and Mudgee, be laid upon the Table of this House?

Mr. Butler answered,—Probably to-morrow.

- (8.) Police Buildings at Toogong, &c. :—Mr. Lord asked the Colonial Secretary, pursuant to Notice,—At what date may he expect to receive replies to the undermentioned letters sent by him to the Colonial Secretary :—

- (1.) Date, 27th August, 1872, requiring Police and Court Buildings at Toogong;
- (2.) „ 2nd December, 1872, Furniture, &c., for Court Houses at Dandaloo and Canonbar;
- (3.) „ 2nd December, 1872, increased accommodation at Dubbo Gaol?

Mr. Parkes answered,—The letters referred to in the Honorable Member's question have not been neglected, but they have involved references to several departments of the Government. They relate to a variety of subjects, and in some instances authority has been given for complying with them in part. I have the papers here, but have not had time to examine them. If the Honorable Member will ask the question again, say on Tuesday next, I will give him an exact answer. I may state that he will be informed by letter in the course of a day or two.

- (9.) Public Schools Act :—Mr. Forster asked the Colonial Secretary, pursuant to Notice,—

- (1.) Did the Colonial Secretary, or any Member of the present Government, at any time, or in any way, during or since the last General Election, intimate an intention on the part of himself or of the Government, to administer the Public Schools Act, or to endeavour to amend it, so as to establish Grammar Schools in connection with, or to connect existing Grammar Schools with, the existing system of Public Schools under the said Act?
- (2.) If so, do the present Government adhere to such intention, and when, or in what manner, will it be carried out?

Mr. Parkes answered,—It is perfectly clear that I cannot answer for what Members of the present Government may have done in all conceivable situations, at any time, or in any way. I cannot answer for what they may have done in their private intercourse with other individuals. As far as I am myself concerned, on some occasion—I think on more than one—I have stated in speeches that the time would come when I thought the Public School system should be extended to District Grammar Schools. My impression is that this was before, or at the last, General Election. Whether I have done so since that time, my recollection does not serve me.

(2.) The answer I have given to the previous question will show that there has never been any expression of any intention on the part of the Government. I have spoken of my own view as an individual member. At any time I may have referred to the matter I have never stated my intention even to alter the Public Schools Act at any particular time. What I have stated is, that the time would come when it would be advisable so to alter it as to admit of the establishment in important districts of Grammar Schools. The subject has not been under the consideration of the Government.

(10.) Colonial Wines:—Mr. Macleay asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government, now that the Commercial Treaty of 1860 between France and England has been terminated by the former Power, and the latter has consequently been released from any restrictions in respect of her own duties on wine and other imports, to make any application to the Imperial Government to have the Wines of this Colony admitted for consumption into Great Britain at the same rates of duty as French Wines of any alcoholic strength, in order that the disadvantages under which Colonial Wines have laboured for some years past may be removed?

Mr. Parkes answered,—Until the Honorable Gentleman gave notice of this question the attention of the Government had not been directed to this subject; since he gave notice we have paid some attention to it, and we find that, by the late Treaty, French Wines are admitted at 1s. 6d. per gallon, the duty charged upon Australian Wines being 2s. 6d. It would obviously be a public benefit if our Wines were admitted into England under the same duty as that placed upon French Wines. I have consulted with my colleagues, and I think I may say that a representation on the subject will be made to the Imperial Government.

(11.) New Land Bill:—Mr. J. S. Smith asked the Secretary for Lands, pursuant to Notice,—When do the Government intend to introduce their promised Land Bill?

Mr. Farnell answered,—A Land Bill will not be introduced until some of the business now before Parliament has been disposed of.

(12.) District Court, Molong:—Mr. J. S. Smith asked the Attorney General, pursuant to Notice,—Is it the intention of the Government to appoint Molong a place for holding a District Court?

Mr. Butler answered,—At a meeting of the Crown Law Officers, the District Court Judges, and the Crown Prosecutors, held on the 28th September, 1870, relative to Quarter Sessions and District Courts, it was resolved to discontinue the holding of District Courts at Molong, on account of its proximity to Orange, and of insufficiency of business. I am not at present informed of any reason for altering the determination then arrived at.

2. PAPER:—Mr. Sutherland laid upon the Table a Return of the number of Men and Horses employed on the Mudgee Road, for the fortnight ending Saturday, 28th December, 1872.
Ordered to be printed.

3. MAIN SOUTHERN ROAD:—Mr. Lackey presented a Petition from certain Inhabitants of the Bark Huts and surrounding Districts, complaining of the condition of that portion of the Main Southern Road from Upper Bankstown, on the Liverpool Road, to Lansdowne Bridge, and from thence to the Town of Liverpool; and praying the House to take the matter into consideration.
Petition received.

4. BRIDGE OVER THE M'INTYRE RIVER:—Mr. Abbott presented a Petition from certain Business Men, Miners, and Residents of Inverell, alleging that they suffer much loss and inconvenience from the want of means of crossing the M'Intyre River during rainy weather, and stating that the erection of a bridge across the river would be a great boon to the whole district; and praying the House to take the premises into favourable consideration.
Petition received.

5. MESSAGES:—The Speaker reported the following Messages from the Legislative Council:—

(1.) Fire Brigades Bill:—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled "*An Act to make better provision for the extinction of Fires*,"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 16th January, 1873.

T. A. MURRAY,
President.

Bill, on motion of Mr. Burns, read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Tuesday next.

(2.) Albert Dangar's Leasing Bill:—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled "*An Act to enable Albert Augustus Dangar and his assigns during his life and certain other persons after his decease to grant building and mining leases of certain lands situate near Newcastle in the Colony of New South Wales*,"—presents the same to the Legislative Assembly, for its concurrence; accompanied by a Copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

Legislative Council Chamber,
Sydney, 16th January, 1873.

T. A. MURRAY,
President.

Bill, on motion of Mr. Tunks, read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for to-morrow.

6. NAVIGATION ACT AMENDMENT BILL ("*Formal*" Motion):—Mr. G. A. Lloyd moved, pursuant to Notice, That this House will, on Wednesday next, resolve itself into a Committee of the Whole, to consider the expediency of bringing in a Bill to amend in certain particulars the Navigation Act of 1871.
Question put and passed.

7. TOWN HALL SITE BILL ("*Formal*" Motion):—Sir James Martin moved, pursuant to Notice, for leave to bring in a Bill to authorize a supplementary grant of land to the Municipal Council of Sydney for the site of the Town Hall, and to enlarge the statutory time prescribed for the completion thereof.
Question put and passed.

8. **COLLIERIES BILL** ("Formal" Motion):—Sir James Martin moved, pursuant to Notice, for leave to bring in a Bill to make certain provisions relating to persons working in Collieries. Question put and passed.
9. **JEWISH PHILANTHROPIC AND ORPHAN SOCIETY** ("Formal" Motion):—Mr. Nelson moved, pursuant to Notice, That this House will, on Tuesday next, resolve itself into a Committee of the Whole to consider of an Address to His Excellency the Governor, praying that a sum of £300 may be placed on the Additional or Supplementary Estimates for the present year, as a grant to the Jewish Philanthropic and Orphan Society of New South Wales. Question put and passed.
10. **MINING BILL** ("Formal" Motion):—Mr. Buchanan moved, pursuant to Notice, That the five Petitions presented by him on 15th January, from the Miners of Gulgong, Tambaroora, Ironbarks, &c., and Billybong Gold Fields, relative to the Mining Bill, be printed. Question put and passed.
11. **TOWN HALL SITE BILL**:—Sir James Martin having presented this Bill, Bill, intituled "*A Bill to authorize a Supplementary grant of Land to the Municipal Council of Sydney for the site of the Town Hall and to enlarge the statutory time prescribed for the completion thereof*,"—read a first time. Ordered to be printed, and that the second reading stand an Order of the Day for Friday, 24th January.
12. **COLLIERIES BILL**:—Sir James Martin having presented this Bill, Bill, intituled "*A Bill to make certain provisions relating to persons working in Collieries*,"—read a first time. Ordered to be printed, and that the second reading stand an Order of the Day for Friday, 24th January.
13. **ADDITIONAL SITTING DAYS**:—Mr. Parkes moved, pursuant to Notice, That Monday, the 20th January, and Monday, the 27th January, be sitting days of this House, and that Government Business take precedence of General Business on those days. Debate ensued. Question put. The House divided.

Ayes, 34.

Mr. Parkes,	Mr. Oakes,
Mr. Butler,	Mr. Greville,
Mr. G. A. Lloyd,	Mr. Wearne,
Mr. Farnell,	Mr. Stewart,
Mr. Sutherland,	Mr. Booth,
Mr. Innes,	Mr. Moses,
Mr. Lord,	Mr. W. C. Browne,
Mr. Thomas Brown,	Mr. Fitzpatrick,
Mr. Nelson,	Mr. Rodd,
Mr. Terry,	Mr. Lee,
Mr. Hurley (<i>Narellan</i>),	Mr. R. B. Smith,
Mr. Hill,	Mr. De Salis,
Mr. Hoskins,	Mr. Taylor,
Mr. Tunks,	Mr. Lackey,
Mr. Scholey,	<i>Tellers.</i>
Mr. Jacob,	
Mr. Abbott,	Mr. J. S. Smith,
Sir James Martin,	Mr. Burns.

Noes, 4.

Mr. Buchanan,
Mr. Forster,*Tellers.*Captain Onslow,
Mr. Raphael.

And so it was resolved in the affirmative.

14. **SUPERANNUATION ACT REPEAL BILL**:—The Order of the Day having been read,—Mr. Parkes moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to repeal the Superannuation Act of 1864, and to make provision for terminating the system of Pensions and Gratuities established under the provisions of that Act; and that *Mr. Burns* do take the Chair in Committee of the Whole for this day only. Question put and passed. Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of the Whole. The Speaker resumed the Chair; and *Mr. Burns* reported that the Committee had agreed to the following Resolution:—*Resolved*,—That it is expedient to bring in a Bill to repeal the Superannuation Act of 1864, and to make provision for terminating the system of Pensions and Gratuities established under the provisions of that Act. On motion of Mr. Parkes that report was adopted.
15. **POSTPONEMENT**:—The Order of the Day for the resumption of the Committee of Ways and Means postponed, on motion of Mr. Parkes, until to-morrow.
16. **SUPPLY**:—The Order of the Day having been read,—on motion of Mr. Parkes, the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

And the Committee continuing to sit till after Midnight,—

FRIDAY, 17 JANUARY, 1873, A.M.

The Speaker resumed the Chair; and *Mr. Burns* reported progress, and obtained leave to sit again. The House adjourned at six minutes before One o'clock A.M., until Four o'clock P.M., This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 30.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 17 JANUARY, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Charge of Cattle Stealing against John Maxwell Irving:—Mr. Buchanan asked the Attorney General, pursuant to Notice,—

(1.) Is it true that James Donnelly, free selector, near Dubbo, charged John Maxwell Irving, of Terramongamine, squatter, before the Bench of Magistrates at Dubbo, with cattle-stealing?

(2.) Will the Attorney General state what decision the Bench arrived at, and the names of the Magistrates who presided?

(3.) Did one of the Magistrates, who acted as spokesman in giving the decision of the Bench, say that the prisoner had acted very injudiciously in branding the steer, and, while saying this, ordered it to be given up to him, although Donnelly had put in an application for it?

(4.) Was the prisoner allowed to leave the Court, both at adjournments for refreshment and on remands, without bail being demanded?

(5.) Will the Attorney General read the information and depositions in this case, and if he should be of opinion that a very glaring miscarriage of justice has taken place through the action of the Magistrates, will he cause an information for cattle-stealing to be preferred against Irving?

(6.) Has the Attorney General any objection to lay the information and depositions upon the Table of the House; and, if not, will he do so without delay?

(7.) Is the Attorney General aware that the Magistrates who tried this case are all intimate friends of Irving's, and, as this is a most important fact, easily ascertained, will the Attorney General ascertain if this is true, if he is at present ignorant on the subject?

Mr. Butler answered,—I have received no information whatever on this subject.

- (2.) James Burns, formerly Station Master at East Maitland :—Mr. Forster asked the Secretary for Public Works, pursuant to Notice,—

(1.) Has James Burns, formerly Station Master at East Maitland, been lately, that is to say, on or about the occasion of His Excellency the Governor's last official visit to the Hunter, disgraced and removed to an inferior position, with loss of salary, in the same Department?

(2.) If so, for what offence, or upon what charge?

(3.) Was the said charge duly inquired into, and the said James Burns allowed to make any statement or explanation in his defence?

(4.) Was not the said James Burns, at or about the same time, charged with having circulated, or caused to be circulated, printed slips, or other papers of the same sort, tending to impair discipline and subordination, and in particular to weaken the influence of the Traffic Manager, or to that effect?

(5.) If so, by whom was the charge made?

(6.) Did the said James Burns request or demand inquiry into the last-mentioned charge?

(7.) Was the inquiry granted?

(8.) Were a number of witnesses, named by the said James Burns, brought to Sydney at the public expense?

(9.) Were any of the said witnesses examined?

(10.) Was the inquiry into the last-mentioned matter proceeded with, and with what result?

Mr.

Mr. Sutherland answered,—

- (1.) Yes.
- (2.) For insubordination, as displayed in certain oral and written answers given to inquiries put to him by the Traffic Manager (Mr. Moody).
- (3.) I inquired into the matter myself, and decided it on the documentary evidence before me. Mr. Burns was not asked for an explanation, as the document under his own hand was sufficient to prove the charge.
- (4.) He was charged with having posted up in the Booking Office, at East Maitland, a slip of the character referred to.
- (5.) By Mr. Moody.
- (6 and 7.) No. Mr. Burns requested an inquiry into the cause of his being disgraced, and an inquiry was granted accordingly.
- (8.) Mr. Burns named a great many witnesses whose evidence was considered to be unnecessary. He was informed that the Minister had no wish that his case should be prejudiced by the absence of any witnesses in the Railway Department, and that consequently leave would be given to any so employed to come to Sydney, but that if their evidence was not material to the point, their expenses would have to be borne by Mr. Burns.
- (9.) No. Mr. Burns declined to call any witnesses.
- (10.) The inquiry was confined to the charge upon which Mr. Burns was disgraced. It having, however, been represented to me that Mr. Burns is desirous that the other matter, namely, the alleged posting of the paper, should be inquired into, I consented, by Minute dated the 11th instant, to take evidence on that point, and fixed the 21st instant for hearing the case. Mr. Burns has been so informed, and permission has been given to the witnesses, who are in the employment of the Government, to come to Sydney for the purpose.

(3.) Amiel Morris:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—

- (1.) Was a lad, named Amiel Morris, sent on board the "Vernon" by the Magistrates at the Central Police Court, about eighteen months ago?
- (2.) Was this boy, at his own request, apprenticed to the shoemaking trade on board the "Vernon," and did he continue at this occupation for fifteen months or thereabouts?
- (3.) Is it true that the boy was taken from his trade against his will, and without consulting the boy's parents, and sent up the country to a free selector, named Johnston, living at Kangaloon?
- (4.) Is it true that this boy was killed by a wild bull kept by the free selector, and is it further the fact that no intimation of the accident, or of the boy's death, has, up to this hour, been communicated to his parents?
- (5.) Did the Jury who sat at the inquest on the body of the boy add to their verdict a rider to the effect that the bull should be shot immediately, and has the bull been shot?

Mr. Parkes answered,—

- (1.) The boy Emile (or Amiel) Morris was brought up at the Central Police Court on the 14th October, 1871, and ordered to be sent on board the "Vernon."
- (2.) He was working under the shoemaker of the "Vernon" for a portion of the time he was on board, but was not apprenticed.
- (3.) He was, at his own expressed wish, apprenticed to Mr. Gerard Johnston, of New Park, Kangaloon, to learn farming.
- (4.) The boy Morris, while driving cattle on the 20th December last, was thrown by a bull, the property of Mr. Johnston, and died a few days after from the injuries received. The boy's father was summoned by Mr. Johnston by telegram, and was present when he died.
- (5.) I do not find that the Coroner's Jury advised that the bull should be shot. They stated, however, that "they did not attach any blame to Mr. Johnston in the matter."

(4.) Bridge over Evans's Plains Creek:—Mr. J. S. Smith asked the Secretary for Public Works, pursuant to Notice,—Is the Government aware that the Bridge over Evans's Plains Creek, on the road between Bathurst and Orange, is in a dangerous state; if so, will orders be at once given that the necessary repairs be made?

Mr. Sutherland answered,—The Bridge is not in a dangerous state. Necessary repairs to floor have been contracted for, for some time; the first contractor failed to carry them out. Timber is being obtained by the present contractor, who has been permitted to remove his men to a much more urgent work for a short time, keeping this bridge safe in the interim.

2. PAPERS:—Mr. Butler laid upon the Table the following Papers:—

- (1.) Return to an Address, adopted on 26th July, 1872, in reference to Coroners' Inquests.
- (2.) Return to an Address, adopted on 20th December, 1872, in reference to the case *Regina v. Malony*.
Ordered to be printed.

3. FIRE-PROOF SAFES ("Formal" Motion):—Mr. Burns moved, pursuant to Notice, That there be laid upon the Table of this House, a copy of the Report of the Board appointed by the Colonial Secretary to superintend the test to which the Fire-proof Safes, supplied to the Government by Mr. Thomas Wearne, were publicly subjected in Belmore Gardens, on the 14th December last.
Question put and passed.

4. MINING BILL ("Formal" Motion):—Mr. Baker moved, pursuant to Notice, That the Petition presented by him on 15th January, from the Miners and other residents of Cunningham Creek, relative to the Mining Bill, be printed.
Question put and passed.

5. MAIN SOUTHERN ROAD ("Formal" Motion):—Mr. Lackey moved, pursuant to Notice, That the Petition presented by him on the 16th January, from Residents of Bankstown, Lansdowne, Bark Huts, &c., relative to the state of the Road from Bankstown to Liverpool, be printed.
Question put and passed.

6. **BRIDGE OVER THE M'INTYRE RIVER** ("Formal" Motion):—Mr. Abbott moved, pursuant to Notice, That the Petition presented by him on 16th January, from Inhabitants of Inverell, relative to the erection of a Bridge over the M'Intyre River, be printed.
Question put and passed.
7. **ADJOURNMENT**:—Sir James Martin moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
8. **PAPER**:—Mr. G. A. Lloyd laid upon the Table, Return to an Order made this day in reference to Fire-proof Safes.
Ordered to be printed.
9. **PUBLIC SCHOOLS ACT**:—The adjourned Debate on the motion of Mr. Forster "That this House is of opinion that a Bill for the amendment of the Public Schools Act of 1866 should be introduced during the present Session, and that such Bill, among other matters, should provide for the extension and stricter enforcement of the principle of secular instruction, and for the discontinuance, upon reasonable notice after a certain period to be fixed by law, of assistance from public funds for Denominational Schools,"—
upon which Mr. Parkes had moved, pursuant to *Contingent Notice* "That the motion be amended by omitting all the words after 'That this House is of opinion that' and inserting in place thereof the following words,—the experience of the last six years fully justifies the policy of the Public Schools Act of 1866, and that any interference at the present time with the operation of that Act, and the valuable system of public instruction established under its provisions, would be impolitic and prejudicial to the best interests of the people,"—resumed.
Mr. Garrett moved, That this Debate be now adjourned, and its resumption stand an Order of the Day for Tuesday next, then to take precedence of other Orders of the Day.
Debate ensued.
Question put.
The House divided.

Ayes, 18.

Mr. Robertson,	Mr. Lucas,
Mr. Lord,	Mr. Webb,
Mr. Stewart,	Mr. Buchanan,
Sir James Martin,	Mr. Teece,
Mr. R. B. Smith,	Mr. Burns,
Mr. Forster,	Mr. Oakes,
Mr. Garrett,	
Mr. Allen,	<i>Tellers.</i>
Mr. Hoskins,	Mr. Abbott,
Mr. Hurley, (Central Cumberland)	Mr. J. S. Smith.

Noes, 18.

Mr. Parkes,	Mr. Jacob,
Mr. Farnell,	Mr. Baker,
Mr. G. A. Lloyd,	Mr. Cunneen,
Mr. Sutherland,	Mr. Nelson,
Mr. Butler,	Mr. De Salis,
Mr. Innes,	<i>Tellers.</i>
Mr. Bennett,	
Mr. Cummings,	Mr. W. C. Browne,
Mr. Hurley, (Narellan)	Mr. Taylor.
Mr. Scholey,	
Mr. Thomas Brown,	

The numbers being equal, the Speaker—in order to give the House a further opportunity of considering the question of the adjournment of the Debate—gave his casting vote with the *Noes*, and declared the Question to have passed in the *negative*.

Sir James Martin moved, That this House do now adjourn.
Question put and negatived.

On motion of Mr. Robertson, the Debate on the Question in reference to the Public Schools Act adjourned until Tuesday next, then to take precedence of other Orders of the Day.

10. **POSTPONEMENTS**:—The following Orders of the Day postponed:—
- (1.) Volunteer Admission Bill; second reading } *on motion of Mr. Forster, until Friday next.*
 - (2.) Cemeteries Regulation Bill; second reading }
 - (3.) Duration of Parliaments Shortening Bill; second reading;—*on motion of Mr. Burns, until Friday next.*
 - (4.) Underwood's Estate Bill; second reading;—*on motion of Mr. Butler, until Friday, 31st January.*
 - (5.) Cohen's Estate Bill (as agreed to in Select Committee); second reading;—*on motion of Mr. Burns, until Friday next.*
 - (6.) Albert Dangar's Leasing Bill; second reading;—*on motion of Mr. Terry, until Friday next.*
 - (7.) Public Exhibitions Act Amendment Bill; second reading;—*on motion of Mr. Parkes, until Wednesday, 5th February.*
 - (8.) Superannuation Act Amendment Bill; resumption of the adjourned Debate on the motion of Mr. Forster, "That this Bill be now read a second time";—*on motion of Mr. Forster, until Friday, 31st January.*
 - (9.) Loder's Estate Bill (as agreed to in Select Committee); second reading;—*on motion of Mr. Hill, until Friday, 31st January.*
 - (10.) Postage and Duty Stamps; resumption of the adjourned Debate on the motion of Mr. Lucas, "That as great inconvenience is experienced, particularly in the interior, through the necessity of persons having to keep two descriptions of Stamps—one for postage and another for duty—this House is of opinion that Stamps should be issued which could be used for both postage and duty.";—*on motion of Mr. Lucas, until Friday next.*
 - (11.) Hastings Electorate Subdivision Bill; second reading;—*on motion of Mr. R. B. Smith, until Friday, 7th February.*
 - (12.) Capital Punishment Abolition Bill; second reading;—*on motion of Mr. Greville, until Friday next.*

The House adjourned, at twenty minutes before Eleven o'clock, until Monday next, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 31.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

MONDAY, 20 JANUARY, 1873.

1. The House met pursuant to adjournment ; the Speaker took the Chair.

QUESTION :—

Treatment of Lunatics :—Mr. Creed asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is it a fact that when persons are brought before the Magistrates in the Sydney Police Courts on charges of insanity, and remanded for medical treatment or inquiry as to their mental state, they are committed to the Gaol, instead of to the Receiving House built for the reception of lunatics ?
- (2.) If so, is there any law which necessitates this ?
- (3.) Will the Government inquire, and without good reason is shown to the contrary, change this state of things ?

Mr. Parkes answered,—

- (1.) It is the fact.
- (2.) Magistrates have no power to commit to the Lunatic Receiving House in the present state of the law.
- (3.) The matter shall receive early attention.

2. FIELD OF MARS COMMON :—Mr. Tunks presented a Petition from certain Residents of Ryde and Hunter's Hill, alleging that they suffer great inconvenience and loss in consequence of the uncertainty of reaching the Sydney Markets at specified times, and stating that they are desirous that the Field of Mars Common should be resumed by the Government, provided that Bridges be erected across the Parramatta River and Iron Cove ; and praying the House to sanction the expenditure of the amount placed on the Estimates for the erection of a Bridge across the Parramatta River.

Petition received.

3. SUPPLY :—The Order of the Day having been read,—Mr. Parkes moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of Supply, and that, in the absence of the Chairman of Committees through continued indisposition, *Mr. Burns* do take the Chair of the said Committee for this day only.

Question put and passed.

Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

And the Committee continuing to sit till after Midnight,—

TUESDAY, 21 JANUARY, 1873, A.M.

The Speaker resumed the Chair ; and *Mr. Burns* reported progress, and obtained leave to sit again. The House adjourned, on motion of Mr. Parkes, at four minutes before One o'clock A.M., until Four o'clock, P.M. This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 32.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 21 JANUARY, 1873.

I. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

(1.) Mr. Deegan, late Station Master at Bowral Railway Station:—Mr. Hoskins asked the Secretary for Public Works, pursuant to Notice,—

(1.) Whether he has perused the Correspondence and Minutes of the Executive Council, ordered by the Legislative Assembly to be printed on November 7th, 1872, relating to the removal of Mr. Deegan from the position of Station Master at Bowral Railway Station?

(2.) Is Mr. Deegan at the present time in the Government Service; if so, what is the rate of remuneration and allowance (if any) paid to Mr. Deegan for his services, and what is the nature of his employment?

Mr. Sutherland answered,—

(1.) Yes.

(2.) Yes; he is paid 8s. a day, and 1s. 6d. a week clothing allowance. He is rated as a fourth-class Guard. Mr. Deegan's offences were dealt with by my predecessor, who re-appointed him to the Service. As no complaint has been made against this man during the time I have been in office, I have not considered it either necessary or desirable to re-open a matter which was dealt with by my predecessor.

(2.) Wallerawang and Mudgee Road:—Mr. Buchanan asked the Secretary for Public Works, pursuant to Notice,—How many men are at present at work on the road between Wallerawang and Mudgee, and how long have they been at work on that road?

Mr. Sutherland answered,—

23 for 9 months; 49 for 7 months; 106 for 4 months; 82 for 3 months; 81 for 1 month.

Total 341 men. Also 90 horses and 8 bullocks.

100 men additional will be employed within a week, consequent on the re-letting of two contracts.

(3.) Boats and Boatmen, Port Jackson:—Mr. Burns, on behalf of Mr. Tunks, asked the Colonial Treasurer, pursuant to Notice,—Is it the intention of the Government to take any action, during the present Session of Parliament, to enable the Marine Board to regulate boats and boatmen plying for hire within the Harbour of Port Jackson?

Mr. G. A. Lloyd answered,—Provision for the purpose indicated in the Honorable Member's Question is contained in a Bill "to amend in certain particulars the Navigation Act of 1871," which will be introduced in a day or two.

(4.) Great Western Railway:—Mr. Webb asked the Secretary for Public Works, pursuant to Notice,—Has the time for the completion of No. 9 Section of the Great Western Railway been again extended; if so, to what date?

Mr. Sutherland answered,—The Government consented to extend the time to the 30th September next, conditional upon the contractor giving security that the work should be properly finished by that date. The names of two sureties were submitted by the contractor, but, while inquiries were being made as to their eligibility, he made another proposition to the Government, which is now under consideration.

(5.)

- (5.) Road Superintendents, Western District:—Mr. Webb asked the Secretary for Public Works, pursuant to Notice,—
- (1.) Where does the Road Superintendent reside who is in charge of the Main Western Road from Bathurst to the Rocks Hill?
 - (2.) Where does the Road Superintendent reside who is in charge of the Road from Bathurst to Ophir *via* Rock Forest?
- Mr. Sutherland answered,—
- (1.) Orange.
 - (2.) This road is now divided; the Bathurst Superintendent takes to Rankin's Bridge, and the Orange Superintendent takes the remainder.
- (6.) Police Barracks at Orange:—Mr. Nelson asked the Secretary for Public Works, pursuant to Notice,—Is it the intention of the Government to call for tenders for the erection of Police Barracks at Orange, for which £750 was voted last Session; and, if so, when?
- Mr. Sutherland answered,—It is the intention of the Government to invite tenders for the erection of Police Barracks at Orange as soon as plans and specifications are prepared.
2. ADJOURNMENT:—Mr. Nelson moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
3. COLONIAL PRODUCE DISTILLATION BILL:—Mr. Parkes having presented this Bill, Bill, intituled "*A Bill to provide greater facilities for and to regulate Distillation from articles the produce of the Colony*,"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Wednesday, 5th February.
4. RAILWAY FROM THE CLARENCE TO NEW ENGLAND:—Mr. Bawden presented a Petition from certain Residents of the Clarence River, expressing their satisfaction that the Ministry have a second time proposed for the consideration of the Assembly the expediency of constructing a Railway from the Port of the Clarence to New England; and praying the House to take the matter into favorable consideration.
Petition received.
Mr. Bawden then (*with the concurrence of the House*) moved, without Notice, That the Petition be printed.
Question put and passed.
5. PAPER:—Mr. Butler laid upon the Table, Return to an Address, adopted on 26th November, 1872, in reference to Circuit Courts at Dubbo and Mudgee.
Ordered to be printed.
6. CONTRACTS EXEMPTION BILL ("*Formal*" Motion):—Mr. Lucas moved, pursuant to Notice, That this House will, on Friday, 31st January, resolve itself into a Committee of the Whole, to consider the desirability of bringing in a Bill to exempt certain Contracts from the Law of Partnerships.
Question put and passed.
7. HOMEBUSH AND BURWOOD RAILWAY STATIONS ("*Formal*" Motion):—Mr. Lucas moved, pursuant to Notice, (*as amended with the concurrence of the House*), That there be laid upon the Table of this House, a Return shewing the number of Passenger Trains running to, from, and past the Homebush and Burwood Railway Stations daily, and the time of their arrival and departure; also, the number of tickets issued, and the amount received for travelling by the several trains to and from the several stations between Homebush and Sydney, both inclusive; also, the number of tons of wood consigned to the Newtown Station during the month of November, 1867, and the month of November, 1872; also, the approximate weight of the engine, tender, break-van, and carriages, &c., which constitute the several trains, their cost per mile running, including all expenses appertaining to them.
Question put and passed.
8. SCHOOL FEES:—Captain Onslow moved, pursuant to Notice, That there be laid upon the Table of this House, a Return taken from the Fee Account Books of the various Schools under the Council of Education, showing,—
- (1.) The number of pupils by or for whom no school fees were paid during the quarter ended 31st December, 1872.
 - (2.) The number of pupils by or for whom a less rate of fee has been paid than that authorized by the Council of Education.
 - (3.) The whole amount of fees paid during the quarter ended 31st December, 1872, the number of pupils on the rolls, and the average daily attendance, distinguishing each class of school.
- Debate ensued.
Question put and passed.
9. ROMAN CATHOLIC DENOMINATIONAL SCHOOL, ADELONG:—Mr. Hoskins moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House a copy of the record made by the Council of Education of their refusal to grant a salary to the Teacher of the Roman Catholic Denominational School at Adelong.
Question put and passed.
10. CUSTOMS SEIZURE OF GOODS *ex* "ASCALON":—Mr. Macintosh moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of presenting an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for 1873 the sum of £40 17s. 11d., to be paid to Messrs. Chas. Moore and Co., of Sydney, being the difference between the amount paid by the Collector of Customs to the said Messrs. Chas. Moore and Co., and the amount realized on the sale of certain goods seized

seized and sold by the said Collector of Customs, being the property of the said Chas. Moore and Co., and imported by them in a ship named the "Ascalon," and more particularly referred to and set forth in a Report, with the evidence appended, by a Select Committee of this House, and presented on the 9th day of August, 1872.

Debate ensued.

Question put.

The House divided.

Ayes, 9.

Mr. Clarke,
Mr. Lucas,
Mr. Hill,
Mr. Rodd,
Mr. Burns,
Mr. Oakes,
Mr. Webb,

Tellers.

Mr. Macintosh,
Mr. Nelson.

Noes, 29.

Mr. Parkes,	Mr. Bennett,
Mr. G. A. Lloyd,	Mr. Thomas Brown,
Mr. Farnell,	Mr. Abbott,
Mr. Butler,	Mr. Forster,
Mr. Sutherland,	Mr. Cummings,
Mr. Innes,	Mr. Hannell,
Mr. W. C. Browne,	Mr. Tunks,
Mr. Hurley, (<i>Narellan</i>)	Mr. De Salis,
Mr. Greville,	Mr. Taylor,
Mr. Jacob,	Mr. Creed,
Mr. Teece,	Mr. Hurley, (<i>Central Cumberland</i>)
Mr. Moses,	
Mr. Terry,	Tellers.
Mr. Neale,	
Mr. Stewart,	Mr. Raphael,
Mr. Scholey,	Mr. Hoskins.

And so it passed in the negative.

11. FIELD OF MARS COMMON:—Mr. Tunks moved, pursuant to Notice, That the Petition presented by him on 20th January, from certain Residents of Ryde and Hunter's Hill, relative to the Field of Mars Common, be printed.
Question put and passed.

12. PUBLIC SCHOOLS ACT:—The Order of the Day for the resumption of the adjourned Debate on the motion of Mr. Forster "That this House is of opinion that" a Bill for the amendment of the "Public Schools Act of 1866 should be introduced during the present Session, and that such Bill, among other matters, should provide for the extension and stricter enforcement of the principle of secular instruction, and for the discontinuance, upon reasonable notice after a certain period to be fixed by law, of assistance from public funds for Denominational Schools,"—upon which Mr. Parkes had moved, pursuant to *Contingent* Notice "That the motion be amended by omitting all the words after 'That this House is of opinion that' and inserting in place thereof the following words,—'the experience of the last six years fully justifies the policy of the Public Schools Act of '1866', and that any interference at the present time with the operation of that Act, and the valuable system of public instruction established under its provisions, would be 'impolitic and prejudicial to the best interests of the people.'"—having been read,—

And the Debate not being resumed,—

Question put, That the words proposed to be omitted stand part of the Question.

The House divided.

Ayes, 16.

Mr. Robertson,	Mr. Lucas,
Mr. Single,	Tellers.
Mr. Garrett,	
Mr. Stewart,	Mr. Macintosh,
Mr. Forster,	Mr. Wearne.
Mr. Hill,	
Mr. R. B. Smith,	
Mr. Hannell,	
Mr. Neale,	
Mr. Terry,	
Mr. Webb,	
Mr. Buchanan,	
Mr. Hurley, (<i>Central Cumberland</i>)	

Noes, 26.

Mr. Parkes,	Mr. De Salis,
Mr. Butler,	Mr. Tunks,
Mr. Innes,	Mr. Nelson,
Mr. G. A. Lloyd,	Mr. Cunneen,
Mr. Farnell,	Mr. Creed,
Mr. Abbott,	Mr. Sutherland,
Mr. Greville,	Mr. W. C. Browne,
Mr. Jacob,	Mr. Bennett,
Mr. Rodd,	Mr. Taylor,
Mr. Clarke,	Mr. Fitzpatrick,
Mr. Scholey,	Tellers.
Mr. Thomas Brown,	
Mr. Cummings,	Mr. Baker,
Mr. Teece,	Mr. Watson.

And so it passed in the negative.

Question proposed, That the words proposed to be inserted in place of the words omitted be there inserted.

Mr. Robertson moved, That the proposed amendment be amended by omitting therefrom all the words after the figures "1866."

Question put, That the words proposed to be omitted stand part of the proposed amendment.

The House divided.

Ayes, 26.

Mr. Parkes,	Mr. Greville,
Mr. Butler,	Mr. Nelson,
Mr. Farnell,	Mr. Rodd,
Mr. G. A. Lloyd,	Mr. W. C. Browne,
Mr. Sutherland,	Mr. De Salis,
Mr. Innes,	Mr. Teece,
Mr. Thomas Brown,	Mr. Fitzpatrick,
Mr. Hurley, (<i>Narellan</i>)	Mr. Creed,
Mr. Cummings,	Mr. Taylor,
Mr. Baker,	Mr. Bennett,
Mr. Abbott,	Tellers.
Mr. Tunks,	
Mr. Scholey,	Mr. Jacob,
Mr. Cunneen,	Mr. Watson.

Noes, 19.

Mr. Robertson,	Mr. Webb,
Mr. Lucas,	Mr. Single,
Mr. J. S. Smith,	Mr. Macintosh,
Mr. Garrett,	Mr. Hannell,
Mr. Phelps,	Tellers.
Mr. Burns,	
Mr. Booth,	Mr. R. B. Smith,
Mr. Wearne,	Mr. Stewart.
Mr. Hill,	
Mr. Terry,	
Mr. Forster,	
Mr. Buchanan,	
Mr. Hurley, (<i>Central Cumberland</i>)	

And so it was resolved in the affirmative.

Question

Question then,—That the words “the experience of the last six years fully justifies the policy of the Public Schools Act of 1866, and that any interference at the present time with the operation of that Act, and the valuable system of public instruction established under its provisions, would be impolitic and prejudicial to the best interests of the people,” be inserted in place of the words omitted from the Original Question,—put and passed.

Whereupon Question put,—That this House is of opinion that the experience of the last six years fully justifies the policy of the Public Schools Act of 1866, and that any interference at the present time with the operation of that Act, and the valuable system of public instruction established under its provisions, would be impolitic and prejudicial to the best interests of the people.

The House divided.

Ayes, 26.

Mr. Parkes,	Mr. Scholey,
Mr. Butler,	Mr. Cunneen,
Mr. Farnell,	Mr. Greville,
Mr. G. A. Lloyd,	Mr. Nelson,
Mr. Sutherland,	Mr. Rodd,
Mr. Innes,	Mr. W. C. Browne,
Mr. Thomas Brown,	Mr. De Salis,
Mr. Hurley, (<i>Narellan</i>)	Mr. Teece,
Mr. Cummings,	Mr. Fitzpatrick,
Mr. Watson,	Mr. Creed,
Mr. Jacob,	<i>Tellers.</i>
Mr. Baker,	
Mr. Abbott,	Mr. Taylor,
Mr. Tunks,	Mr. Bennett.

Noes, 9.

Mr. Webb,
Mr. J. S. Smith,
Mr. Forster,
Mr. Hill,
Mr. Wearne,
Mr. Booth,
Mr. Garrett,
<i>Tellers.</i>
Mr. Phelps,
Mr. Stewart.

And so it was resolved in the affirmative.

13. POSTPONEMENT:—The Order of the Day for the second reading of the Fire Brigades Bill postponed, on motion of Mr. Innes, until Friday next.

The House adjourned, on motion of Mr. Parkes, at sixteen minutes before Eleven o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 33.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 22 JANUARY, 1878.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Charge of Cattle-stealing against John Maxwell Irving:—Mr. Buchanan asked the Attorney General, pursuant to Notice,—

(1.) Is it true that James Donnelly, free selector, near Dubbo, charged John Maxwell Irving, of Terramongamine, squatter, before the Bench of Magistrates at Dubbo, with cattle-stealing?

(2.) Will the Attorney General state what decision the Bench arrived at, and the names of the Magistrates who presided?

(3.) Did one of the Magistrates, who acted as spokesman in giving the decision of the Bench, say that the prisoner had acted very injudiciously in branding the steer, and, while saying this, order it to be given up to him, although Donnelly had put in an application for it?

(4.) Was the prisoner allowed to leave the Court, both at adjournments for refreshment and on remands, without bail being demanded?

(5.) Will the Attorney General read the information and depositions in this case, and if he should be of opinion that a very glaring miscarriage of justice has taken place through the action of the Magistrates, will he cause an information for cattle-stealing to be preferred against Irving?

(6.) Has the Attorney General any objection to lay the information and depositions upon the Table of the House; and, if not, will he do so without delay?

(7.) Is the Attorney General aware that the Magistrates who tried this case are all intimate friends of Irving's, and, as this is a most important fact, easily ascertained, will the Attorney General ascertain if this is true, if he is at present ignorant on the subject?

Mr. Butler answered,—

(1.) Yes.

(2.) The Bench dismissed the case. The Justices were Dr. Tebbutts and James Samuels, jun.

(3.) One of the Justices, I am informed, said the prisoner acted indiscreetly in branding the beast in question, being of opinion that he ought to have first found out whose brand was already on the animal. The Bench ordered the steer to be given up to Irving, being of opinion it was his property.

(4.) Yes.

(5.) I will read the information and depositions, and take such steps as I shall consider right under the circumstances.

(6.) I have no objection to lay the information and depositions upon the Table of the House when they come to hand.

(7.) I am informed they were not intimate friends of Irving's.

- (2.) The Prisoners Spencer and Magee:—Mr. Buchanan asked the Attorney General, pursuant to Notice,—

(1.) Will the Attorney General inform the House what has been done in the case of the prisoner Spencer, found guilty of wilful murder at the last Bathurst Assizes; sentence, death recorded?

(2.) Will the Attorney General give similar information in reference to the prisoner Magee, found guilty of wilful murder at the same Assizes; sentence, death recorded?

(3.) In any conclusion that has been come to, in either case, was it arrived at by His Excellency the Governor without consulting his advisers?

(4.) Had the Ministers of the Crown either of the above cases before them, or had they anything to do with the decision that has been arrived at?

Mr.

Mr. Butler answered,—

- (1.) The sentence upon the prisoner Spencer has been commuted into imprisonment for three years.
- (2.) The sentence upon the prisoner Magee has been commuted into imprisonment for five years, with hard labour.
- (3.) The exercise of the prerogative of mercy rests absolutely and exclusively with His Excellency the Governor, as the representative of Her Majesty.
- (4.) The cases did not come before Ministers.

(3.) Quarter Sessions, Western Districts :—Mr. Buchanan asked the Attorney General, pursuant to Notice,—

(1.) Is the Attorney General aware that at almost every sittings of the Quarter Sessions in the Western District numerous criminal cases are postponed till next Sittings without any reason being assigned, to the great inconvenience of prisoners, who are ready with their witnesses, counsel, &c., and who may, as is frequently the case, be unable to secure the attendance of those witnesses and counsel a second time?

(2.) Is it true that, at the last Sittings of the Mudjee Quarter Sessions, the following cases were postponed without reason assigned :—Magee, forgery, twice postponed, no reason assigned; McCoy, cattle-stealing, once postponed; Warmoul, cattle-stealing, once postponed; De Courcy Browne, libel on the Administration of Justice, similarly postponed?

Mr. Butler answered,—

(1.) I am not aware that numerous criminal cases are postponed till the next sitting at every Court of Quarter Sessions in the Western Districts, or at any of such Courts. I am informed that postponements occasionally take place on account of the interests of justice, and that reasons are almost invariably given for such postponements, though the reasons for postponements have been refused in a few instances, under the special circumstances, and the manner of asking for them.

(2.) The cases referred to were postponed: Magee's case, owing, as I am informed, to the absence of a material witness; McCoy and Warmoul's were one case and not two cases, and the case was postponed in the absence of McCoy, as it was deemed advisable that they should be tried together, but Warmoul was admitted to bail on his own recognizances. Mr. Browne's case, I am informed, was postponed because one of the prosecutors was absent in Queensland, and another suggested that the prosecution might be abandoned.

(4.) Water Supply at Hill End :—Mr. J. S. Smith asked the Secretary for Public Works, pursuant to Notice,—What steps have the Government taken, according to promise last Session, with reference to the water supply at Hill End?

Mr. Sutherland answered,—Surveys and sections have been made by the local road officer for the most suitable water supply in the vicinity, and estimates and report are now being prepared. A sum of £400 has been placed on Estimates to provide for raising a dam and furnishing pumps and tanks as a temporary supply, but the claims pumping into proposed dam have now ceased to furnish sufficient water, and inquiries are being made as to a more suitable place for temporary supply.

(5.) Gundaroo and Gunning Road :—Mr. Forster asked the Secretary for Public Works, pursuant to Notice,—

(1.) Has a Petition to the Government from certain residents or persons interested, praying that the road between Gundaroo and Gunning shall be placed upon the Parliamentary Schedule, been received?

(2.) If so, what course do the Government intend taking with reference to the prayer of such Petition?

Mr. Sutherland answered,—No Petition of the sort appears to have been received, either at the Works or Lands Offices.

(6.) Entertainment to Delegates from neighbouring Colonies :—Mr. Forster asked the Colonial Secretary, pursuant to Notice,—

(1.) Is it the intention of the Government to take any steps for entertaining, at the public expense, certain Delegates from neighbouring Colonies?

(2.) If so, from what fund, and by what authority?

(3.) What will be the probable expense?

Mr. Parkes answered,—Any entertainment which may be given to the Intercolonial Delegates by the Government will be paid for by the Members of the Government.

2. ADJOURNMENT :—Mr. Buchanan moved, That this House do now adjourn.
Question put and negatived.

3. STEAM DREDGE "FITZ ROY" :—Mr. R. B. Smith presented a Petition from Workmen and Mechanics employed on board the Steam Dredge "Fitz Roy," on the subject of their wages; and praying for inquiry into the matter.
Petition received.

4. COLONIAL DEFENCE BILL ("Formal" Motion) :—Mr. Parkes moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to make better provision for the Military Defence of the Colony.
Question put and passed.

5. COLONIAL AGENCY REGULATION BILL :—Mr. Parkes moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the expediency of bringing in a Bill to limit the term of Office and regulate the duties of the Agent General in London.
Debate ensued.
Question put and passed.

6. POSTPONEMENTS :—The following Orders of the Day postponed :—

(1.) Lunacy Bill; second reading	} on motion of Mr. Parkes, until Wednesday, 5th February.
(2.) Criminal Law Consolidation and Amendment Bill; second reading.	
(3.) Equity Consolidation and Reform Bill; second reading.	} on motion of Mr. Parkes, until Thursday, 30th January.
(4.) Friendly Societies Bill; second reading.	
(5.) Real Property Act Amendment Bill; second reading.	
(6.) Blackwattle Bay Land Reclamation Bill; second reading.	
(7.) City Properties Leasing and Improving Bill; resumption of the adjourned Debate on the motion of Mr. Farnell "That this Bill be now read a second time."	
(8.) Distribution of Funds in Perry's Estates Bill; second reading;—on motion of Mr. Butler, until Wednesday, 5th February.	
(9.) Mining Bill; resumption of the adjourned Debate on the motion of Mr. Innes "That this Bill be now read a second time";—on motion of Mr. Parkes, until Thursday, 6th February.	
(10.) Navigation Act Amendment Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to amend, in certain particulars, the Navigation Act of 1871;—on motion of Mr. Parkes, until Thursday, 30th January.	

7. SUPPLY :—The Order of the Day having been read,—Mr. Parkes moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of Supply, and that Mr. Burns do take the Chair of the said Committee for this day.

Question put and passed.

Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

And the Committee continuing to sit till after Midnight,—

THURSDAY, 23 JANUARY, 1873, A.M.

The Speaker resumed the Chair; and Mr. Burns reported that a Point of Order had arisen in the Committee, and obtained leave to sit again so soon as that Point of Order had been decided by the Speaker.

Mr. Burns then stated that an item being under consideration, viz.:—"Repayment to Mr. James Rodd of costs incurred in action, *Hassall v. Rodd*, with interest, £902";—The Honorable Member for Camden, Mr. Garrett, objected to the Honorable the Attorney General voting thereon, he having admitted that he had been employed as paid Counsel for the defendant,—which objection he (Mr. Burns) declined to entertain, in consequence of the Attorney General stating that he had been paid his fees, and denying that he had any pecuniary interest in the item.

Upon which he was directed to report the following Point of Order for the Speaker's decision :—

"That, in Committee of Supply, an item being proposed of £902, repayment to Mr. James Rodd for costs incurred in the action *Hassall v. Rodd*, with interest, and the Honorable the Attorney General having admitted, during debate thereon, that he was engaged as paid Counsel in that case, has no right to vote on the item proposed."

And Mr. Garrett having addressed the House,—

The Honorable the Attorney General disclaimed having any pecuniary interest in the vote.

The Speaker said that the House was bound to accept the Honorable Gentleman's assurance that he had no pecuniary interest in the matter.

Whereupon, on motion of Mr. Butler, the Speaker left the Chair, and the Committee resumed.

And the Committee continued to sit, without reporting, until Four o'clock, P.M., on Thursday, 23rd January,—at which time the Speaker took the Chair.

(See Votes and Proceedings, No. 34.)

W. M. ARNOLD,
Speaker.

New South Wales.

No. 34.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 23 JANUARY, 1873.

1. The Speaker, pursuant to Standing and Sessional Orders of the House, took the Chair at Four o'clock P.M.

QUESTION:—Ventilation of Coal Mines:—Mr. Hannell asked the Secretary for Lands, pursuant to Notice,—

- (1.) Has any report been received by the Government from the Examiner of Coal Fields respecting the necessity for the better ventilation of Coal Mines?
- (2.) If such report has been received, will the Minister lay it upon the Table of this House, with the view of having it printed for general information?

Mr. Farnell answered,—I have not had an opportunity of going to the office to-day, but I think I can answer the Honorable Member's question from memory, pretty accurately. I have received a report from the Examiner of Coal Fields with reference to the necessity for a Bill for the better ventilation of Coal Mines, and have no objection to lay it upon the Table of the House. I will do so, and move that it be printed.

2. STEAM DREDGE "FITZ ROY" ("Formal" Motion):—Mr. R. B. Smith moved, pursuant to Notice, That the Petition presented by him on the 22nd January, from the Workmen and Mechanics on board the Government dredge "Fitz Roy," on the subject of their wages, be printed.
Question put and passed.

3. POSTPONEMENTS:—The following Orders of the Day postponed, on motion of Mr. Parkes, until Monday next:—

- (1.) Legislative Council Bill; second reading.
- (2.) Colonial Defence Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to make better provision for the Military Defence of the Colony.
- (3.) Colonial Agency Regulation Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to limit the term of office and regulate the duties of the Agent General in London.

4. SUPPLY:—The Order of the Day having been read,—Mr. Parkes moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of Supply, and that Mr. Burns do take the Chair of the said Committee for this day.

Question put and passed.

Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

And the Committee continuing to sit till after Midnight,—

FRIDAY, 24 JANUARY, 1873, A.M.

The Speaker resumed the Chair; and Mr. Burns reported progress, and obtained leave to sit again so soon as the following Question of Order which had arisen in the Committee should have been decided by the Speaker:—

The Honorable Member for West Sydney (Mr. Robertson), referring to the Honorable the Colonial Secretary, used the following words:—"The cowardly course of conduct pursued by the Honorable Gentleman."

On motion of Mr. Parkes the words were taken down.

Mr.

Mr. Burns said that he considered the words had been used in an offensive manner, and expressed his opinion that they were disorderly, and ought to be withdrawn,—to which ruling *Mr. Robertson* objected, and moved that the words be referred to the Speaker.

Debate ensued.

Mr. Robertson then addressed the House, explaining the circumstance which led to the use of the words.

The Speaker said that words applied offensively, and calculated to create disorder, ought not to be used in debate, and as the Chairman had stated that he considered the words had been used offensively, they ought to be withdrawn.

And *Mr. Robertson* stating that he had no intention of using the words in an offensive manner— withdrew them.

On motion of *Mr. Butler* the Speaker left the Chair, and the Committee resumed.

The Speaker resumed the Chair; and *Mr. Burns* reported progress, and obtained leave to sit again.

5. POSTPONEMENT :—The Order of the Day for the resumption of the Committee of Ways and Means postponed, on motion of *Mr. Parkes*, until Monday next.
6. JEWISH PHILANTHROPIC AND ORPHAN SCHOOL :—The Order of the Day for the consideration in Committee of the Whole of the propriety of presenting an Address to His Excellency the Governor, praying that a sum of £300 may be placed on the Additional or Supplementary Estimates for the present year, as a grant to the Jewish Philanthropic and Orphan Society of New South Wales,—having been read,—

Mr. Nelson moved, That the Speaker do now leave the Chair.

Motion by leave withdrawn.

On motion of *Mr. Nelson* the Order of the Day postponed until Friday, 7th February.

The House adjourned at five minutes before Six o'clock, A.M., until Four o'clock P.M. This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 35.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 24 JANUARY, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTION:—Parramatta Park:—*Mr. Burns*, on behalf of *Mr. Wearne*, asked the Secretary for Lands, pursuant to Notice,—

(1.) For what purpose was that portion of the Parramatta Domain known as the Parramatta Park given?

(2.) Have the Trustees power to charge the public for entering the Park at any time?

(3.) Is the Secretary for Lands aware that for some years past, especially on holidays, several entrances to that ground are guarded by the police, and money demanded for entrance?

(4.) Have the Trustees, or any other persons, power to exclude the public from that portion of the Parramatta Park known as the Race-course?

(5.) Is the Minister aware that charges have been made by a Race Committee; and, if so, what becomes of the money?

(6.) Is the Minister aware that the right of charging toll for entrance to the ground on Tuesday, the 28th instant, has been sold at public auction; and, if so, what steps will be taken in the matter?

Mr. Farnell answered,—

(1.) It was set apart for, and granted as, a Park for promoting the health and recreation of the inhabitants of Parramatta.

(2.) Yes.

(3.) I am aware.

(4.) The Trustees have power to make regulations for regulating the use and enjoyment of the Park. The Lessees of the Race-course have power to exclude the public.

(5.) I am aware; the money, I believe, is paid into the Race Fund.

(6.) I am aware; no steps will be taken in the matter, because I have no right or power to interfere.

2. *WILLIAM JAMES STEERE*:—*Mr. Lucas* presented a Petition from *William James Steere*, late Boatman in the Customs Department, Broken Bay, relative to his dismissal from the Public Service; and praying for an investigation into his case.
Petition received.

3. ADJOURNMENT:—*Mr. Terry* moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

4. POSTPONEMENT:—The Order of the Day in reference to the Cattle Sale Yards Act Amendment Bill postponed, on motion of *Mr. Burns*, until Friday next.

5. PETERSHAM CHURCH GRANT BILL:—*Mr. Allen* moved, That this Bill be now read a second time.

Debate ensued.

Question put.

The

The House divided.

Ayes, 24.

Mr. Parkes,	Mr. Onkes,
Mr. Butler,	Mr. Terry,
Mr. Sutherland,	Mr. Moses,
Mr. G. A. Lloyd,	Mr. Nowlan,
Mr. Hannell,	Mr. Rodd,
Mr. Farnell,	Mr. Abbott,
Mr. Hurley (<i>Narellan</i>),	Mr. Fitzpatrick,
Mr. Cunneen,	Mr. Macintosh,
Mr. Bennett,	Mr. Burns,
Mr. Booth,	<i>Tellers.</i>
Mr. Stewart,	
Mr. Cummings,	Mr. W. C. Browne,
Mr. Scholey,	Mr. Allen.

Noes, 4.

Mr. Forster.
Mr. Buchanan,
Tellers.
Mr. Raphael,
Mr. J. S. Smith.

And so it was resolved in the affirmative.

Bill read a second time.

Mr. Allen moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for consideration of the Bill, and that *Mr. Burns* do take the Chair in Committee for this day.

Question put and passed.

Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

The Speaker resumed the Chair; and *Mr. Burns* having reported the Bill with an amendment, on motion of Mr. Allen (*with the concurrence of the House*) that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for Monday next.

6. SYDNEY CORPORATION ACT AMENDMENT BILL:—Mr. Raphael having presented this Bill, Bill, intitled "*A Bill to amend the Sydney Corporation Act of 1857*,"—read a first time.

Ordered to be printed, and that the second reading of the Bill stand an Order of the Day for Tuesday, 11th February.

7. POSTPONEMENTS:—

(1.) The Order of the Day for the second reading of the Custody of Infants Bill postponed, on motion of Mr. Stewart, until Friday, 7th February.

(2.) The Order of the Day for the second reading of the Town Hall Site Bill postponed, on motion of Mr. Macintosh, to follow next after the Order of the Day for the second reading of the Duration of Parliaments Shortening Bill.

8. COLLIERIES BILL:—Mr. Hannell moved; That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

On motion of Sir James Martin the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and *Mr. Burns* reported progress and obtained leave to sit again on Wednesday next.

9. VOLUNTEER ADMISSION BILL:—The Order of the Day for the second reading of this Bill discharged, and Bill withdrawn, on motion of Mr. Forster.

10. CEMETERIES REGULATION BILL:—The Order of the Day for the second reading of this Bill discharged, and Bill withdrawn, on motion of Mr. Forster.

11. POSTPONEMENT:—The Order of the Day for the second reading of the Duration of Parliaments Shortening Bill postponed, on motion of Mr. Burns, until Friday, 7th February.

12. TOWN HALL SITE, BILL:—Mr. R. B. Smith proceeding to move the second reading of this Bill,—

Notice was taken that there was not a Quorum present.

Whereupon the Speaker counted the House, and there being only sixteen Members present, exclusive of the Speaker, namely,—Mr. Allen, Mr. Baker, Mr. Burns, Mr. Creed, Mr. Farnell, Mr. Fitzpatrick, Mr. Forster, Mr. Hannell, Mr. Hill, Mr. Hoskins, Mr. Hurley (*Central Cumberland*), Mr. Macintosh, Mr. Nowlan, Mr. J. S. Smith, Mr. R. B. Smith, and Mr. Sutherland,—the Speaker adjourned the House at a quarter before Nine o'clock, until *Monday next*, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 36.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

MONDAY, 27 JANUARY, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

PAPERS:—Mr. Sutherland laid upon the Table the following Papers:—

- (1.) Subordinate Roads under Department.—Classification and proposed Distribution for 1873.
 (2.) Subordinate Roads under Trustees.—Classification and proposed Distribution for 1873.
 Ordered to be printed.

2. SPECIAL ADJOURNMENT ("Formal" Motion):—Mr. Parkes moved, pursuant to Notice, That this House, at its rising this day, do adjourn until Wednesday next, the 29th instant.
 Question put.
 The House divided.

Ayes, 22.

Mr. Parkes,	Mr. Abbott,
Mr. Butler,	Mr. Hay,
Mr. Farnell,	Mr. Phelps,
Mr. G. A. Lloyd,	Mr. Oakes,
Mr. Sutherland,	Mr. Wearne,
Mr. Innes,	Mr. Warden,
Mr. Single,	Mr. Fitzpatrick,
Mr. Macleay,	Mr. Stephen Brown,
Mr. Hill,	Tellers.
Mr. Bennett,	
Mr. Cunneen,	Mr. Raphael,
Mr. Macintosh,	Mr. Burns.

Noes, 3.

Mr. Forster,

Tellers.

Mr. Buchanan,
Mr. Stewart.

And so it was resolved in the affirmative.

3. POSTPONEMENTS:—The following Orders of the Day postponed, on motion of Mr. Parkes, until Wednesday next:—
 (1.) Legislative Council Bill; second reading;
 (2.) Colonial Defence Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to make better provision for the Military Defence of the Colony.
 (3.) Colonial Agency Regulation Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to limit the term of office and regulate the duties of the Agent General in London.
4. SUPPLY:—The Order of the Day having been read,—Mr. Parkes moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of Supply, and that, in the absence of the Chairman of Committees through continued indisposition, Mr. Burns do take the Chair of the said Committee for this day.
 Question put and passed.
 Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

And the Committee continuing to sit till after Midnight,—

TUESDAY, 28 JANUARY, 1873, A.M.

The Speaker resumed the Chair; and Mr. Burns reported progress, and obtained leave to sit again.

The House adjourned, on motion of Mr. Parkes, at four minutes after One o'clock A.M., until Wednesday next, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 37.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 29 JANUARY, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) The Prisoners Spencer and Magee:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—

(1.) Is it true that the prisoner Spencer, found guilty of wilful murder at the last Bathurst Assizes, with no recommendation to mercy, and whose sentence was death recorded, which sentence has since been, by His Excellency the Governor, reduced to three years imprisonment, is at present enjoying exceptional treatment in gaol, namely, getting any food he likes to order, wearing his own clothes, liberty to write and receive letters, a separate room (not a cell) to sit in all day if he chooses, and is not compelled to mix with the other prisoners?

(2.) Is it true that the prisoner Magee, found guilty of wilful murder at the last Bathurst Assizes, with no recommendation to mercy, and whose sentence was death recorded, which sentence has since been, by His Excellency the Governor, reduced to five years imprisonment with hard labour, is at present enduring solitary confinement, that he is forced to wear the prison garb, and compelled to eat the prison fare, that he is not allowed to receive or write letters?

(3.) Is it true that the prisoner Spencer is the son of a British Admiral, and is also related to one of the neighbouring Governors of one of Her Majesty's dependencies, and that many petitions were presented and great influence used to reduce his sentence?

(4.) Is it true that the prisoner Magee is a publican, and that no petitions were presented to His Excellency in his favour, and no influence used to represent his case to the Governor in its true aspect?

Mr. Parkes answered,—The commuted sentence of the prisoner Spencer is three years with simple imprisonment. Under such sentence he is allowed by the gaol regulations, which have the force of law, to wear private clothing, and, if he supports himself, he is not required to perform any gaol work. The prisoner Magee's commuted sentence is five years hard labour on the roads. This sentence, according to the gaol regulations, involves a course of separate treatment, and the conforming in all particulars to the regulations to which prisoners so sentenced are subjected. In respect to both these commuted sentences, I am authorized to say that they were commuted on the recommendation of the Judge who tried the cases. There were memorials and other applications to the Government, none of which, I think, had any undue influence.

- (2.) Entertainment to Delegates from neighbouring Colonies:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—

(1.) Is the Government aware of any intention on the part of this Parliament to entertain the Delegates from the different Colonies; and, if so, is it true that the expense of said entertainment is to be paid out of the public purse, instead of out of the pockets of the gentlemen giving the entertainment?

(2.) Is the Government aware that a meeting of Members of this Parliament was held in one of the antechambers, when it was resolved to entertain the Delegates with money belonging to the people of New South Wales, or, in other words, at the public expense?

(3.) Will the Government take care that the people of New South Wales are secured against this injury, by giving the Parliament an opportunity of discussing and voting upon the subject before the money is spent?

(4.) Has the Colonial Secretary ever known an instance where the public money was voted away by a few Members of Parliament, behind the back of Parliament, and in a private meeting among themselves?

Mr.

Mr. Parkes answered,—

(1.) The Government is aware that there is an intention on the part of Parliament to invite the Representatives of the other Colonies, now in Sydney, to some entertainment—I believe a public banquet.

(2.) The Government is also aware that a meeting of Members of Parliament was held on this subject in one of the anterooms of the House.

(3 & 4.) No communication has been made to me on the subject; and, if any should be made, I shall deal with it in a manner which I shall have great pleasure in laying before Parliament.

(3.) Conveyance of Prisoners by Coaches :—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—

(1.) Is the Colonial Secretary aware that it is the practice to send manacled prisoners by the coaches running between the various country towns in the interior, when, in many instances, ladies and gentlemen are compelled to sit alongside of, and between, criminals of the lowest type, for hours together?

(2.) Is the Colonial Secretary aware that a short time ago, namely, Tuesday, the 21st of this month, the coach between Hill End and Bathurst brought five prisoners in chains, who were, as usual, mixed up with the other passengers?

(3.) Will the Colonial Secretary try to remove this disagreeable state of things, by sending the criminals in a separate conveyance?

Mr. Parkes answered,—

(1.) It is the practice to convey prisoners by coaches from one place to another in the interior, no other means of transit being generally available.

(2.) I have no information regarding the escort of prisoners from Hill End referred to.

(3.) When there is a sufficient number of prisoners for escort to warrant a separate vehicle being engaged, that course is adopted, but sometimes the escort of a less number cannot be delayed.

(4.) School of Arts, Gulgong :—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to place £100 on the Supplementary Estimates for the Gulgong School of Arts?

Mr. Parkes answered,—A sum for this purpose will be placed on the Supplementary Estimates.

(5.) Locomotives :—Mr. Wearne asked the Secretary for Public Works, pursuant to Notice,—

(1.) Whose tenders were accepted by the Government for supplying Locomotives, as last advertised for by the Government?

(2.) If more than one firm, how many Locomotives were ordered from each firm?

(3.) What is to be the cost of each Locomotive?

(4.) Was it not intended by the Parliament, when the matter was under discussion in this House, that the Locomotives were to be made in this Colony?

(5.) Is the Minister for Works aware that the contractors have sent, or intend sending, to Europe for these Locomotives?

(6.) If so, what action will the Minister for Works take in the matter?

Mr. Sutherland answered,—

(1.) The tender of Messrs. Vale and Lacy, who subsequently, with the consent of the Government, associated Mr. Thomas S. Mort in the contract.

(2.) The Government recognise only one firm, viz., Messrs. Vale, Lacy, and T. S. Mort, to whom all orders for Locomotives are given. Eighteen were ordered.

(3.) £3,450.

(4.) Yes; except, of course, those portions of the Locomotives which, in the absence in the Colony of the requisite facilities for manufacturing them, it was necessary to import.

(5 & 6.) The contractors have applied for the payment in London; as heretofore, of a percentage upon the invoice value of the material which it is necessary to import. The engines under the contract have been ordered in the usual way, and I am not aware that the contractors contemplate any departure from the usual course.

2. PAPERS :—

Mr. Farnell laid upon the Table the following Papers :—

(1.) Abstract of Crown Lands reserved from Sale, until Surveyed, for the preservation of Water Supply, or other public purposes, in accordance with 4th section of the Act 25 Vic., No. 1,—from 19th December, 1872, to 20th January, 1873.

(2.) Abstract of Crown Lands authorized to be dedicated to Religious and Public Purposes, in accordance with the 5th section of the same Act,—No. 1 of 1873.

Ordered to be printed.

Mr. Parkes laid upon the Table, Despatches respecting Mail Service to Europe by way of San Francisco.

Ordered to be printed.

3. POSTPONEMENTS :—The following Orders of the Day postponed, on motion of Mr. Parkes, until to-morrow :—

(1.) Legislative Council Bill; second reading.

(2.) Colonial Defence Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to make better provision for the Military Defence of the Colony.

(3.) Colonial Agency Regulation Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to limit the term of office and regulate the duties of the Agent General in London.

4. SUPPLY :—The Order of the Day having been read,—on motion of Mr. Parkes, the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day.

5. FURTHER SUPPLEMENTARY ESTIMATES FOR 1872 AND PREVIOUS YEARS, AND ADDITIONAL ESTIMATE FOR 1873 :—The following Message from His Excellency the Governor was delivered by Mr. G. A. Lloyd, and read by the Speaker :—

HERCULES ROBINSON,
Governor.

Message No. 8.

In accordance with the 54th clause of the Constitution Act, the Governor recommends to the consideration of the Legislative Assembly the accompanying Additional Supplementary Estimates for 1872 and previous Years, and Additional Estimate for 1873.

Government House,

Sydney, 29th January, 1873.

Ordered, on motion of Mr. Lloyd, to be printed, together with the accompanying Estimates, and taken into consideration in Committee of Supply.

6. POSTPONEMENT :—The Order of the Day for the resumption of the Committee of Ways and Means postponed, on motion of Mr. Parkes, to follow after the Order of the Day for the resumption of the Committee of Supply.
7. SUPPLY :—The Order of the Day having been read,—on motion of Mr. Parkes the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

And the Committee continuing to sit till after Midnight,—

THURSDAY, 30 JANUARY, 1873, A.M.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.

The Chairman also reported that the Committee had come to certain Resolutions.

Ordered, on motion of the Chairman, (*with the concurrence of the House*) that the said Resolutions be now received.

The Chairman then reported the Resolutions, which were read a first time, as follows :—

SUPPLEMENTARY ESTIMATES FOR 1872 AND PREVIOUS YEARS.

Services of 1870 and previous Years.

No. III.—COLONIAL SECRETARY.

(3.) Resolved, that there be granted to Her Majesty, a sum not exceeding £9 2s., to defray supplementary charge under the head "Miscellaneous," for burial of destitute persons in cases where inquests are not held, 1868, further sum.

No. V.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

(4.) Resolved, that there be granted to Her Majesty, a sum not exceeding £81 3s. 7d., to defray supplementary charge under the head "Harbours, Light-houses, and Pilot Department,"—being for Coast Light-houses, 1868, further sum.

No. VI.—SECRETARY FOR LANDS.

(5.) Resolved, that there be granted to Her Majesty, a sum not exceeding £16 13s. 6d., to defray supplementary charge for expenses incurred by the Crown Solicitor in the service of Writs in Victoria for the recovery of overdue rents of Runs.

No. VII.—SECRETARY FOR PUBLIC WORKS.

(6.) Resolved that there be granted to Her Majesty, a sum not exceeding £20 13s. 6d., to defray supplementary charge for Harbours and Rivers Navigation,—being £17 11s. 6d. for Harbour and River Surveys, 1869–70, further sum; and £3 2s. for incidental expenses to Wharfs, Bridges, &c., 1869–70, further sum.

(7.) Resolved, that there be granted to Her Majesty, a sum not exceeding £30 9s. 11d., to defray supplementary charge for Public Works and Buildings, 1870,—being Additions, &c., Lunatic Asylum, Gladesville, further sum.

(8.) Resolved, that there be granted to Her Majesty, a sum not exceeding £92 8s., to defray supplementary charge for Roads and Bridges, 1870,—being to cover expenditure on account of the repair of and painting Bridges, temporarily charged to the Appropriations of 1871.

Services of 1871.

No. III.—COLONIAL SECRETARY.

(9.) Resolved, that there be granted to Her Majesty, a sum not exceeding £13 1s. 6d., to defray supplementary charge for Industrial School, Newcastle, further sum.

(10.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,395 1s. 1d., to defray supplementary charge for the support of Paupers in Colonial Hospitals,—being to meet the expense of Pauper Patients received into the Sydney Infirmary and the Asylum for the Infirm and Destitute, on Colonial Secretary's tickets, during the year 1871, further sum.

No. V.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

(11.) Resolved, that there be granted to Her Majesty, a sum not exceeding £19 0s. 5d., to defray supplementary charge under the head "Miscellaneous,"—being £12 10s. for exchange on remittances, further sum; and £6 10s. 5d. for Duty Stamps, further sum.

(12.) Resolved, that there be granted to Her Majesty, a sum not exceeding £400, to defray supplementary charge for Stores and Stationery for the Public Service generally, further sum.

No.

No. VII.—SECRETARY FOR PUBLIC WORKS.

(13.) Resolved, that there be granted to Her Majesty, a sum not exceeding £13 13s., to defray supplementary charge, being £6 13s. 6d. for Steam Dredge "Pluto"—Contingencies—further sum; and £6 19s. 6d. for Steam Dredge "Vulcan"—Contingencies—further sum.

No. VIII.—POSTMASTER GENERAL.

(14.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,587 17s. 3d., to defray supplementary charge for Conveyance of Mails, being expense of Steam Postal Communication with Great Britain *via* Suez, 1871, further sum.

Services of 1872.

No. III.—COLONIAL SECRETARY.

(15.) Resolved, that there be granted to Her Majesty, a sum not exceeding £167 15s. 11d., to defray supplementary charge for Volunteers,—being £150 for Clothing for additional Men in Engineer Corps; and £17 15s. 11d., for Expenses incurred in the retention of Gunner M'Combe.

(16.) Resolved, that there be granted to Her Majesty, a sum not exceeding £100, to defray supplementary charge for Industrial Schools,—being difference between the amount voted by the Legislative Assembly, (£3,563) and the sum inserted in the Appropriation Act £3,463.

(17.) Resolved, that there be granted to Her Majesty, a sum not exceeding £300, to defray supplementary charge for Grants in aid of Public Institutions,—being in aid of the erection of a Building, Orange Mechanics' Institute, in the proportion of £1 for every £3 contributed.

(18.) Resolved, that there be granted to Her Majesty, a sum not exceeding £413, to defray supplementary charges for Charitable Allowances,—being in aid of the Building Funds of the under-mentioned Institutions, on condition of £1 for every £2 raised by private contribution, viz.:—£250 for Hospital at Hill End, further sum; and £163 for Hospital at Gulgong, further sum.

(19.) Resolved, that there be granted to Her Majesty, a sum not exceeding £160 15s. 6d., to defray supplementary charge under the head Miscellaneous,—being towards the Expense of the Expedition for the recovery of missing persons wrecked in the "Maria," whilst on a voyage to New Guinea, further sum.

No. IV.—ADMINISTRATION OF JUSTICE.

(20.) Resolved, that there be granted to Her Majesty, a sum not exceeding £500, to defray supplementary charge under the head Quarter Sessions,—being for Allowance to Witnesses and Jurors, further sum.

(21.) Resolved, that there be granted to Her Majesty, a sum not exceeding £549 13s., to defray supplementary charge under the head Miscellaneous,—being £300 for Advance to the Solicitors for the Government in London, on account of Costs in the Appeal to the Privy Council in respect to the Pental Island Question; £200 for advance to the same on account of Expenses of Appeal to the Privy Council in the case of the Oriental Bank Corporation against the Government; £19 13s. for Counsel's Fees in *re* Weston *ats.* Colwell; and £30 for Counsel's Fees in two Suits with reference to merchandise (Customs cases).

No. V.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

(22.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,000, to defray supplementary charge for Allowance to Extra Tide-waiters and Valuers, and for occasional Clerical Assistance, further sum.

(23.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,500, to defray supplementary charge for Stores and Stationery for the Public Service generally, further sum.

(24.) Resolved, that there be granted to Her Majesty, a sum not exceeding £750, to defray supplementary charge under the head Printing, Bookbinding, and Stamp Department,—being Wages of Compositors and others, further sum.

(25.) Resolved, that there be granted to Her Majesty, a sum not exceeding £375, to defray supplementary charge under the head Quarantine,—being £250 for Expenses of Vessels placed in Quarantine, further sum; and £125 for further sum to compensate the 10 men (coal trimmers) taken away in the "Hero" from Newcastle.

(26.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,850 to defray supplementary charge under the head Miscellaneous,—being £5,000 for Exchange on Remittances, further sum; £1,500 for the Transmission of Telegraphic Messages, further sum; £300 for Duty Stamps further sum; and £50 for the relief and conveyance, from Foreign Ports, of distressed Seamen belonging to the Colony.

No. VI.—SECRETARY FOR LANDS.

(27.) Resolved, that there be granted to Her Majesty, a sum not exceeding £532 18s. 11d., to defray supplementary charge under the head Miscellaneous,—being £525 18s. 11d. for half-cost of Survey of the Boundary-line between New South Wales and Victoria, further sum; and £7 to meet the cost of providing for the protection of a recently discovered Cave, on the eastern portion of the Wombeian Caves Reserves.

No. VII.—SECRETARY FOR PUBLIC WORKS.

(28.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,585 7s. 3d., to defray supplementary charge for Public Works under the head Harbours and Rivers Navigation,—being £300 for Iron Punt for Dredge "Hercules," further sum; £1,000 for Tug for Dredge "Hercules," further sum; £60 for Steam Dredge "Hunter"—Salaries, &c., further sum; £56 2s. 6d. for Steam Dredge "Hercules"—Salaries, &c.; £21 16s. 6d. for Steam Dredge "Pluto"—Salaries, &c.; £53 12s. 2d. for Steam Dredge "Vulcan"—Salaries, &c.; £93 5s. 4d. for Steam Dredge "Samson"—Salaries, &c.; 10s. 9d. for Steam Dredge "Fitz Roy"—Salaries, &c.

(29.)

(29.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,123 18s. 9d., to defray supplementary charge under the head Public Works and Buildings,—being £21 4s. 9d. for Earth Closets for the Hospital for Insane, Gladesville; £45 for Erection of Portico, Government House, further sum; £2,000 for ordinary repairs, alterations, and additions to Public Buildings generally, further sum; £57 14s. for Entrance, Botanic Gardens, further sum.

(30.) Resolved, that there be granted to Her Majesty, a sum not exceeding £8,383 1s. 4d., to defray the supplementary charge under the heads "Roads and Bridges and Miscellaneous",—being £5,819 10s. 7d. for Unexpended Balance of Road Votes in 1871, required to be revoted under the Audit Act; £1,000 for Approaches to Balranald Punt, further sum; £1,000 for Tanks and Wells on Road Lachlan to Darling, further sum; £272 5s. 7d. for Repayment of Fines on Contracts 69 and 70, remitted in consequence of heavy flood, further sum; £120 for Lighting Lamps on Newcastle Wharf; and £171 5s. 2d. for Amount Standing to debit of Telegraph Department in Railway Books.

ESTIMATES OF EXPENDITURE—1873.

No. I.—SCHEDULES.

(31.) Resolved, that there be granted to Her Majesty, for the year 1873, a sum not exceeding £1,784 6s. 8d., to defray Pensions not provided for by Schedule (B) to Schedule (No. 1) of the Act of the Imperial Parliament 18 and 19 Vic., cap. 54, as follows, that is to say:—£200 to Lady Forbes, Widow of the late Sir Francis Forbes, Chief Justice; £200 to Lady Dowling, Widow of the late Sir James Dowling, Chief Justice; £200 to Lady Mitchell, Widow of the late Sir Thomas Mitchell, Surveyor General; £100 to Mrs. Anne Kinchela, Widow of the late Mr. Justice Kinchela; £100 to Mrs. Anne Petrie, Daughter of the late Captain Flinders, R.N.; £133 6s. 8d. to Edward Robert Stack, late Master of the Benevolent Asylum, Sydney; £100 to Mrs. Catherine Lovett, Widow of the late J. Lovett, Pilot, Newcastle; £200 to Mrs. Eliza Milford, Widow of the late Mr. Justice Milford; £200 to Mrs. Maria Bate Wise, Widow of the late Mr. Justice Wise; £50 to Mrs. Margaret Edwards, Widow of the late Pilot Edwards; £150 to Mrs. Julia Robinson, Widow of the late Pilot Robinson; £75 to Mrs. Jane Reader, Widow of the late Pilot Reader; £26 to Mrs. Smyth, late Assistant Court-keeper, Supreme Court; and £50 to Mrs. Shanks, Widow of the late Pilot Shanks.

No. II.—EXECUTIVE AND LEGISLATIVE.

(32.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,590, to defray the salaries and contingencies for the Establishment of His Excellency the Governor, for the year 1873.

(33.) Resolved, that there be granted to Her Majesty, a sum not exceeding £728, to defray the salaries and contingencies of the Executive Council Establishment, for the year 1873.

(34.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,945, to defray the salaries and contingencies of the Legislative Council Establishment, for the year 1873.

(35.) Resolved, that there be granted to Her Majesty, a sum not exceeding £8,343, to defray the salaries and contingencies of the Legislative Assembly Establishment, for the year 1873.

(36.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,285, to defray the salaries and contingencies of the Joint Establishment of the Legislative Council and Assembly, for the year 1873.

(37.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,430, to defray the salaries and contingencies of the Parliamentary Library Establishment, for the year 1873.

No. III.—COLONIAL SECRETARY.

(38.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,456, to defray the salaries and contingencies of the Colonial Secretary's Establishment, for the year 1873.

(39.) Resolved, that there be granted to Her Majesty, a sum not exceeding £9,952, for the maintenance of a Permanent and Volunteer Military Force, for the year 1873.

(40.) Resolved, that there be granted to Her Majesty, a sum not exceeding £15,306, to meet the expense of Volunteers, for the year 1873.

(41.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,901, to meet the expenses of the Naval Brigade, for the year 1873.

(42.) Resolved, that there be granted to Her Majesty, a sum not exceeding £137,703 to defray the salaries and contingencies for the Police Service, for the year 1873,—being £2,300, for salaries for the Department of the Inspector General, General Establishment; £102,864 for salaries of Constabulary; £2,689 for salaries of Detectives; and £29,850 for contingencies.

(43.) Resolved, that there be granted to Her Majesty, a sum not exceeding £38,850, to defray the salaries and contingencies of Petty Sessions, for the year 1873.

(44.) Resolved, that there be granted to Her Majesty, a sum not exceeding £58,896, to defray the salaries and contingencies for Prisons for the year 1873,—being £1,540 for Sydney Gaol; £770 for Parramatta Gaol; £405 for Bathurst Gaol; £417 for Maitland Gaol; £405 for Goulburn Gaol; £667 for Berrima Gaol; £160 for Albury Gaol; £160 for Braidwood Gaol; £160 for Mudgee Gaol; £160 for Wollongong Gaol; £160 for Armidale Gaol; £160 for Wagga Wagga Gaol; £170 for Yass Gaol; £160 for Deniliquin Gaol; £495 for Port Macquarie Gaol; £217 for Cooma Gaol; £500 for Police Gaols, Country Districts; and £52,190 for Gaols generally.

(45.) Resolved, that there be granted to Her Majesty, a sum not exceeding £41,545, to defray the salaries and contingencies of Lunatic Asylums, for the year 1873,—being £350 for Board of Visitors; £17,018 for Hospital for the Insane, Gladesville; £16,820 for Lunatic Asylum, Parramatta; £969, for Lunatic Reception House, Darlinghurst; £1,238 for Asylum for Imbeciles and Institution for Idiots, Newcastle; and £2,150 for Lunatic Patients.

(46.) Resolved, that there be granted to Her Majesty, a sum not exceeding £44, to defray the salary of the Clerk to the Medical Board, for the year 1873.

(47.) Resolved, that there be granted to Her Majesty, a sum not exceeding £7,645, to defray the charge for payment to Medical Adviser, Surgeons to Public Institutions, Fees to Medical Officers, Country Districts, Fees to Vaccinators, and for attendance on Aborigines, for the year 1873.

(48.)

- (48.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,825, to defray the salaries and contingencies of the Auditor General's Establishment, for the year 1873.
- (49.) Resolved, that there be granted to Her Majesty, a sum not exceeding £13,545, to defray the salaries and contingencies of the Registrar General's Establishment, for the year 1873.
- (50.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,500, to defray the salaries and contingencies for the Agent-General for the Colony, for the year 1873.
- (51.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,700 to defray the salaries and contingencies of the Observatory Establishment, for the year 1873.
- (52.) Resolved, that there be granted to Her Majesty, a sum not exceeding £500, to defray the salary of Curator, Museum, for the year 1873.
- (53.) Resolved, that there be granted to Her Majesty, a sum not exceeding £120,000 for the support of Public Instruction, under Act 30 Vic., No. 22, for the year 1873.
- (54.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,658, to defray the salaries and contingencies of the Free Public Library, for the year 1873.
- Resolved, that there be granted to Her Majesty, a sum not exceeding £5,794, as Grants in aid of Public Institutions, for the year 1873,—being £200 to supplement the present Annual Endowment of £1,000 to the Australian Museum; in aid of Educational institutions, in the proportion of £1 to every £2 raised by private contributions, viz.:—£75 in aid of the Albury School of Arts; £75 in aid of the Araluen Mechanics' Institute; £75 in aid of the Armidale School of Arts; £38 in aid of the Ballina School of Arts; £75 in aid of the Balmain School of Arts; £38 in aid of the Balmain Working Men's Institute; £75 in aid of the Bathurst School of Arts; £75 in aid of the Bega School of Arts; £38 in aid of the Bellambi and Bulli School of Arts; £38 in aid of the Berrima School of Arts; £75 in aid of the Braidwood Literary Institute; £38 in aid of the Branxton Mechanics' Institute; £75 in aid of the Botany Mechanics' Institute; £75 in aid of the Bourke Mechanics' Institute; £38 in aid of the Bowling Alley Point School of Arts; £38 in aid of the Camden School of Arts; £75 in aid of the Casino School of Arts; £150 in aid of the Corrowa School of Arts; £75 in aid of the Dubbo Mechanics' Institute; £75 in aid of the East Maitland School of Arts; £38 in aid of the Frederickton School of Arts; £75 in aid of the Forbes School of Arts; £75 in aid of the Glen Innes School of Arts; £75 in aid of the Goulburn School of Arts; £75 in aid of the Grafton School of Arts; £150 in aid of the Grenfell School of Arts; £75 in aid of the Gundagia Literary Institute; £150 in aid of the Guntawang School of Arts; £75 in aid of the Hinton School of Arts; £75 in aid of the Inverell School of Arts; £38 in aid of the Kiama School of Arts; £38 in aid of the Lambton Mechanics' and Miners' Institute; £200 in aid of the Merriwa School of Arts; £15 in aid of the Milton School of Arts; £38 in aid of the Monaro School of Arts; £75 in aid of the Morpeth School of Arts; £75 in aid of the Mudgee School of Arts; £20 in aid of the Murrumbidgee Mechanics' Institute and School of Arts; £75 in aid of the Musclebrook School of Arts; £25 in aid of the Narrabri Mechanics' Institute; £75 in aid of the Newcastle School of Arts; £75 in aid of the Orange Mechanics' Institute; £150 in aid of the Parramatta School of Arts; £38 in aid of the Paterson School of Arts; £38 in aid of the Petersham Working Men's Institute; £115 in aid of the Queanbeyan Literary Institute; £75 in aid of the Raymond Terrace School of Arts; £75 in aid of the Richmond School of Arts; £75 in aid of the Ryde School of Arts; £75 in aid of the St. Leonards School of Arts; £75 in aid of the Scone School of Arts; £75 in aid of the Shoalhaven School of Arts; £150 in aid of the Sydney Mechanics' School of Arts; £115 in aid of the Singleton Mechanics' Institute; £38 in aid of the Stroud School of Arts; £38 in aid of the Tamworth Mechanics' Institute; £38 in aid of the Ulladulla School of Arts; £38 in aid of the Ulmarra School of Arts; £75 in aid of Wallsend School of Arts; £38 in aid of Wagga Wagga Mechanics' Institute; £20 in aid of Waratah School of Arts; £75 in aid of the West Maitland School of Arts; £75 in aid of the Windsor School of Arts; £75 in aid of the Wollongong School of Arts; £75 in aid of the Yass Mechanics' Institute; and £75 in aid of the Young School of Arts. In aid of the erection of buildings for Educational Institutions on same condition, viz.:—£300 in aid of the Musclebrook School of Arts, further sum; £350 in aid of the Casino School of Arts; £100 in aid of the Grafton School of Arts; £200 in aid of the Murrumbidgee School of Arts.
- (55.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,584, to defray the charge for Industrial Schools for the year 1873,—being £4,172 for salaries and contingencies of the Nautical School Ship "Vernon"; and £2,412 for salaries and contingencies for Biloela Industrial School for Girls, Parramatta River.
- (56.) Resolved, that there be granted to Her Majesty, a sum not exceeding £385, to defray the salaries and contingencies for Biloela Reformatory for Girls, Parramatta River, for the year 1873.
- (57.) Resolved, that there be granted to Her Majesty, a sum not exceeding £600, to defray the charge for Charitable Institutions, for the year 1873,—being £500 for salary of Inspector of Public Charities, and £100 for Travelling Expenses.
- (58.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,219, to defray the salaries and contingencies of the Protestant Orphan School, for the year 1873.
- (59.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,180, to defray the salaries and contingencies of the Roman Catholic Orphan School, for the year 1873.
- (60.) Resolved, that there be granted to Her Majesty, a sum not exceeding £12,990, to defray the charge for Asylums for the Infirm and Destitute, for the year 1873,—being £450 for Sydney, £200 for Parramatta, £400 for Liverpool, and £11,940 for Contingencies.
- (61.) Resolved, that there be granted to Her Majesty, a sum not exceeding £33,661, to defray Charitable Allowances for the year 1873,—being £5,000 for the support of Paupers in Colonial Hospitals; £482 for salaries of Lady Superintendent and five Nursing Sisters; £4,000 in aid of the Sydney Infirmary and Dispensary, on condition of an equal amount being raised by private contributions; £4,208 for the support of Women and Children in the Benevolent Asylum, Sydney; £500 in aid of the funds of the Benevolent Society, Sydney, on condition of an equal amount being raised by voluntary contributions; £4,000 in aid of the Asylum for Destitute Children at Randwick, on condition of £2,000 being raised by private contributions; £5,000 for the support of Infants removed from the Benevolent Asylum, Sydney, to the Asylum for Destitute Children at Randwick;

Randwick; £450 in aid of the Deaf, Dumb, and Blind Institution, on condition of an equal amount being raised by private contributions; £200 in aid of the Temperance Alliance, in consideration of aid given to destitute persons, on condition of an equal amount being raised by private contributions. In aid of the undermentioned Charitable Institutions, on condition that an equal amount be raised by private contributions, and also of the Government, through Police Magistrates or other approved officers, having the right of admission of patients, viz.:—£500 in aid of the Albury Hospital and Benevolent Society; £50 in aid of the Bega Hospital and Benevolent Society; £100 in aid of the Gundagai Benevolent Society; £100 in aid of the Maitland (West) Benevolent Society; £100 in aid of the Narrabri Benevolent Asylum and Hospital; £175 in aid of the Parramatta Benevolent Society; £250 in aid of the Singleton and Patrick's Plains Benevolent Society; £75 in aid of the Tamworth Benevolent Society; and in aid of the undermentioned Hospitals, on same conditions, viz.:—£75 in aid of the Hospital, Adelong; £100 in aid of the Hospital, Araluen; £150 in aid of the Hospital, Armidale and New England; £350 in aid of the Hospital, Bathurst; £100 in aid of the Hospital, Braidwood; £413 in aid of the Hospital, Bourke; £100 in aid of the Hospital, Carcoar; £300 in aid of the Hospital, Cooma; £400 in aid of the Hospital, Deniliquin; £125 in aid of the Hospital, Dubbo; £100 in aid of the Hospital, Forbes; £300 in aid of the Hospital, Goulburn; £300 in aid of the Hospital, Grafton; £100 in aid of the Hospital, Grenfell; £500 in aid of the Hospital, Gulgong; £100 in aid of the Hospital, Gundagai; £250 in aid of the Hospital, Hay; £150 in aid of the Hospital, Hill End; £100 in aid of the Hospital, Kiandra; £300 in aid of the Hospital, Maitland; £250 in aid of the Hospital, Menindie; £150 in aid of the Hospital, Mudgee; £100 in aid of the Hospital, Murrumbidgee; £100 in aid of the Hospital, Muswellbrook; £333 in aid of the Hospital, Newcastle; £125 in aid of the Hospital, Orange; £250 in aid of the Hospital, Parramatta; £100 in aid of the Hospital, Port Macquarie; £100 in aid of the Hospital, Port Stephens; £100 in aid of the Hospital, Queanbeyan; £100 in aid of the Hospital, Scone; £100 in aid of the Hospital, Sofala; £100 in aid of the Hospital, Tenterfield; £300 in aid of the Hospital, Wagga Wagga; £50 in aid of the Hospital, Wellington; £100 in aid of the Hospital, Windsor; £200 in aid of the Hospital, Wollongong; £100 in aid of the Hospital, Yass; £200 in aid of the Hospital, Young; £1,000 in aid of the erection of an Hospital at Mudgee, on same conditions; and £300 in aid of the erection of an Hospital at Bombala, on same conditions.

(62.) Resolved, that there be granted to Her Majesty, a sum not exceeding £14,735 6s., to defray Miscellaneous Services for the year 1873,—being £10,000 for Municipal Council, Sydney; in aid of the City Funds; £50 for Almanacs for Country Benches of Magistrates; £600 for defraying expenses of the Returning Officers of the several Electoral Districts; £1,600 for expense of compiling and printing Electoral Lists and Electoral Rolls; £30 for Newspapers and Almanacs; £300 for burial of destitute Persons, in cases where inquests are not held; £200 for maintenance of deserted children, Paupers taken charge of for protection, expenses of transmission, &c.; £200 for Fees for examining Lunatics; £500 for Rewards for apprehension of Offenders; £500 for Rent of furnished House for the Commodore commanding the Naval Squadron on this Station; and £755 6s., for payment to Mr. James Rodd of costs incurred in action *Hassall v. Rodd*.

NO. IV.—ADMINISTRATION OF JUSTICE.

(63.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,268, to defray the salaries and contingencies of the Establishment of the Attorney General, for the year 1873.

(64.) Resolved, that there be granted to Her Majesty, a sum not exceeding £13,133, to defray the salaries and contingencies of the Establishments of the Supreme and Circuit Courts, for the year 1873.

(65.) Resolved, that there be granted to Her Majesty, a sum not exceeding £8,575, to defray the salaries and contingencies of the Establishment of the Sheriff, for the year 1873.

(66.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,344, to defray the salaries of the Establishment of the Insolvent Court, for the year 1873.

(67.) Resolved, that there be granted to Her Majesty, a sum not exceeding £9,538, to defray the salaries and contingencies of the Districts Courts Establishments for the year 1873,—being £3,143 for the Metropolitan and Coast District; £1,155 for the Southern District; £815 for the South-Western District; £665 for the Western District; £860 for the Northern District; and £2,900 for Contingencies.

(68.) Resolved, that there be granted to Her Majesty, a sum not exceeding £13,034, to defray the salaries and contingencies of the Quarter Sessions Establishment, for the year 1873.

(69.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,625, to defray the salaries and contingencies connected with Coroners Inquests, for the year 1873.

(70.) Resolved, that there be granted to Her Majesty, a sum not exceeding £543, to defray Miscellaneous Services,—being £500 towards defraying the expenses of Law Reform Commission, with a view to amending and consolidating the Statute Law of New South Wales; and £43 for judgment and costs in *re Eckford*.

NO. V.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

(71.) Resolved, that there be granted to Her Majesty, a sum not exceeding £11,020, to defray the salaries and contingencies of the Treasury Establishment, for the year 1873.

(72.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,990, to defray the salaries and contingencies of the Stamp Duties Department, for the year 1873.

(73.) Resolved, that there be granted to Her Majesty, a sum not exceeding £34,813, to defray the salaries and contingencies of the Customs Establishments, for the year 1873.

(74.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,200, to defray the salaries and contingencies of the Colonial Distilleries and Refineries Establishment, for the year, 1873.

(75.) Resolved, that there be granted to Her Majesty, a sum not exceeding £315, to defray the charge for Gold Receivers, for the year 1873,—being for Receivers at Goulburn, Orange, Mudgee, Gulgong, Gundagai, Tamworth, Cooma, Yass, Araluen, Forbes, Tumut, Armidale, Scone, Adelong, Stony

Stony Creek, Young, Sofala, Hargraves, Uralla, Nundle, Tambaroora, Braidwood, Grenfell, Carcoar, Trunkey, and Wagga Wagga, at £10 each, and one at Bathurst at £15, and to meet new appointments as required, £40.

(76.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,550, to defray the charge for Freight and Conveyance of Gold and Escorts, for the year 1873.

(77.) Resolved, that there be granted to Her Majesty, a sum not exceeding £22,900, to defray the salaries, wages, and contingencies of the Printing, Bookbinding, Stamps, and Railway Tickets Department, for the year 1873.

(78.) Resolved, that there be granted to Her Majesty, a sum not exceeding £64,349, to defray the salaries and contingencies of Stores Establishment, and cost of Stores and Stationery, for the year 1873.

(79.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,983, to defray the salaries and contingencies of the Colonial Military Store and Gunpowder Magazines, for the year 1873.

(80.) Resolved, that there be granted to Her Majesty, a sum not exceeding £905, to defray the salaries and contingencies of Health and Emigration Officers, for the year 1873.

(81.) Resolved, that there be granted to Her Majesty, a sum not exceeding £500, to defray the salaries and contingencies of the Quarantine Establishment, for the year 1873.

(82.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,800, to defray the salaries and contingencies of the Establishments of the Shipping Masters, for the year 1873.

(83.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,050, to defray the salaries and contingencies for Glebe Island Abattoir Establishment, for the year 1873.

(84.) Resolved, that there be granted to Her Majesty, a sum not exceeding £27,740, to defray the salaries and contingencies of the Marine Board of New South Wales,—being £3,131 for the Marine Board, Sydney; £1,000 for the Local Marine Board, Newcastle; £1,425 for Harbour Masters; £3,262 for Colonial Light-houses; £8,118 for Sea and River Pilots; £7,070 for Boatmen; £680 for Telegraph Stations; £1,000 for Australian Coast Lighthouses; and £2,054 for contingencies.

(85.) Resolved, that there be granted to Her Majesty, a sum not exceeding £400, to defray Gratuities to Coxswains and Crews of Lifeboats, Sydney and Newcastle, for the year 1873.

(86.) Resolved, that there be granted to Her Majesty, a sum not exceeding £38,680, to defray Miscellaneous Services for the year 1873,—being £7,000 for Postage of Public Departments; £4,000, Advertising for the Public Service; £7,000 for the transmission of Telegraph Messages; £1,500 for Duty Stamps for the Public Service; £3,500 for one-half per cent. commission on payments in England by the Government Financial Agents, on (say) £700,000; £6,500 for Exchange on Remittances within and beyond the Colony; £1,500 to meet the expense of carrying on the Inner Waters and Coast Surveys; £1,900 for allowance for Postage and Stationery to Clerks of Petty Sessions, Land Agents, and Registrars of District Courts; £30 for Provisions to be left at Booby Island for the relief of shipwrecked persons; £30 for Provisions to be left at Somerset for the relief of shipwrecked persons; £240 for Drag Carriage for removing the 18-ton Guns; £800 for Floating Powder Magazine for Newcastle; £250 for the relief and conveyance of distressed Seamen belonging to the Colony from Foreign Ports; £300 as Contribution towards the maintenance of the Settlement at Somerset, Queensland; £100 as gratuity to the Widow and Family of the late Francis Delamare, killed in the discharge of his duty as Customs Officer, at Albury, February, 1872; £250 to E. J. Hawksley, Gratuity at the rate of one month's salary for each year of service; £310 to B. Connolly, Coxswain, Boatshed, Gratuity of one month's salary for each year of service; £470 for purchase of an acre of land, and building thereon, at Ballina, used as a Custom House; and £3,000 to meet Unforeseen Expenses, to be hereafter accounted for.

(87.) Resolved, that there be granted to Her Majesty, a sum not exceeding £30,000, to enable the Treasurer to make Advances to Public Officers, and on account of other Governments, and to pay Expenses of an unforeseen nature, which will afterwards be submitted for Parliamentary Appropriation,—the whole amount to be adjusted not later than the 31st December, 1874.

NO. VI.—SECRETARY FOR LANDS.

(88.) Resolved, that there be granted to Her Majesty, a sum not exceeding £12,186, to defray the salaries and contingencies of the Department of Lands, for the year 1873.

(89.) Resolved, that there be granted to Her Majesty, a sum not exceeding £107,318, to defray the salaries and contingencies of the Establishment for the Survey of Lands, for the year 1873.

(90.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,400,—being £4,300 to defray the Commission to Land Agents, Appraisers, and others, and £100 for Clerk to Land Agent, Albury, for the year 1873.

(91.) Resolved, that there be granted to Her Majesty, a sum not exceeding £10,555, to defray the salaries and contingencies of the Establishment for the Occupation of Lands, for the year 1873.

(92.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,578, to defray the salaries and contingencies under the head Gold Fields, for the year 1873.

(93.) Resolved, that there be granted to Her Majesty, a sum not exceeding £11,022, to defray the charges for Prevention of Scab in Sheep, for the year 1873.

(94.) Resolved, that there be granted to Her Majesty, a sum not exceeding £250, to defray charge for Imported Stock, for the year 1873.

(95.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,410, to defray the salaries and contingencies under the head Coal Fields, for the year 1873.

(96.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,984, to defray the salaries and contingencies of the Botanic Gardens Establishment, for the year 1873.

(97.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,157, to defray the salaries and contingencies of the Establishment of the Government Domains and Hyde Park, for the year 1873.

(98.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,250, to defray the charge for Minor Roads for the year 1873,—being £250 for Alignment-posts for Towns, and £2,000 to meet expense of fencing Public Roads where proclaimed through enclosed lands.

(99.)

(99.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,830, to defray Miscellaneous Services, for the year 1873,—being £200 for the erection of Public Pounds; £50 for preservation of the Caves at Fish River; £25 for preservation of the Wombeian Caves; £1,000 for fencing Public Cemeteries; £100 for Parramatta Park; £125 for Fees to Commissioners of the Court of Claims for hearing and reporting on claims to grants of land in terms of the Act 5 Wm. IV No. 21; £300 to meet costs of legal expenses incurred in cases of ejectment of illegal occupants from Crown Lands, sold or about to be sold; and £30 as compensation to D. Morrissey for loss of land by severance by the road passing through his farm at Burrawang.

NO. VII.—SECRETARY FOR PUBLIC WORKS.

(100.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,130, to defray the salaries and contingencies of the Department of Public Works, for the year 1873.

(101.) Resolved, that there be granted to Her Majesty, a sum not exceeding £36,965, to defray the charge for Harbours and Rivers Navigation, for the year 1873,—being £3,149 for Engineer's Department; £1,930 for Fitz Roy Dock; £3,820 for Steam Dredge "Hunter"; £2,696 for Steam Dredge "Hercules"; £2,534 for Steam Dredge "Pluto"; £6,270 for Steam Dredge "Vulcan," Newcastle; £5,306 for Steam Dredge "Samson"; £8,638 for Steam Dredge "Fitz Roy"; £2,122 for Steam Dredge "Titan"; and £500 to defray expenses during the occasional employment of the "Thetis" on Special Services unconnected with Dredging.

(102.) Resolved, that there be granted to Her Majesty, a sum not exceeding £7,496, to defray the expense of Public Works of the Department of Harbours and River Navigation, for the year 1873,—being £1,000 for Assistant Engineers employed in superintending the construction of Public Works; £200 for Ballast Master, Newcastle; £96 for Boatman; £750 for Preliminary Harbour and River Surveys; £2,000 for Landing silt from Dredge, and forming ground; £2,000 for Incidental Expenses to Wharfs, Bridges, and other Public Works; £100 for repairs to Glebe Island Road; £400 for Jetty at Cowper Wharf; £200 for contribution towards the construction of Public Baths at Lavender Bay, on condition of an equal amount being subscribed by the Inhabitants or Municipalities of; £750 for improvement of the Navigation of the Wollombar River.

(103.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,815, to defray the salaries and contingencies of the Establishment of the Colonial Architect, for the year 1873.

(104.) Resolved, that there be granted to Her Majesty, a sum not exceeding £80,991, to defray the expense of Public Works and Buildings, for the year 1873,—being £12,000 for ordinary Repairs, Alterations, and Additions to Public Buildings generally; £3,000 for providing Furniture and Fittings for Public Offices generally; £1,500 for Repairs to Military and Volunteer Buildings; £200 for lighting Lamps, sweeping Chimneys, &c., Victoria Barracks; £700 for lighting Government Lamps in Streets of Sydney and Domain; £6,500 to provide Building and other Materials for Completion or Repair of Gaols and other Public Buildings, by the labour of Prisoners in Gaol; £2,000 for Additions, Sydney Gaol; £3,000 for Police Buildings; £12,000 for Gaols, Court Houses, and Lock-ups; £150 for supply of Coffins for Paupers; £1,000 for Furniture for, and Repair of Telegraph Stations; £1,000 for Additions, Alterations, and Repairs, Protestant Orphan School, Parramatta; £1,000 for Additions and Materials to the new Gaol at Maitland; £1,000 for Repairs to Roman Catholic Orphan School; £150 for preparing Ground and Planting at Public Buildings; £6,000 for Additions to Hospital for Insane, Gladesville; £6,000 for Additions to Lunatic Asylum, Parramatta; £1,400 for Repair to the Mint Buildings; £1,500 for flooring the Hall of the University; £2,500 for Post and Telegraph Office at Grafton; £1,500 for Post and Telegraph Office at Inverell; £1,000 for Post and Telegraph Office at Burrowa; £1,650 for new Drawing, Ante and Dining-room curtains, and furniture for Government House; £1,200 for Police Buildings at Newcastle; £600 for Police Buildings at Tumut; £750 for Police Buildings at Scone; £1,000 for Police Buildings at Wagga Wagga; £1,500 for Police Buildings at Tamworth; £1,500 for Police Buildings at Goulburn; £2,000 for Additions to the Asylum for Imbeciles at Newcastle; £2,500 for draining Public Buildings at Parramatta; £1,500 for new Buildings, Botanic Gardens; £691 for furniture for the residence of the Commodore Commanding the Naval Squadron on the Australian Station; £600 for erection of Temporary Buildings at the Benevolent Asylum, Liverpool; and £400 for Temporary Water Supply, Hill End.

(105.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,575, to defray the expenses for Roads and Bridges, General Establishment, for the year 1873.

(106.) Resolved, that there be granted to Her Majesty, a sum not exceeding £11,919, to defray the expenses for Roads and Bridges, Superintendence in field, for the year 1873.

(107.) Resolved, that there be granted to Her Majesty, a sum not exceeding £252,031, to defray the expenses for construction and maintenance of Roads and Bridges, for the year 1873,—being £15,199 for Main North Road; £18,770 for Main South Road; £11,975 for Main Western Road;—£20,900 for other Main Roads,—being £5,000 for Main Road, Grafton to Glen Innes, 100 miles, at £50 per mile; £3,750 for Main Road, Wallerawang to Mudgee, 75 miles, at £50 per mile; £3,100 for Main Road, Wallerawang to Mudgee (Tolls to be expended for maintenance); £2,800 for Main Road, Goulburn to Queanbeyan, 56 miles, at £50 per mile; £950 for Main Road, Goulburn to Queanbeyan (Tolls); £1,800 for Main Road, Tarago to Braidwood, 36 miles, at £50 per mile; £3,100 for Main Road, Bathurst to Cowra, 62 miles, at £50 per mile; £400 for Main Road, Bathurst to Cowra (Tolls);—£141,178 for Roads and Bridges generally, being, £5,000 for Contingent Works on Minor Roads not on Schedule, on Punts and Approaches, and on Approaches to Railway Stations; £3,000 for Repair of and painting Bridges; £1,000 for construction and repair of Toll-bars; £1,000 for estimated amount of Tolls to be collected at Grafton Punt, to be expended in maintenance and repair of same and Approaches; £2,000 for Road Grafton to Solferino; £4,000 for Road from Lower Turon and Chamber's Creek to Bathurst and Ophir, and Bathurst and Orange Road; £10,000 towards formation of permanent line of Road, Bombala to Eden; £5,000 towards opening Road, Kempsey to Armidale and Grafton Road; £300 for Road, Newcastle to Maitland; £1,800 for Grading Road over Wyagdon Hill; £1,200 for Mountain Pass, Nundle to Hanging Rock; £65,098 for Minor Roads, as per Schedule; £600 for Bridge,

Bridge, Loddon River; £550 for Bridge, King's River; £500 for Bridge, Saltwater Creek, Shoal-haven; £1,400 for Bridge, Bombala; £2,000 for Molonglo River; £400 for Bridge, Deep Creek, near Bungendore; £750 for Bridge, Tumut, at Brungle; £700 for Bridge, Brungle Creek, near Hay; £240 for Bridge, Little Billybong, Tumberumba Road; £500 for Bridge, Paika Creek, near Balranald; £500 for Bridge, Paramanoo Creek, Darling River; £700 for Bridge, Urullo Creek, near Wentworth; £600 for Bridge, Bell River, Wellington; £700 for Bridge, Walker's River, Mudgee Road; £280 for Bridge, Boree Narang Creek, Orange to Forbes; £1,000 for Bridge, Luskintyre (low-level) and Approaches; £1,600 for Bridge, Williams River, Dungog; £700 for Bridge, Ironbark Creek; £1,000 for Bridge, Dingo Creek, Manning River; £200 for Bridge, Black Camp Creek; £150 for Bridge, Swampy Creek, Kempsey to Darkwater; £800 for Bridge, Dungowan Creek; £800 for Bridge, Cockburn Creek; £1,000 for Bridge, Broadwater, at Moree; £500 for Bridge, Saumarez Village; £1,500 for Embankment, Adam-street, Wentworth; £1,800 for Bridge, Yarrowford River; £2,000 for Low-level Bridge over Clarence, at Yugalbar; £1,800 for Restoration of Bridge over Wollondilly River; £2,000 for Restoration of Superstructure, Queanbeyan Bridge; £2,000 for Rebuilding of Bridge at Long Cove (stone); £1,800 for Bridge, Mann River; £500 for Bridge, Beardie Creek; £2,000 for Approaches to Howlong Punt; £1,350 for Completion of Bullock Island Bridge, on condition that £450 be raised by private contribution; £360 for Bridge at Jellenbah; £700 for Punt and Approaches at Lansdowne and Ghinni Ghinni; £250 for Punt and Approaches, Belmore, M'Leay River; £1,000 for further Road Works in the vicinity of Hill End; £300 for Road from St. Alban's to Great Northern Road; £3,500 for Approaches to Rankin's Bridge; £300 for Punt for Hastings River; £450 for Punt, Morpeth;—and £44,009 for Roads under Trustees,—being £300 for Clerk in Charge; £37,309 for Roads under Trustees, as per Schedule; £6,000 for unclassified Roads; £400 for Cost of obtaining Reports and other Contingent Expenses.

(108.) Resolved, that there be granted to Her Majesty, a sum not exceeding £190 for Miscellaneous Services for the year 1873,—being £70 to defray the charge for attending to the lighting and extinguishing of the Gas, &c., in the Parliamentary Buildings; and £120 for lighting Lamps, Newcastle Wharf.

(109.) Resolved that there be granted to Her Majesty, a sum not exceeding £3,981, to defray the charge for the Railway Branch of the Department of Public Works, "General Establishment," for the year 1873.

(110.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,274, to defray the charge for Railway Branch, "Works in Progress," for the year 1873.

(111.) Resolved, that there be granted to Her Majesty, a sum not exceeding £222,889, to defray the charge for Railways, "Working Expenses," for the year 1873.

(112.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,100, for Miscellaneous Services,—being £2,000 to cover temporary payments on account of Contractors and others; Vote to be recouped as advances are recovered; and £100, compensation to the widow of Michael Govern, who was accidentally killed at the Railway Station, at Murrurundi, while on duty.

NO. VIII.—THE POSTMASTER GENERAL.

(113.) Resolved, that there be granted to Her Majesty, a sum not exceeding £115,024, to defray the salaries and contingencies of the Post Office Department, for the year 1873.

(114.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,395, to defray the salaries and contingencies of the Money Order Department, for the year 1873.

(115.) Resolved, that there be granted to Her Majesty, a sum not exceeding £44,970, to defray the salaries and contingencies of the Electric Telegraph Department, for the year 1873.

FURTHER SUPPLEMENTARY ESTIMATES FOR 1872 AND PREVIOUS YEARS.

Services of 1871 and previous Years.

NO. III.—COLONIAL SECRETARY.

(116.) Resolved, that there be granted to Her Majesty, a sum not exceeding £20, to defray supplementary charge under the head Petty Sessions, 1869, being difference between the salary voted, viz.: £50 for the Court-keeper, East Maitland, and £30, the amount paid to him.

(117.) Resolved, that there be granted to Her Majesty, a sum not exceeding £220 1s. 10d., to defray supplementary charges under the head Charitable Allowances, being £32 3s. 11d. for the support of Paupers in Colonial Hospitals, further sum for 1871, and £187 17s. 11d. for Cooma Hospital, on condition of an equal amount being raised by private contribution (1869 to 1871.)

NO. VII.—SECRETARY FOR PUBLIC WORKS.

(118.) Resolved, that there be granted to Her Majesty, a sum not exceeding £13 5s., to defray supplementary charges under the head Harbours and Rivers Navigation, 1869, being £12 for Steam Dredge "Hunter," salaries, further sum, 1869; and £1 5s. for Steam Dredge "Hercules," contingencies, further sum, 1871.

Services of 1872.

NO. III.—COLONIAL SECRETARY.

(119.) Resolved, that there be granted to Her Majesty, a sum not exceeding £200, to defray supplementary charge under the head Charitable Allowances, in aid of Hospital, Orange, further sum, on condition that an equal amount be raised by private contributions.

NO. IV.—ADMINISTRATION OF JUSTICE.

(120.) Resolved, that there be granted to Her Majesty, a sum not exceeding £969 10s. 2d., to defray supplementary charge for Supreme and Circuit Courts, allowances to Witnesses, further sum.

(121.) Resolved, that there be granted to Her Majesty, a sum not exceeding £93 10s. 6d., to defray supplementary charge under the head Sheriff, allowances to Jurors, further sum.

No.

NO. V.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

(122.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,898 11s. 6d., to defray supplementary charge for Stores and Stationery,—being £3,428 1s. 1d., further amount required to meet claims presented to date in excess of Votes already taken; £300 to meet the probable amount of claims still outstanding; and £170 10s. 5d., for Conveyance of Stores, further sum.

(123.) Resolved, that there be granted to Her Majesty, a sum not exceeding £227 18s. 5d., to defray supplementary charge under the head Quarantine,—being £131 5s. for remuneration to Dr. Bowker, Newcastle, for extra services in connection with his position as Health Officer; £48 for services of Boatmen, Newcastle; £41 18s. 10d. for expenses of vessels in Quarantine, further sum; and £6 14s. 7d. for compensation to Coal Trimmers, taken away in the "Hero" from Newcastle, further sum.

(124.) Resolved, that there be granted to Her Majesty, a sum not exceeding £673 17s. 11d., to defray supplementary charge for Marine Board—Australian Coast Light Houses,—being contribution towards the maintenance of Lights on Gabo Island, Wilson's Promontory, King's Island, and Kent's Group, further sum.

NO. VI.—SECRETARY FOR LANDS.

(125.) Resolved, that there be granted to Her Majesty, a sum not exceeding £51 8s. 5d., to defray supplementary charge under the head Miscellaneous,—being to meet costs of legal expenses incurred in cases of ejectment of illegal occupants from Crown Lands sold or about to be sold.

NO. VII.—SECRETARY FOR PUBLIC WORKS.

(126.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,413 17s. 11d., to defray supplementary charge under the head Railways,—being Working Expenses, further sum.

(127.) Resolved, that there be granted to Her Majesty, a sum not exceeding £376 13s. 7d., to defray supplementary charge under the head Harbours and Rivers Navigation,—being £326 13s. 7d., for Steam Dredge "Vulcan"—contingencies, further sum; and £50 for Fitzroy Dock—contingencies, further sum.

(128.) Resolved, that there be granted to Her Majesty, a sum not exceeding £477, to defray supplementary charge under the head Roads and Bridges,—being £230 for rent of the Windsor Ferry, from the 14th December, 1871, to 13th December, 1872, to be refunded in equal proportions to the Windsor, Wilberforce, and Freeman's Reach Road Trusts, to enable them to keep the Approaches and Roads leading to the Ferry in order; and £247 for rent of the Toll-bar on the Mudbank and Bunnerong Road, from 19th December, 1871, to the 18th December, 1872, to be refunded to the Trustees, to enable them to keep the Road in repair.

NO. VIII.—POSTMASTER GENERAL.

(129.) Resolved, that there be granted to Her Majesty, a sum not exceeding £108 4s. 11d., to defray supplementary charge under the head Post Office,—being £58 4s. 11d. for Country Postmasters—salaries, further sum; and £50 for Incidental Expenses, further sum.

(130.) Resolved, that there be granted to Her Majesty, a sum not exceeding £165 8s. 4d., being for Balances of Appropriations of 1871, which lapsed under the 17th clause of the Audit Act of 1870, requiring to be re-voted in order to meet claims thereon since presented for payment, viz.:—£33 18s. 4d. for Permanent Military Force; £112 5s. for Petty Sessions; and £19 5s. for Gold and Escort.

ADDITIONAL ESTIMATE FOR 1873.

NO. III.—COLONIAL SECRETARY.

(131.) Resolved, that there be granted to Her Majesty, a sum not exceeding £368 5s., to defray charge for Volunteers for 1873, being £18 5s., difference between 9s. 6d. per diem on Estimates-in-Chief for 2 Sergeants-Major and 10s. per diem, the rate intended; and £350, clothing for a Company of Volunteers to be formed at Orange.

(132.) Resolved, that there be granted to Her Majesty, a sum not exceeding £50, to defray salary of Visiting Surgeon, Gaol, Cooma.

(133.) Resolved, that there be granted to Her Majesty, a sum not exceeding £75, to defray, charge for Petty Sessions, being for Police Magistrate and Clerk of Petty Sessions, Bulladelah, further sum.

(134.) Resolved, that there be granted to Her Majesty, a sum not exceeding £400, as Grants in aid of Public Institutions, in the proportion of £1 for every £2 raised by Private Contributions, viz.:—£150 for Bombala School of Arts and Mechanics Institute; £50 for Dungog School of Arts; £100 for Orange School of Arts, Building Fund, further sum; and £100 for Gulgong School of Arts.

(135.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,900, for Charitable Allowances,—being £1,000 towards the erection of the Deaf and Dumb Asylum; and in aid of the undermentioned Charitable Institutions, on condition that equal amounts be raised by Private Contributions, and also of the Government, through Police Magistrates or other approved officers, having the right of admission of patients, viz.:—£200 towards the completion of Hospital, Hay; £200 towards Outfit for same; £200 for Hospital Orange, further sum; £300 for Hospital, Wagga further sum.

(136.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,062 4s. 4d., to meet charges under the head Miscellaneous,—being £300 for compensation to the three children of the late Mr. W. C. Wills, Clerk in the Office of the Council of Education, and formerly Secretary to the Board of National Education, for their late father's loss of office; £150 for construction and maintenance of four Boats for West Maitland and the Hunter River District, during the time of floods (in lieu of the vote of 1871, which lapsed under the Audit Act); £424 for the conveyance of distressed Gold Miners from Townsville to Sydney; £188 4s. 4d. to re-pay the Imperial Government

Government amount of Colonial Pay and Allowances advanced to Gunners Myers and M'Combe, who were retained by this Government to instruct the Volunteers in the use of the Armstrong Gun (April, 1868, to August, 1870); and £1,000 for Expenses of Commissioner to proceed to London and Washington to negotiate Mail Subsidies.

NO. IV.—ADMINISTRATION OF JUSTICE.

(137.) Resolved, that there be granted to Her Majesty, a sum not exceeding £26 to meet charge for Incidental Expenses, Attorney General's Department, further sum.

NO. V.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

(138.) Resolved, that there be granted to Her Majesty, a sum not exceeding £10, to meet charge under the head Stamp Duties,—being for Foreman of Stampers—To restore salary to rate of 1870 (omitted in Estimates-in-Chief.)

(139.) Resolved, that there be granted to Her Majesty, a sum not exceeding £750, for Marine Board, being for Australian Coast Light Houses—Contribution towards the maintenance of Lights at Gabo Island, Wilson's Promontory, King's Island, and Kent's Group, further sum.

(140.) Resolved, that there be granted to Her Majesty, a sum not exceeding £15,837 1s. 1d., to defray expenses under the head Miscellaneous,—being £2,500 for Expenses of Importing New Silver Coin, to replace Defaced Coin; £9,713 5s. 10d. for Warlike Stores—Pebble Powder for the Fortifications; £3,223 15s. 3d. for Cartridges for Henry Rifles, &c.; and £400 for Cost of 100 Carbines (Breech-loading, Henry pattern) for the Artillery.

NO. VI.—SECRETARY FOR LANDS.

(141.) Resolved, that there be granted to Her Majesty, a sum not exceeding £150, to defray expenses under the head "Miscellaneous,"—being for exploring the Wellington Caves.

NO. VII.—SECRETARY FOR PUBLIC WORKS.

(142.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,400, to defray expenses for Harbours and River Navigation,—being £950 for works at the outlet of the Sewer at Fort Macquarie; £500 for concreting face of Wollongong Pier, further sum; £750 for Boat Harbour, Newcastle, further sum; £1,700 for additional Coal-sidings and Stairways for Wollongong; £500 for Tug for Dredge "Hercules," further sum; and £1,000 for raising the Liverpool Dam.

(143.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,285, to defray expenses under the head Colonial Architect,—being £2,000 for Buildings at the Quarantine Ground, for the proper classification of Passengers by vessels placed in Quarantine; £250 for Powder Magazine, Gulgong; £200 for Kerosene Magazine, Gulgong; £135 for Additions, Benevolent Asylum, Liverpool, further sum; £1,200 for Stabling and Cottage for grooms at the new General Post Office (temporary); and £500 for Enlargement of the Lock-up Gaol, at Orange.

(144.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,580, to defray charges under the head Roads and Bridges,—being £530 for Erection of a Bridge over Adelong Creek, at Adelong; £1,800 for Bridge at Canowindra; and £250 for Bridge at Cabbage-tree Creek, Illawarra.

(145.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,160 8s. 3d., to defray charges under the head Miscellaneous,—being £1,000 for Compensation to the Trustees of the Will of the late Mr. A. Foss, for 85 acres of Land resumed from them for Military Defence purposes; £25 for Costs of Deeds of Conveyance of same; and £135 8s. 3d., value of Materials furnished by the Railway Department to the Colonial Architect, on account of the Fortifications.

(146.) Resolved, that there be granted to Her Majesty, a sum not exceeding £74,761 14s. 10d., being for appropriations of 1872, which lapsed under the 17th clause of the Audit Act of 1870, to be re-voted, viz.,—Harbours and River Navigation—£250 for Boat Harbour, Newcastle; £3,000 for New Tug for Dredge "Hercules"; £2,500 for additional Punts for Dredge "Vulcan"; £2,500 for Iron Punts for Dredge "Fitz Roy."—Public Works and Buildings—£6,000 for Furniture, internal Fittings, and other Works, at New General Post Office; £900 for erection of a Court House, Hill End; £500 for erection of a Court House and Telegraph Station at Ten-mile Creek; £1,000 for erection of Police Buildings Albury; £750 for erection of Police Buildings, Orange; £750 for erection of Police Buildings, Grafton; £750 for erection of Police Buildings, Hay; £1,973 14s. for Additions and Alterations to Benevolent Asylum, Parramatta; £3,051 8s. 4d. for Additions to Hospital for Insane, Gladesville; £5,803 2s. 8d. for Additions to Lunatic Asylum, Parramatta; £500 for Quarters for Customs Officer at Ballina.—Roads and Bridges—£3,526 3s. 6d. for Main Northern Road; £5,669 8s. for Main Southern Road; £550 17s. 6d. for Main Western Road; £2,065 8s. 5d., Grafton to Glen Innes; £1,000, Armidale to Grafton; £422 0s. 4d., Goulburn to Queanbeyan; £289 14s. 3d., Tarago to Braidwood; £1,062 4s., Bathurst to Cowra; £427 19s. 2d., Tambaroora to Hill End; £337 18s. 5d., Campbelltown to Narellan; £16,750 5s. 5d., Minor Roads, as per Schedule; £1,745 13s. 4d., Bridges on Road, Dubbo to Warren; £370 16s. 1d. for Repairs to Bridges; £267 13s. 1d. for Repairs to Toll-bars, &c.; £200 for Bridge at Goonoo Goonoo; £795 13s. 4d. for Bridge at Wallabadah; £699 2s. 6d. for Bridge at Haslem's Creek, Parramatta Road; £500 for Bridge at Winburndale Creek; £497 for Bridge at Talbragar River, Cobborah; £300 for Bridge at Back Creek, Cowra to Forbes; £350 for Bridge at Kangaroo Creek; £1,195 13s. 4d. for Bridge at Inverloch; £759 10s. for Bridge at Urana; £650 for Bridge at Ten-mile Creek and Wagga; £398 2s. 6d. for Bridge at Tighe's Bridge, Newcastle; £581 5s. for Bridge at Alumny Creek, near Grafton; £300 for Punt at Paterson River; £379 15s. for Punt at Brewarrina; £995 13s. 4d. for Bridge over Duck Creek, at Cannonbar; £795 13s. 4d. for Bridge over the Bogan; and £650 for Bridge over Billabong Creek, at Walbundry.

Resolutions then, on motion of Mr. Parkes, read a second time, and agreed to.

8. **WAYS AND MEANS:**—The Order of the Day having been read,—on motion of Mr. Parkes the Speaker left the Chair, and the House resolved itself into a Committee of Ways and Means.
The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.

The Chairman also reported that the Committee had come to certain Resolutions.

Ordered, on motion of the Chairman (*with the concurrence of the House*), that the said Resolutions be *now* received.

The Chairman then reported the Resolutions, which were read a first time, as follows:—

(3.) *Resolved*,—That, towards making good the Supply granted to Her Majesty for the Supplementary Service of the year 1872 and previous years, the sum of £39,880 2s. 11d. be granted out of the Consolidated Revenue Fund of New South Wales.

(4.) *Resolved*,—That, towards making good the Supply granted to Her Majesty for the Service of the year 1873, the sum of £1,952,035 6s. 2d. be granted out of the Consolidated Revenue Fund of New South Wales.

Resolutions then, on motion of Mr. Parkes, read a second time, and agreed to.

9. **APPROPRIATION BILL:**—Ordered, on motion of Mr. G. A. Lloyd, That leave be given to bring in a Bill, founded on Resolutions of Ways and Means, Nos. 3 and 4, to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the service of the year 1873, and for the year 1872 and previous years.

10. **SUSPENSION OF STANDING ORDERS:**—Mr. Parkes (*with the concurrence of the House*) moved, without Notice, That so much of the Standing Orders be suspended as will admit of a Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales, certain sums to make good the Supplies granted for the service of the year 1873, and for the year 1872 and previous years passing through all its stages in one day.

Question put and passed.

The House adjourned, on motion of Mr. Parkes, at six minutes before One o'clock A.M., until Four o'clock P.M., This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 38.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 30 JANUARY, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTION :—Schools at Clarence Town :—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is there a Roman Catholic Denominational School at Clarence Town?
- (2.) What is the number of pupils attending that School at present, and what has been the average attendance since the School was opened?
- (3.) Is there a Public School at Clarence Town, and what is the attendance at present?

Mr. Parkes answered,—

- (1.) There is a certified Roman Catholic Denominational School at Clarence Town.
- (2.) The School was closed from the 30th September to the 31st December last; but a teacher was appointed on the 1st January, and consequently the School is now open. The number of pupils attending the School in September was 32; the average attendance since 1st January, 1871, has been 30·015. The School was established in 1864, and was therefore one of those taken over when the present Law came into operation, but the records of the late Denominational Board do not furnish full information as to the attendance.
- (3.) There is a Public School at Clarence Town; the attendance for the month of December last was 72·005.

2. COLLIERIES BILL :—Mr. Hannell presented a Petition from the Officers and Delegates of the Coal Miners' Mutual Protective Association, praying that this Bill may be passed.
Petition received.

3. PERMISSIVE LIQUOR BILL :—The following Petitions, in favour of the passing of this Bill, were presented by the Members named :—

1. From Inhabitants at Wagga Wagga. By Mr. Stewart.
2. From Inhabitants of Richmond River. By Mr. Burns.
3. From Daughters of Temperance, and others, Richmond. By Mr. Driver.
4. From Inhabitants of the Electoral District of Narellan. By Mr. Cunneen.
5. From Inhabitants of the Town of Orange and surrounding District. By Mr. Nelson.
6. From Inhabitants of Ballina. By Mr. Scholey.
7. From Electors and other Inhabitants of Albury. By Mr. Lee.
8. From Members of the Independent Order of Rechabites, residents of Albury. By Mr. Oakes.
9. From Inhabitants of Ballina. By Mr. De Salis.
10. From Inhabitants of Araluen. By Mr. Rodd.

Petitions received.

4. ROAD THROUGH MUNICIPALITIES AT NORTH SHORE :—Mr. Tunks presented a Petition from certain Inhabitants of the Parishes of Willoughby and Gordon, at the North Shore, praying that a Bill may be brought in to resume the control and management of the Main Road from Sydney through the Municipalities at North Shore.
Petition received.

5. PAPERS:—Mr. Sutherland laid upon the Table the following Papers:—
 (1.) Return to an Order, made on 21st November, 1872, in reference to the Morpeth Branch Railway.
 (2.) Return to an Order, made on 26th November, 1872, in reference to the Windsor Railway Station.
 Ordered to be printed.

6. NEW SOUTH WALES SHALE AND OIL COMPANY'S BILL:—The Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to incorporate 'The New South Wales Shale and Oil Company (Limited)'*" with the Amendments indicated by the accompanying Schedule, in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
 Sydney, 30th January, 1873.

T. A. MURRAY,
 President.

NEW SOUTH WALES SHALE AND OIL COMPANY'S BILL.

SCHEDULE of the Amendments referred to in Message of 30th January, 1873.

JOHN J. CALVERT,
 Clerk of Parliaments.

Page 4, clause 11, line 52. *After "Directors" omit "from time to time as they shall see fit in the manner specified in the said Deed of Settlement to authorize the Chairman or any two of the Directors to make accept and indorse promissory notes or bills of exchange on behalf of the Company for any purposes connected with the affairs and business of the Company and the making-accepting and indorsing of any such promissory notes or bills of exchange by the Chairman of the Company or such two Directors for and on behalf of the Company shall be binding against every shareholder and it shall be also lawful for the Directors"*

Page 5. *After clause 11 insert new clause.*

"12 Every Promissory Note or Bill of Exchange shall be deemed to have been made accepted or indorsed on behalf of the Company under this Act if made accepted or indorsed in the name of the Company by any two Directors of the Company as such."

Page 6, clause 23, line 41. *Omit "due by" insert "for which"*

" " lines 41 and 42. *After "Shareholder" omit "in respect of the amount subscribed for and unpaid by him" insert "shall be liable under Section 27 of this Act"*

Page 8, clause 29, line 34. *Omit "2" insert "3"*

Examined,—

J. DOCKER,

Chairman of Committees.

Ordered, on motion of Mr. Driver, that the consideration in Committee of the amendments made by the Legislative Council in this Bill stand an Order of the Day for to-morrow.

7. PAPERS:—Mr. Parkes laid upon the Table the following Papers:—
 (1.) Return to an Address, adopted on 21st January, 1873, in reference to Roman Catholic Denominational School, Adelong.
 (2.) Report from the Trustees of the Sydney Free Public Library, for 1872.
 Ordered to be printed.
8. ADJOURNMENT:—Mr. Buchanan moved, That this House do now adjourn.
 Debate ensued.
 Question put and negatived.
9. WILLIAM JAMES STEERE ("*Formal*" Motion):—Mr. Lucas moved, pursuant to Notice, That the Petition presented by him on 24th January, from William James Steere, complaining of his dismissal from the situation of Government Boatman, be printed.
 Question put and passed.
10. POSTPONEMENT:—The Order of the Day for the second reading of the Friendly Societies Bill postponed, on motion of Mr. Parkes, to follow after the Order of the Day for the resumption of the Committee of Ways and Means.
11. REAL PROPERTY ACT AMENDMENT BILL:—Mr. Butler moved, That this Bill be now read a second time.
 Question put and passed.
 Bill read a second time.
 On motion of Mr. Butler the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.
 The Speaker resumed the Chair; and the Chairman having reported the Bill without amendment, the House, on motion of Mr. Butler, adopted that report, and ordered that the third reading of the Bill stand an Order of the Day for to-morrow.
12. BLACKWATTLE BAY LAND RECLAMATION BILL:—Mr. Farnell moved, That this Bill be now read a second time.
 Question put and passed.
 Bill read a second time.

On

"Promissory
 Notes or Bills
 of Exchange
 when deemed
 to have been
 accepted."

On motion of Mr. Farnell the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.
The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Wednesday next.

13. **APPROPRIATION BILL:**—Mr. G. A. Lloyd having presented this Bill, Bill, intituled "*A Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the year 1873 and for the year 1872 and previous years,*"—read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for this day.

14. **POSTPONEMENTS:**—

1. The Order of the Day in reference to the City Properties Leasing and Improving Bill postponed, on motion of Mr. Parkes, to follow after the Order of the Day respecting the Collieries Bill.

2. The Order of the Day respecting the Navigation Act Amendment Bill postponed, on motion of Mr. G. A. Lloyd, until to-morrow.

15. **LEGISLATIVE COUNCIL BILL:**—The Order of the Day for the second reading of this Bill having been read,—

Mr. Parkes (with a view to the withdrawal of the Bill and the substitution of another, without alteration of title) moved, That the Order of the Day be discharged.

Question put and passed.

Bill then withdrawn, on motion of Mr. Parkes.

Whereupon,—The leave originally granted to introduce this Bill having been read by the Clerk, by direction of the Speaker, from the Votes and Proceedings of 19th December, 1872,—Mr. Parkes presented Legislative Council Bill (No. 2), and moved that it be now read a first time.

Question put and passed.

Bill read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Thursday, 13th February.

16. **POSTPONEMENT:**—The Order of the Day in reference to the Colonial Defence Bill postponed, on motion of Mr. Parkes, until Wednesday next.

17. **COLONIAL AGENCY REGULATION BILL:**—The Order of the Day having been read,—on motion of Mr. Parkes the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to limit the term of office and regulate the duties of the Agent General in London.

The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the following Resolution:—

Resolved,—That it is desirable to bring in a Bill to limit the term of office and regulate the duties of the Agent General in London.

On motion of Mr. Parkes that report was adopted.

18. **POSTPONEMENTS:**—The following Orders of the Day postponed, on motion of Mr. Parkes:—

1. Supply; resumption of the Committee;
2. Ways and Means; resumption of the Committee; } *until Wednesday next.*

3. Friendly Societies Bill; second reading;—to follow next after the last Order of the Day of Government Business.

19. **APPROPRIATION BILL,**—on motion of Mr. G. A. Lloyd, read a second time.

Whereupon, on motion of Mr. Lloyd, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and the Chairman having reported the Bill without amendment, the House, on motion of Mr. Lloyd, adopted that report, and ordered that the third reading of the Bill stand an Order of the Day for this day.

20. **POSTPONEMENT:**—The Order of the Day for the second reading of the Friendly Societies Bill further postponed, on motion of Mr. G. A. Lloyd, until Wednesday next.

21. **APPROPRIATION BILL,**—on motion of Mr. G. A. Lloyd, read a third time, and *passed.*

Mr. Lloyd then moved, That the Title of this Bill be "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the year 1873 and for the year 1872 and previous years.*"

Question put and passed.

Whereupon Mr. Lloyd moved, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the year 1873 and for the year 1872 and previous years,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 30th January, 1873.

Question put and passed.

22. **COLLIERIES BILL:**—The Order of the Day for the further consideration in Committee of this Bill having been read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such further consideration.

The Speaker resumed the Chair; and the Chairman having reported the Bill with amendments, on motion of Sir James Martin (*with the concurrence of the House*), that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for to-morrow.

23. **CITY PROPERTIES LEASING AND IMPROVEMENT BILL:**—The Order of the Day for the resumption of the adjourned Debate on the motion for the second reading of this Bill having been read, and the Debate not being resumed,—
Question put,—That this Bill be now read a second time,—and passed.
Bill read a second time.
On motion of Mr. Farnell, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.
The Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
Ordered, on motion of Mr. Farnell, that the adoption of that report stand an Order of the Day for to-morrow.
24. **APPROPRIATION BILL:**—The Speaker reported the following Message from the Legislative Council:—
MR. SPEAKER,
The Legislative Council having this day agreed to the Bill, intituled "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the year 1873 and for the year 1872 and previous years,*"—returns the same to the Legislative Assembly without Amendment.
Legislative Council Chamber,
Sydney, 30th January, 1873.
T. A. MURRAY,
President,
25. **PETERSHAM CHURCH GRANT BILL:**—The Order of the Day having been read,—Mr. Farnell moved, That this Bill be now read a third time.
Question put,—
And Division called for,—
But there being no Tellers for the *Noes*, no Division could be had, and the Speaker declared the Question to have passed in the *affirmative*.
Bill read a third time, and, on motion of Mr. Farnell, *passed*.
Mr. Farnell then moved, That the Title of this Bill be "*A Bill to enable Christopher Rolleston Thomas Chaplin Breillat Stephen Campbell Brown and William Crane or other the Trustees of certain land and premises in the Parish of Petersham near Newtown to sell the same and to provide for the application of the proceeds thereof.*"
Question put and passed.
Whereupon Mr. Farnell moved, That this Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable Christopher Rolleston Thomas Chaplin Breillat Stephen Campbell Brown and William Crane or other the Trustees of certain Land and Premises in the Parish of Petersham near Newtown to sell the same and to provide for the application of the proceeds thereof,*"—presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.
Legislative Assembly Chamber,
Sydney, 30th January, 1873.
Question put and passed.
26. **COHEN'S ESTATE BILL:**—Mr. Burns moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Burns, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.
The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Friday, 7th February.
27. **ALBERT DANGAR'S LEASING BILL:**—Mr. Tunks moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Tunks the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.
The Speaker resumed the Chair; and the Chairman having reported the Bill without amendment, the House, on motion of Mr. Tunks, adopted that report, and ordered that the third reading of the Bill stand an Order of the Day for to-morrow.
28. **POSTAGE AND DUTY STAMPS:**—The Order of the Day in reference to this subject read, and discharged.
29. **POSTPONEMENTS:**—The following Orders of the Day postponed,—
1. Capital Punishment Abolition Bill; second reading;—on motion of Mr. Fitzpatrick, until Friday, 28th February.
2. Fire Brigades Bill; second reading;—on motion of Mr. Innes, until Wednesday next.
3. Town Hall Site Bill; second reading;—on motion of Mr. R. B. Smith, until to-morrow.
30. **ADJOURNMENT:**—Mr. Parkes moved, That this House do now adjourn.
Debate ensued.
Question put and passed.
Whereupon the Speaker left the Chair, and the House stood adjourned at twenty-seven minutes after Nine o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 39.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 31 JANUARY, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) Sandy Point, Shoalhaven:—Mr. Stewart asked the Secretary for Lands, pursuant to Notice,—
 - (1.) Whether Sandy Point, so long reserved for the protection of the Shoalhaven Harbour, is about to be thrown open for sale?
 - (2.) Is the Minister aware that the removal of the bush from Sandy Point will allow the sand to drift into and fill up the Harbour of Shoalhaven?

Mr. Farnell answered,—

- (1.) If by Sandy Point the western end of Comerong Island is meant, it is the intention of the Government to reserve as much of the Island as may be found necessary for the preservation of the River.

(2.) The removal of the bush would probably have that tendency.

- (2.) Supply of Water to the City:—Mr. Raphael asked the Colonial Secretary, pursuant to Notice,—Whether the Government purpose using their influence to compel the City Corporation to have a better supply of Water to protect the City in case of fire, and to have a competent officer to assist at fires to prevent the fearful devastation of fires so often taking place in this City?

Mr. Parkes answered,—The Government will communicate with the City Council on the subject. That is all I can say at the present moment.

- (3.) Wollongong Gaol:—Mr. Forster asked the Colonial Secretary, pursuant to Notice,—
 - (1.) Is it the intention of the Government to discontinue the Gaol at Wollongong?
 - (2.) If so, when, and what other arrangements are in contemplation to meet the public requirements?
 - (3.) Is the course proposed by the Government in this matter owing to any or what suggestion or recommendation by any of the local or other Gaol authorities?

Mr. Parkes answered,—

(1 & 3.) The Sheriff, whose recommendation, received on the 24th instant, is under consideration, reports that, for reasons assigned, it would be desirable to discontinue the Wollongong Gaol as an established Gaol.

(2.) Should it be discontinued as an established Gaol, it will be converted into a police Gaol, which, it is represented to the Government, would be sufficient for the requirements of the district.

2. MINING BILL:—Mr. Bennett presented a Petition from certain Miners, Storekeepers, and other Residents of the Peel River and adjacent Gold Fields, praying that this Bill may be amended in certain respects.
Petition received.

3. DENOMINATIONAL SCHOOL AT PETERSHAM:—Mr. Stewart (*with the concurrence of the House*) moved, without notice, That the Correspondence laid upon the Table of this House on 2nd May, 1872, in reference to the Denominational School at Petersham, be printed.
Question put and passed.

4. PRINCE ALFRED HOSPITAL BILL:—Mr. Fitzpatrick, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this Bill was referred on 19th December, 1872, together with Appendix.
Ordered to be printed.
Mr. Fitzpatrick then moved, That the second reading of the Bill (*as agreed to in Select Committee*) stand an Order of the Day for Friday, 7th February.
Question put and passed.
5. PETITION OF JOHN DARGIN:—Mr. Combes, on behalf of the Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this subject was referred on 26th November, 1872, together with Appendix.
Ordered to be printed.
6. UNDERWOOD'S ESTATE BILL:—Mr. Butler presented the following Petitions in favour of the passing of this Bill:—
 1. From Edward Grimes Underwood, of Wallabadah.
 2. From William Nowland, of Calatoota, near Muswellbrook, and Pauline De Lissart Wilkin-son Nowland, his wife, and Emily Elizabeth Mary Underwood, spinster.
 Petitions received.
7. COLLIERIES BILL ("Formal" Order of the Day),—on motion of Mr. Butler, read a third time, and passed.
Mr. Butler then moved, That the Title of this Bill be "*An Act to make certain provisions relating to persons working in Collieries.*"
Question put and passed.
Whereupon Mr. Butler moved, That this Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,—
The Legislative Assembly having this day passed a Bill, intituled "*An Act to make certain provisions relating to persons working in Collieries,*"—presents the same to the Legislative Council for its concurrence.
*Legislative Assembly Chamber,
Sydney, 31st January, 1873.*
Question put and passed.
8. ALBERT DANGAR'S LEASING BILL ("Formal" Order of the Day),—on motion of Mr. Tunks, read a third time, and passed.
Mr. Tunks then moved, That the Title of this Bill be "*An Act to enable Albert Augustus Dangar and his assigns during his life and certain other persons after his decease to grant building and mining leases of certain lands situate near Newcastle in the Colony of New South Wales.*"
Question put and passed.
Whereupon Mr. Tunks moved, That this Bill be returned to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day agreed to the Bill, intituled "*An Act to enable Albert Augustus Dangar and his assigns during his life and certain other persons after his decease to grant building and mining leases of certain lands situate near Newcastle in the Colony of New South Wales,*"—returns the same to the Legislative Council without amendment.
*Legislative Assembly Chamber,
Sydney, 31st January, 1873.*
Question put and passed.
9. ROAD THROUGH MUNICIPALITIES AT NORTH SHORE ("Formal" Motion):—Mr. Tunks moved, pursuant to Notice, That the Petition presented by him on 30th January, from Inhabitants of the Parishes of Willoughby and Gordon, relative to Main Road through North Shore, be printed.
Question put and passed.
10. PERMISSIVE LIQUOR BILL ("Formal" Motions):—
 - (1.) Mr. Driver moved, pursuant to Notice, That the Petition presented by him on the 30th January, from certain Daughters of Temperance, and others, in Richmond, in favour of the Permissive Liquor Bill, be printed.
Question put and passed.
 - (2.) Mr. Burns, on behalf of Mr. Nelson, moved, pursuant to Notice, That the Petition presented by Mr. Nelson on 30th January, from Inhabitants of Orange, in favour of the Permissive Liquor Bill, be printed.
Question put and passed.
 - (3.) Mr. Burns moved, pursuant to Notice, That the Petition presented by him on the 30th January, from certain Inhabitants of Richmond River, in favour of the Permissive Liquor Bill, be printed.
Question put and passed.
 - (4.) Mr. Cannoen moved, pursuant to Notice, That the Petition presented by him on 30th January, from Inhabitants of Narellan, in favour of the Permissive Liquor Bill, be printed.
Question put and passed.
 - (5.) Mr. De Salis moved, pursuant to Notice, That the Petition presented by him on the 30th January, from Inhabitants of Ballina, relative to the Permissive Liquor Bill, be printed.
Question put and passed.
 - (6.) Mr. Lee moved, pursuant to Notice, That the Petition presented by him on 30th January, from Residents of Albury, relative to the Permissive Liquor Bill, be printed.
Question put and passed.

(7.) Mr. Rodd moved, pursuant to Notice, That the Petition presented by him on 30th January, from Residents and others of the District of Araluen, relative to the Permissive Liquor Bill, be printed.
Question put and passed.

11. REAL PROPERTY ACT AMENDMENT BILL (*"Formal" Motion*),—on motion of Mr. Butler, read a third time, and *passed*.

Mr. Butler then moved, That the Title of this Bill be "*An Act to amend the Real Property Act of 1862.*"

Question put and passed.

Whereupon Mr. Butler moved, That this Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT.

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Real Property Act of 1862,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 31st January, 1873.*

Question put and passed.

12. POSTPONEMENTS:—

(1.) The Order of the Day for the second reading of Underwood's Estate Bill postponed, on motion of Mr. Butler, until Tuesday next.

(2.) The Order of the Day respecting the Superannuation Act Amendment Bill postponed, on motion of Mr. Forster (after Debate), until Friday next.

13. LODER'S ESTATE BILL:—Mr. Lackey moved, That this Bill be now read a second time.

Debate ensued.

Mr. Bennett moved, That this Debate be now adjourned, and its resumption stand an Order of the Day for this day week.

Debate ensued.

Question put:

The House divided.

Ayes, 11.

Mr. Sutherland,
Mr. Cummings,
Mr. Stewart,
Mr. Nelson,
Mr. Bennett,
Mr. Cunneen,
Mr. Scholey,
Mr. Rodd,
Mr. Tunks,

Tellers.

Mr. Raphael,
Mr. Burns.

Noes, 25.

Sir James Martin,
Mr. Lord,
Mr. Lackey,
Mr. G. A. Lloyd,
Mr. J. S. Smith,
Mr. Forster,
Mr. Robertson,
Mr. Farnell,
Mr. Innes,
Mr. Nowlan,
Mr. Terry,
Mr. Driver,
Mr. Warden,
Mr. Clarke,

Mr. Lee,
Mr. Single,
Mr. Hill,
Mr. Macintosh,
Mr. Wearne,
Mr. Combes,
Mr. Lucas,
Mr. R. B. Smith,
Mr. De Salis,

Tellers.

Mr. Fitzpatrick,
Mr. Abbott.

And so it passed in the negative.

Original Question put,—That this Bill be now read a second time.
The House divided.

Ayes, 23.

Mr. Robertson, Mr. R. B. Smith,
Mr. Farnell, Mr. Macintosh,
Mr. G. A. Lloyd, Mr. Lee,
Mr. Innes, Mr. Fitzpatrick,
Mr. Lord, Mr. Wearne,
Sir James Martin, Mr. Nowlan,
Mr. Single, Mr. Combes,
Mr. Forster, Mr. Lucas,
Mr. Clarke, *Tellers.*
Mr. Hill,
Mr. Warden, Mr. J. S. Smith,
Mr. Abbott, Mr. Lackey,
Mr. Terry,

Noes, 10.

Mr. Rodd,
Mr. De Salis,
Mr. Tunks,
Mr. Raphael,
Mr. Bennett,
Mr. Nelson,
Mr. Cummings,
Mr. Scholey,

Tellers.

Mr. Burns,
Mr. Stewart.

And so it was resolved in the affirmative.

Bill read a second time.

Interruption.

14. ASSENT TO APPROPRIATION BILL:—The following Message from His Excellency the Governor was delivered by Mr. Parkes, and read by the Speaker:—

HERCULES ROBINSON,
Governor.

Message No. 9.

A Bill, intituled "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the year 1873 and for the year 1872 and previous years,*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*Government House,
Sydney, 31st January, 1873.*

15. **LODER'S ESTATE BILL:**—On motion of Mr. Lackey, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.
The Speaker resumed the Chair; and the Chairman having reported the Bill without amendment, the House, on motion of Mr. Lackey, adopted that report, and ordered that the third reading of the Bill stand an Order of the Day for Tuesday next.
16. **CONTRACTS EXEMPTION BILL:**—
(1.) The Order of the Day having been read,—on motion of Mr. Lucas, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the desirability of bringing in a Bill to exempt certain Contracts from the Law of Partnerships.
The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the following Resolution:—
Resolved,—That it is desirable to bring in a Bill to exempt certain Contracts from the Law of Partnerships.
On motion of Mr. Lucas, that report was adopted.
(2.) Mr. Lucas having *presented* this Bill, Bill, intituled "*A Bill to exempt certain Contracts from the Law of Partnerships*,"—read a first time.
Ordered to be printed, and that the second reading of the Bill stand an Order of the Day for Friday, 14th February.
17. **POSTPONEMENT:**—The Order of the Day respecting the Cattle Sale Yards Act Amendment Bill postponed, on motion of Mr. Driver, until Tuesday next.
18. **NEW SOUTH WALES SHALE AND OIL COMPANY'S BILL:**—The Order of the Day having been read,—On motion of Mr. Burns the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Amendments made by the Legislative Council in this Bill. The Speaker resumed the Chair; and the Chairman having reported that the Committee had agreed to the Council's Amendments,—on motion of Mr. Robertson that report was adopted.
Whereupon Mr. Robertson moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill intituled "*An Act to incorporate 'The New South Wales Shale and Oil Company (Limited).'*"

*Legislative Assembly Chamber,
Sydney, 31st January, 1873.*

Question put and passed.

The House adjourned at eight minutes after Eight o'clock, until Tuesday next, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 40.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 4 FEBRUARY, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Public Schools :—Captain Onslow asked the Colonial Secretary, pursuant to Notice,—

(1.) Is there any regulation of the Council of Education, or have the masters of the Public Schools any instruction, to forbid children attending School unless they are provided with shoes and stockings?

(2.) Have any children been sent away from any Public School on account of their not having shoes or stockings?

Mr. G. A. Lloyd answered,—

(1.) There is no regulation of the Council of Education, nor have the masters of Public Schools any instructions, forbidding children to attend School unless provided with shoes and stockings.

(2.) The Council has no knowledge of any children having been sent away from any Public School on account of their not having shoes or stockings.

- (2.) Wollongong Gaol :—Mr. Forster asked the Colonial Secretary, pursuant to Notice,—

(1.) Has the Government received any remonstrance from the people of Wollongong against the discontinuance of the Gaol?

(2.) If so, what course will the Government take in regard to such remonstrance?

Mr. G. A. Lloyd answered,—

(1.) A petition urging the continuance of this Gaol has been received.

(2.) In all probability the petitioners will be informed that the Gaol will be continued as a police Gaol only.

2. GLEBE ISLAND ABATTOIR :—Mr. Lucas presented a Petition, signed by the Mayors of the Municipalities of Balmain, The Glebe, Five Dock, and Leichhardt, and by certain persons residing within those Municipalities, stating objections to the expenditure of any further sums of money on the Abattoir at Glebe Island; and praying that a new Abattoir may be erected somewhere near the present line of Railway.

And the same having been read by the Clerk, by direction of the Speaker,—
Petition received.

3. BATHURST CATTLE SALE YARDS BILL :—Mr. Combes presented a Petition, signed by Richard Machattie, Mayor of the Borough Council of Bathurst, praying for leave to bring in a Bill to authorize the erection and maintenance of Cattle Sale Yards on a portion of the Bathurst Common, by the Borough Council of Bathurst.

And Mr. Combes having produced the *Government Gazette*, and the *Sydney Morning Herald* and *Bathurst Times*, newspapers, containing the notices required by the 59th Standing Order,—
Petition received.

4. LEAVE OF ABSENCE :—Mr. Wearne (*with the concurrence of the House*) moved, without notice, That leave of absence be granted to James Watson, Esquire, the Honorable Member for The Lachlan, for one month, in consequence of urgent private business.
Question put and passed.

5. **BOWENFELS COAL MINING AND COPPER SMELTING COMPANY'S RAILWAY BILL**:—Mr. Robertson presented a Petition from Archibald Thompson, Esquire, of Sydney, praying for leave to bring in a Bill to enable certain persons carrying on business at Bowenfels and Sydney, under the name and style of "The Bowenfels Coal Mining and Copper Smelting Company," to construct a Railway or Tramway from land in Lithgow Valley belonging to them, to, and to connect the same with, the Great Western Railway.

And Mr. Robertson having produced the *Government Gazette*, and the *Sydney Morning Herald* and *Bathurst Times*, newspapers, containing the notices required by the 59th Standing Order,—
Petition received.

6. **PAPER**:—Mr. Butler laid upon the Table, Depositions in the case, of John Maxwell Irving, charged with cattle-stealing.
7. **THE PRISONERS SPENCER AND MAGEE ("Formal" Motion)**:—Mr. Buchanan moved, pursuant to Notice,—
(1.) That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of all Papers, Petitions, &c., sent to His Excellency in reference to the case of the prisoner Spencer, found guilty of wilful murder at the last Bathurst Assizes, and whose punishment has been reduced by His Excellency to three years imprisonment; also, any and all similar Papers sent to His Excellency in the case of the prisoner Magee, found guilty of wilful murder at the last Bathurst Assizes, and whose sentence has been reduced by His Excellency to five years imprisonment with hard labour—in both cases the sentence of the Court being death recorded.
(2.) Also, all Minutes by His Excellency (if any) in both cases, and any documents by which the reasons which governed His Excellency in the conclusion he arrived at in both cases are in any way set forth.
Question put and passed.
8. **MINING BILL ("Formal" Motion)**:—Mr. Bennett moved, pursuant to notice, That the Petition presented by him on 31st January, from Miners, Storekeepers, and others, residents of the Peel River and adjacent Gold Fields, relative to the Mining Bill, be printed.
Question put and passed.
9. **PERMISSIVE LIQUOR BILL ("Formal" Motions)**:—
(1.) Mr. Stewart moved, pursuant to Notice, That the Petition presented by him on 30th January, from Inhabitants of Wagga Wagga, relative to the Permissive Liquor Bill, be printed.
Question put and passed.
(2.) Mr. Stewart, on behalf of Mr. Oakes, moved, pursuant to Notice, That the Petition presented by Mr. Oakes on the 30th January, relative to the Permissive Liquor Bill, be printed.
Question put and passed.
10. **UNDERWOOD'S ESTATE BILL ("Formal" Motion)**:—Mr. Butler moved, pursuant to Notice, That the two Petitions presented by him on 31st January, from Edward Grimes Underwood, and William Nowland and others, relative to Underwood's Estate Bill, be printed.
Question put and passed.
11. **LODER'S ESTATE BILL ("Formal" Order of the Day)**,—on motion of Mr. Lackey, read a third time, and *passed*.
Mr. Lackey then moved, That the Title of this Bill be "*An Act to enable the Executors of the Will of James Mein Loder deceased to sell a certain Sheep Station or Run called 'North Quirindi' or 'Currindi Creek' being part of the Estate of the said James Mein Loder and to invest the money to arise from such sale for the benefit of the parties interested in the said Station under the said Will.*"
Question put and passed.
Whereupon Mr. Lackey moved, That this Bill be carried to the Legislative Council with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable the Executors of the Will of James Mein Loder deceased to sell a certain Sheep Station or Run called 'North Quirindi' or 'Currindi Creek' being part of the Estate of the said James Mein Loder and to invest the money to arise from such sale for the benefit of the parties interested in the said Station under the said Will,*"—presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Reports from, and Minutes of Evidence taken before, the Select Committees thereon.
*Legislative Assembly Chamber,
Sydney, 4th February, 1873.*
Question put and passed.
12. **IMPORTED STOCK ACT AMENDMENT BILL ("Formal" Motion)**:—Mr. Farnell moved, pursuant to Notice, That this House will, on Thursday the 6th February, resolve itself into a Committee of the Whole to consider of the propriety of bringing in a Bill to amend the Imported Stock Act of 1871.
Question put and passed.
13. **CITY PROPERTIES LEASING AND IMPROVING BILL ("Formal" Order of the Day)**,—on motion of Mr. Farnell, read a third time, and *passed*.
Mr. Farnell then moved, That the Title of this Bill be "*An Act to authorize the Leasing and Improving of City Properties.*"
Question put and passed.

Whereupon

Whereupon Mr. Farnell moved, That this Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to authorize the Leasing and Improving of City Properties*,"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 4th February, 1873.

Question put and passed.

14. CHARITABLE INSTITUTIONS:—Captain Onslow moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will cause a Royal Commission to be appointed to inquire into the working and "management" of our Charitable Institutions, more particularly the Sydney Infirmary and the Orphan Schools.

Debate ensued.

Mr. Stewart moved, That the Question be amended, by inserting, after the word "management," the words "and the results or products."

Debate continued.

Question,—That the words proposed to be inserted be there inserted—put and passed.

Question then,—That an Address be presented to the Governor, praying that His Excellency will cause a Royal Commission to be appointed to inquire into the working and management, and the results or products, of our Charitable Institutions, more particularly the Sydney Infirmary and the Orphan Schools,—put and passed.

15. PAPERS:—Mr. Parkes laid upon the Table the following Papers:—

(1.) Return to an Address, adopted on 31st January, 1873, in reference to St. Andrew's College—Petition of Rev. Dr. Lang.

(2.) Return to an Address, adopted on 17th December, 1872, in reference to the Church of England School at Petersham.

Ordered to be printed.

16. THE AGENT GENERAL OF THE COLONY:—Mr. Robertson moved, pursuant to *amended* Notice, That this House will, on Friday, 14th instant, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for the year 1872, the sum of £1,021 10s. 1d., and on an Additional Estimate for 1873 the sum of £500, for the Agent General of the Colony, being difference of salary between £1,000 and £1,500 per annum from 16th December, 1870, to 31st December, 1873.

Question put.

The House divided.

Ayes, 30.

Mr. Parkes,	Mr. Garrett,
Mr. Butler,	Mr. Nowlan,
Mr. Farnell,	Mr. Clarke,
Mr. Jones,	Mr. Combes,
Mr. G. A. Lloyd,	Mr. Lackey,
Mr. Robertson,	Mr. Lucas,
Mr. Cunneen,	Mr. R. B. Smith,
Mr. Hay,	Mr. Burns,
Mr. Macintosh,	Mr. Nelson,
Mr. Grahame,	Mr. Tecce,
Mr. Hill,	Mr. De Salis,
Mr. Buchanan,	Mr. Driver,
Captain Onslow,	
Mr. Forster,	<i>Tellers.</i>
Mr. Abbott,	Mr. Booth,
Mr. Warden,	Mr. Raphael.

Noes, 8.

Mr. Rodd,
Mr. Wearne,
Mr. Terry,
Mr. Tunks,
Mr. Scholey,
Mr. Stephen Brown,

Tellers.

Mr. Stewart,
Mr. Hoskins.

And so it was resolved in the affirmative.

17. DISPUTED MINING CASE, DEWSON *v.* MALONEY:—Mr. Rodd moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of all Correspondence, Minutes, &c., between the Secretary for Lands and others, (including depositions taken before Walcha Bench), having reference to the disputed mining case of W. Dewson *v.* T. Maloney and others, at the Glen Morrison Reef, near Walcha.

Debate ensued.

Question put and passed.

18. MR. TEMPLE S. NATHAN:—Mr. Warden moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return, showing,—

(1.) The various appointments held under the Government of the Colony by Temple S. Nathan, the recently appointed Under Sheriff.

(2.) The date of each appointment, and salary attached thereto.

(3.) The cause of Mr. Nathan's removal from each office, and a list of the charges and complaints (if any) that have been made against him.

Debate ensued.

Question put and passed.

19. CLAIM OF MR. STEPHEN SCHOLEY:—Mr. Cunneen moved, pursuant to Notice (*as amended with the concurrence of the House*),—

(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the claim of Mr. Stephen Scholey for losses alleged to have been sustained by him in the position of Warden of the Maitland District Council, in the case "*Eckford v. Scholey*."

(2.)

(2.) That such Committee consist of Mr. Parkes, Mr. Wearne, Mr. Macintosh, Mr. Forster, Mr. Buchanan, Mr. Burns, Mr. R. B. Smith, Mr. Tunks, Mr. Webb, and the Mover.
Debate ensued.

Question put and passed.

20. UNDERWOOD'S ESTATE BILL:—Mr. Butler moved, That this Bill be "now read a second time."
Mr. Burns moved, That the Question be amended, by omitting the words "now read a second time," with a view of inserting the words "referred to a Select Committee for inquiry and report."
"That such Committee consist of Mr. Abbott, Mr. Allen, Mr. W. C. Browne, Mr. Driver, Mr. Hill, Mr. Lee, Mr. Lord, Mr. Lucas, Mr. Oakes, and the Mover."
Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
Question,—That the words proposed to be inserted in place of the words omitted be there inserted,—put and passed.
Question then,—

(1.) That Underwood's Estate Bill be referred to a Select Committee for inquiry and report.

(2.) That such Committee consist of Mr. Abbott, Mr. Allen, Mr. W. C. Browne, Mr. Driver, Mr. Hill, Mr. Lee, Mr. Lord, Mr. Lucas, Mr. Oakes, and the Mover,—put and passed.

21. POSTPONEMENTS:—The following Orders of the Day postponed until Friday next:—

(1.) Cattle Sale Yards Act Amendment Bill; consideration in Committee of the Whole of the propriety of bringing in a Bill to amend the Cattle Yards Act of 1870. By Mr. Driver.
(2.) Town Hall Site Bill; second reading. By Mr. Macintosh.

The House adjourned at twelve minutes after Nine o'clock, until To-morrow at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 41.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 5 FEBRUARY, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) Rain Gauges:—Mr. Phelps asked the Colonial Secretary, pursuant to Notice,—What conclusion has the Government come to relative to the supplying of Rain Gauges to all the Telegraph Stations, and to the Postmasters who are considered able and fit to record the rain-fall, throughout the Colony?

Mr. Parkes answered,—I must ask the Honorable Member not to expect me to give him a definite answer at the present time. Although the matter has been some time before the Government it has not received the attention it deserves, owing to the press of other things, but the probability is that the requisite Rain Gauges will be provided, the taking accurately of the rain-fall throughout the Colony being of much importance. I will in a week or ten days inform the Honorable Member definitely what is intended to be done.

- (2.) Volunteer Land Orders:—Mr. Fitzpatrick asked the Colonial Secretary, pursuant to Notice,—
 - (1.) Whether the Government have arrived at any decision with respect to the claims to Land Orders of those Volunteers who have been enrolled since 1st January, 1868?
 - (2.) If so, what is the nature of that decision?

Mr. Parkes answered,—There has been, I think, a misapprehension on this subject, arising out of an observation made by myself in the Assembly some nights ago, when, acting upon an explanation made to me by an officer of the Government, I think I used the words that “the Government had stopped the Land Orders.” I was under the impression at the time the communication was made to me that it had been intimated to persons newly joining the Force that their time would not count for the acquisition of a right to these Land Orders. The facts are that, through misinterpretation of the law, an intimation was made by the Military authorities that Land Orders would not be granted to members of the Force who were not in the Service on the 1st January, 1868. That appeared to me so improper an interpretation of the law that I took the opinions of the Attorney General and Solicitor General, and their opinions coincide with mine, that all persons who entered the Force on and after the 1st January, 1868, who have acquired their title to Land Orders by receiving certificates of efficiency for five years, are entitled to Land Orders.

- (3.) Bridge over Molonglo River:—Mr. Forster asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Has the site for a Bridge over the Molonglo River, for which £2,000 has been provided, been determined upon?
- (2.) If so, will it be upon the road by Bungendore, or upon that by Gundaroo?
- (3.) Have the Government any certain information as to the comparative facilities of the two crossing-places by the roads in question?
- (4.) Has the site been chosen with any reference to the future Railway line, or is it considered probable that the Railway will pass over or near the said bridge?

Mr. Parkes answered,—

- (1.) A site for a Bridge over the Molonglo River has been recommended by the local officer, on a deviation from road *via* Bungendore, but not finally determined upon, pending inspection of the Engineer for Roads.
- (2.) On Bungendore Road, or slight deviation from same, but not upon Gundaroo Road.
- (3.) The main road is *via* Bungendore, and the Bridge is to be built to accommodate the through traffic *via* Bungendore to Queanbeyan and Maneroo.
- (4.) The site has been chosen without any reference to future Railway line, for which no survey has been made in this vicinity.

(4.)

(4.) Entertainment to Delegates from neighbouring Colonies:—Mr. Forster asked the Colonial Secretary, pursuant to Notice,—With reference to his Questions, numbered 6 on the Business Paper of Wednesday, January 22, upon the subject of an Entertainment to Delegates from neighbouring Colonies, and to the Answer of the Colonial Secretary to such Questions,—

(1.) Have the Government, or has any Member of the Government, intimated their intention to the Speaker, or to the Refreshment Committee, or any member thereof, to make provision from the public funds for any such entertainment?

(2.) Have the Government any such intention?

(3.) Have the Government received any communication on the subject from the Refreshment Committee, or any member thereof?

Mr. Parkes answered,—A member of the Government, namely, the Colonial Secretary, and, possibly, other members of the Government, expressed the opinion to the Speaker that, if the Parliament gave any dinner to the Representatives of the other Colonies now in Sydney, it ought to be a dinner in the name of the Parliament, as representative of the constituencies, and ought to be paid from the Public Revenue. It was explained that a dinner given by Members of Parliament by subscription would not have the same effect, and ought not to be given at all. The Government have the intention, if any accounts for this dinner are presented, of paying them. With regard to any communication, I have received a communication from the Speaker, and have given that letter a reply. I shall, if necessary, be very happy to lay these papers before the House.

2. ADJOURNMENT:—Mr. Robertson moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

3. PAPER:—Mr. Butler laid upon the Table, Rules of the Supreme Court of New South Wales, dated 11th December, 1872.

Ordered to be printed.

4. FIELD OF MARS COMMON:—Mr. Lackey presented a Petition from certain Commoners of the Field of Mars Common, praying the House to pass the necessary measures for the resumption of the Common, and the erection of a Bridge across the Parramatta River.

Petition received.

5. MUDGEES HOSPITAL SITE BILL (*"Formal" Motion*):—Mr. Innes moved, pursuant to Notice, for leave to bring in a Bill to authorize the sale of the site of the Mudgee Hospital, and to provide for the acquisition of a new site for the said Hospital, and for the erection of suitable buildings thereon.

Question put and passed.

6. GLEBE ISLAND ABATTOIR (*"Formal" Motion*):—Mr. Lucas moved, pursuant to Notice, That the Petition presented by him on the 4th February, from the Municipalities of Balmain, Five Dock, Leichhardt, and The Glebe, and certain Citizens, against any further expenditure of Public Moneys upon the present Abattoir, and for the establishment of other Abattoirs along the line of Railway, be printed.

Question put and passed.

7. BATHURST CATTLE SALE YARDS BILL (*"Formal" Motion*):—Mr. Combes moved, pursuant to Notice, for leave to bring in a Bill to authorize the erection and maintenance of Cattle Sale Yards on a portion of the Bathurst Common by the Borough Council of Bathurst.

Question put and passed.

8. BOWENFELS COAL MINING AND COPPER SMELTING COMPANY'S RAILWAY BILL (*"Formal" Motion*):—Mr. Robertson moved, pursuant to Notice, That leave be given to bring in a Bill to enable certain persons carrying on business at Bowenfels and Sydney, under the name and style of "The Bowenfels Coal Mining and Copper Smelting Company," to construct a Railway or Tramway from land in Lithgow Valley belonging to them to, and to connect the same with, the Great Western Railway.

Question put and passed.

9. MUDGEES HOSPITAL SITE BILL:—Mr. Innes having presented this Bill, Bill, intituled "*A Bill to authorize the sale of the site of the Mudgee Hospital and to provide for the acquisition of a new site for the said Hospital and for the erection of suitable buildings thereon*,"—read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Wednesday next.

10. BOWENFELS COAL MINING AND COPPER SMELTING COMPANY'S RAILWAY BILL:—Mr. Robertson having presented this Bill, and produced a certificate of the payment of twenty-five pounds to the credit of the Consolidated Revenue of the Colony, Bill, intituled "*A Bill to enable certain persons carrying on business at Bowenfels and Sydney under the name and style of 'The Bowenfels Coal Mining and Copper Smelting Company' to construct a Railway or Tramway from land in Lithgow Valley belonging to them to and to connect the same with the Great Western Railway*,"—read a first time.

11. MATRIMONIAL CAUSES BILL:—The Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend the Law relating to Divorce and Matrimonial Causes in New South Wales*,"—with the Amendments indicated by the accompanying Schedule, including Amendments in the Title, in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,

Sydney, 5th February, 1873.

T. A. MURRAY,

President.

MATRIMONIAL CAUSES BILL.

SCHEDULE of the Amendments referred to in Message of 5th February, 1873.

JOHN J. CALVERT,
Clerk of the Parliaments.Page 1, title. *Omit* "amend the law relating to" *insert* "confer jurisdiction on the Supreme Court in"" *Omit* "in New South Wales"" preamble, lines 1 and 2. *Omit* "to amend the law relating to Divorce and"" clause 1, lines 9 and 10. *Omit* "one month after it passes" *insert* "on the 1st day of July, 1873, and may be cited as the Matrimonial Causes Act."" clause 2. *Omit* clause 2 *insert* the following new clause:—

2. So soon as this Act shall come into operation there shall be vested in the Supreme Court jurisdiction in respect of divorces *a mensâ et thoro* suits of nullity of marriage suits for dissolution of marriage suits for restitution of conjugal rights suits for jactitation of marriage and in all causes suits and matters matrimonial (except in respect of marriage licenses) and the said jurisdiction and all powers and authorities by this Act conferred may be exercised in like manner as the other powers jurisdictions and authorities given to or vested in the said Court Provided always that in all cases in which a decree for a divorce *a mensâ et thoro* might have been at any time hitherto pronounced in England the Court may pronounce a decree for a judicial separation which decree shall have the same effect as a decree for a divorce *a mensâ et thoro* would have had in England according to the law in force before the passing of the Imperial Act 20th and 21st Victoria chapter 85 and such other effect as herein mentioned.

Jurisdiction over causes matrimonial to be vested in the Supreme Court.

Decree to be made hereafter a judicial separation

Page 2, clause 3. *Omit* clause 3 *insert* the following new clause:—

3. It shall be lawful for the Governor with the advice of the Executive Council to nominate and appoint the Chief Justice or if he shall decline such appointment then one of the Puisne Judges to sit and hear and determine without the assistance of the other Judges or either of them all causes matters and suits at any time depending in the Court under this Act and every decree or order of the Chief Justice or of the Judge so appointed shall in any cause and matter under this Act be as valid to all intents and purposes as if such decree or order had been made by the full Court.

Power to vest jurisdiction in one Judge.

Page 2, clause 4. *Omit* clause 4 *insert* the following new clause:—

4. In case of the absence from Sydney or illness of such Chief Justice or other Judge it shall be lawful for such Chief Justice or other Judge to nominate such one of the other Judges as he shall see fit to act in his place and it shall be lawful for the Judge so nominated as aforesaid (during such absence or illness) to sit alone and hear and determine all causes and matters depending in the Court under this Act in like manner as the Judge so being ill or absent might have done if not so incapacitated.

Provision for absence or illness of such Judge.

Page 2, clause 5. *Omit* clause 5 *insert* the following new clause.

5. It shall be lawful for any person feeling aggrieved by any decree or order made by a single Judge under this Act at any time within fourteen days next after the pronouncing or making of the same to enter an appeal against such decree or order to the full Court consisting of three or more of the Judges such person giving security within twenty-one days thence next following in such manner as shall for that purpose be provided by the General Rules to be made as hereinafter mentioned to prosecute such appeal with effect and to obey such decree or order in all things in case of the eventual affirmance of the same and also to pay the costs of such appeal if costs shall be thereupon awarded against him.

Appeals.

After clause 5 *insert* the following new clauses:—

6. In questions of fact arising under this Act it shall be lawful for but except as hereinafter provided not obligatory upon the Court to direct the truth thereof to be determined before itself or before any one of the Judges of the Court by the verdict of a special or common jury.

Question of fact may be tried before a jury.

7. When any such question shall be so ordered to be tried such question shall be reduced into writing in such form as the Court shall direct and at the trial the jury shall be sworn to try the question and a true verdict to give thereon according to the evidence and upon every such trial the Court or Judge shall have the same power jurisdiction and authority as any Judge possesses when sitting at *Nisi Prius*.

Such question to be reduced to writing and a jury sworn to try it.

8. Upon the trial of any such question or of any issue under this Act a general or special verdict subject to a special case may be returned in like manner as in any cause tried in the Court and every such special verdict or special case respectively shall be stated and settled in like manner as in any cause tried in the Court and the matter of law in every such special verdict and special case as also all applications for a new trial of any such question or of any issue shall be heard and determined before the full Court consisting of three or more of the Judges thereof.

Provision for special verdict or special case and new trial.

9. It shall be lawful for the parties to apply for a new trial of any such question or of any issue which under this Act may be tried before a jury.

New trial.

[Transposed clauses 35, 36, and 37—to be clauses 10, 11, and 12 respectively.]

After transposed clauses *insert* the following new clauses:—

13. So much of the 4th section of the 16th Victoria No. 14 and so much of the 3rd section of the 22nd Victoria No. 10 as is contained in the words "in any proceedings instituted in consequence of adultery" is hereby repealed.

Repeal of part of 4th section 16th Vic. No. 14 and part of 3rd section of 22nd Vic. No. 10.

14. The parties to any proceedings instituted under this Act shall be competent to give evidence in such proceeding Provided that no witness in any proceeding whether a party to the suit or not shall be liable to be asked or bound to answer any question tending to show that he or she has been guilty of adultery unless such witness shall have already given evidence in the same proceeding in disproof of his or her alleged adultery.

Parties or husbands or wives to be witnesses.

Page 2, clause 6, lines 17 to 19. *Omit* "which shall have the effect of a divorce *a mensâ et thoro* under the said former law in England and such other legal effects as herein mentioned."
 " clause 7, lines 24 to 26. *Omit* "and the Court shall hear and determine such petitions according to the rules and regulations which shall be made under the authority of this Act."
 " clause 8, line 36. *Omit* "recited."

Page 3, clause 11, line 12. *After* "separate" *add* "And the provisions of this section shall be deemed to extend to property to which such wife has become or shall become entitled as executrix administratrix or trustee since the sentence of separation or the commencement of the desertion (as the case may be) and the death of the testator or intestate shall be deemed to be the time when such wife became entitled as executrix or administratrix."

After clause 12, *insert* the following new clause:—

It shall be lawful for any husband to present a petition to the Court praying that his marriage may be dissolved on the ground that his wife has since the celebration thereof been guilty of adultery. And it shall be lawful for any wife to present a petition to the Court praying that her marriage may be dissolved on the ground that since the celebration thereof her husband has been guilty of incestuous adultery or of bigamy with adultery or of rape or of sodomy or of bestiality or of adultery coupled with such cruelty as without adultery would have entitled her to a divorce *a mensâ et thoro* under the law heretofore existing in England or of adultery coupled with desertion without reasonable excuse for *two years* or upwards. Provided that for the purposes of this Act incestuous adultery shall be taken to mean adultery committed by a husband with a woman with whom if his wife were dead he could not lawfully contract matrimony by reason of her being within the prohibited degrees of consanguinity or affinity and bigamy shall be taken to mean marriage of any person being married to any other person during the life of his or her former wife or husband whether the second marriage shall have taken place within the dominions of Her Majesty or elsewhere. Every petition praying for a dissolution of marriage under the provisions of this Act shall state as distinctly as the nature of the case permits the facts on which the claim to have such marriage dissolved is founded.

Page 3, clause 13. *Omit* clause 13.

" clause 14, line 40. *After* "a" *omit* "co."

" " line 41. *After* "herein" *omit* "after" *insert* "before."

" " line 42. *After* "mentioned" *insert* "Provided always that in all cases in which on the petition of a husband for a divorce the alleged adulterer is made a co-respondent, or in which on the petition of a wife the person with whom the husband is alleged to have committed adultery is made a respondent it shall be lawful for the Court after the close of the evidence on the part of the petitioner to direct such co-respondent or respondent to be dismissed from the suit if it shall think there is not sufficient evidence against him or her."
 " clause 16, lines 54 and 55. *Omit* "the Crown Solicitor" *insert* "It shall be lawful for the Court to order the costs incurred by the Crown Solicitor and otherwise arising from such intervention to be paid by the parties or such of them as it shall see fit including a wife if she have separate estate and in case the Crown Solicitor shall not be thereby fully satisfied his reasonable costs he"

Page 4, clause 19, line 23. *Omit* "three" *insert* "six."

Omit "as" *insert* "unless."

" " line 24. *Omit* "general or special order from time to time direct" *insert* "special order fix a shorter time."

" clause 20, line 55. *Omit* "master or any other."

Page 5, clause 20, line 3. *After* "separation" *add* "Provided always that in every such case it shall be lawful for the Court to make an order on the husband for payment to the wife during their joint lives of such monthly or weekly sums for her maintenance and support as the Court may think reasonable. Provided also that if the husband shall afterwards from any cause become unable to make such payments it shall be lawful for the Court to discharge or modify the order or temporarily to suspend the same as to the whole or any part of the money so ordered to be paid and again to revise the same order wholly or in part as to the Court may seem fit."

" clause 21, lines 5 and 6. *Omit* "or in a petition limited to such object only."

" clause 22, line 29. *After* "proceedings" *omit* remainder of clause.

After clause 22 *insert* the following new clause:—

In any suit instituted for dissolution of marriage if the respondent shall oppose the relief sought on the ground in case of such a suit instituted by a husband of his adultery cruelty or desertion or in case of such a suit instituted by a wife on the ground of her adultery or cruelty the Court may in such suit give to the respondent on his or her application the same relief to which he or she would have been entitled in case he or she had filed a petition seeking such relief.

Page 5, clause 24, lines 52 and 53. *After* "pending" *omit* remainder of clause.

" clause 25. *Omit* clause 25.

Page 6, clause 26. *Omit* clause 26.

" clause 27. *Omit* clause 27.

" clause 28. *Omit* clause 28.

Page 6, clause 31, line 34. *After* "adultery" *add* "unless he or she shall have already given evidence in the same proceeding in disproof of his or her alleged adultery."

" clause 33, line 45. *After* "them" *add* "And any instrument executed pursuant to any order of the Court at the time of or after the pronouncing of a final decree of divorce or judicial separation shall be deemed valid and effectual in law notwithstanding the existence of the disability of coverture at the time of the execution thereof."

Clauses 35, 36, 37, *transpose*. To become clauses 10, 11, and 12, respectively.

Page

When husband may petition for dissolution of marriage.
 When wife may petition for dissolution of marriage.

Meaning of incestuous adultery and of bigamy.

Petition to state facts.

In cases of opposition on certain grounds Court may grant relief to respondent.

Page 7, clause 41, line 44. After "*pauperis*" omit remainder of clause.

" clause 42. Omit clause 42. Insert the following new clause:—

No law now or hereafter to be in force for the relief of insolvent debtors or for the abolition of imprisonment for debt shall extend to affect or discharge from his liability any person who shall be charged with the payment of alimony or who shall be indebted for any damages or costs adjudged against him as respondent or co-respondent in any proceeding under this Act.

Respondent or co-respondent not relieved from liability by law for relief of insolvent debtors or for abolition of imprisonment for debt.

Page 8, clause 46. Omit clause 46.

" clause 47. Omit clause 47. Insert the following new clause:—

The word "Court" standing by itself in this Act shall mean the Court holden before the Chief Justice or such other Judge as may be appointed or nominated to sit alone and adjudicate under this Act. Provided always that in the case of an appeal the word "Court" when standing by itself shall mean the full Court consisting of three or more of the Judges of the Supreme Court of New South Wales.

Interpretation.

Page 8, clause 48. Omit clause 48.

Examined,—

J. DOCKER,

Chairman of Committees.

Ordered, on motion of Mr. Buchanan, that the consideration in Committee of the Amendments made by the Legislative Council in this Bill stand an Order of the Day for Tuesday next.

12. SPECIAL ADJOURNMENT:—Mr. Parkes moved, pursuant to Notice, That this House, at its rising this day, do adjourn until Friday next, the 7th instant.

Debate ensued.

Question put and passed.

13. BATHURST CATTLE SALE YARDS BILL:—Mr. Combes having presented this Bill, and produced a certificate of the payment of twenty-five pounds to the credit of the Consolidated Revenue of the Colony, Bill, intituled "*A Bill to authorize the erection and maintenance of Cattle Sale Yards on a portion of the Bathurst Common by the Borough Council of Bathurst,*"—read a first time.

14. COLONIAL PRODUCE DISTILLATION BILL:—Mr. G. A. Lloyd moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

On motion of Mr. Lloyd, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Wednesday, 19th February.

15. POSTPONEMENT:—The Order of the Day for the second reading of the Lunacy Bill postponed, on motion of Mr. Parkes, until Wednesday, 19th February.

16. CRIMINAL LAW CONSOLIDATION AND AMENDMENT BILL:—Mr. Butler proceeding to move the second reading of this Bill,—

Notice was taken that there was not a Quorum present.

Whereupon the Speaker counted the House; and there being only nineteen Members present, exclusive of the Speaker, namely,—Mr. Burns, Mr. Butler, Mr. Combes, Mr. Cunneen, Mr. De Salis, Mr. Driver, Mr. Farnell, Mr. Forster, Mr. Hoskins, Mr. Innes, Mr. Lee, Mr. G. A. Lloyd, Mr. Nowlan, Mr. Parkes, Mr. Raphael, Mr. Robertson, Mr. Scholey, Mr. R. B. Smith, and Mr. Stewart,—the Speaker adjourned the House, at eight minutes before ten o'clock, until *Friday next*, at Four o'clock.

W. M. ARNOLD,

Speaker.

New South Wales.

No. 42.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 7 FEBRUARY, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) Telegraph from Narrabri to Bourke:—Mr. Lord asked the Secretary for Public Works, pursuant to Notice,—

- (1.) What progress has been made with the Telegraph line from Narrabri to Bourke?
- (2.) At what date is it probable that the line will be completed to Bourke?

Mr. Sutherland answered,—

- (1.) 119½ miles completed; 94½ miles completed, except wiring.
- (2.) The contract should be completed in six weeks.

- (2.) Border Duties:—Mr. Hay asked the Colonial Secretary, pursuant to Notice,—If an effort will be made during the sitting of the Conference to arrange the Border Duties difficulty?

Mr. Parkes answered,—An effort will be made within the next few days to arrange the Border Duties difficulty.

2. PAPER:—Mr. Parkes laid upon the Table a copy of the Bill of Costs in the case *Hassall v. Rodd*. Ordered to be printed.

3. GOULBURN VOLUNTEER CORPS (*"Formal" Motion*):—Mr. Tecce moved, pursuant to Notice,—
(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the frequent disagreements in the Goulburn Volunteer Corps.
(2.) That such Committee consist of Mr. Lord, Mr. Forster, Mr. Baker, Mr. Single, Mr. Garrett, Mr. De Salis, Mr. Wearne, Mr. W. C. Browne, Mr. Lucas, and the Mover.
Question put and passed.

4. FIELD OF MARS COMMON (*"Formal" Motion*):—Mr. Hill, on behalf of Mr. Lackey, moved, pursuant to Notice, That the Petition presented by Mr. Lackey on 5th February, from certain Commoners at Field of Mars, relative to the sale of the Field of Mars Common, and erection of Bridges across Parramatta River, be printed.
Question put and passed.

5. BOWENFELS COAL MINING AND COPPER SMELTING COMPANY'S RAILWAY BILL (*"Formal" Motion*):—
Mr. Robertson moved, pursuant to Notice,—
(1.) That the Bowenfels Coal Mining and Copper Smelting Company's Railway Bill be referred to a Select Committee for consideration and report.
(2.) That such Committee consist of Mr. Clarke, Mr. Garrett, Mr. Hill, Mr. Lackey, Mr. G. A. Lloyd, Mr. Terry, Mr. Single, Mr. Sutherland, Mr. J. S. Smith, and the Mover.
Question put and passed.

6. COLLIERIES BILL (*"Formal" Motion*):—Mr. Hill, on behalf of Mr. Lackey, moved, pursuant to Notice, That the Petition presented by Mr. Hannell on 30th January, from Officers and Delegates of Miners Association, relative to the Collieries Bill, be printed.
Question put and passed.

7. ADJOURNMENT:—Mr. Robertson moved, That this House do now adjourn.
Question put and negatived.

8. **POSTPONEMENT**:—The Order of the Day for the second reading of the Hastings Electorate Sub-division Bill postponed, on motion of Mr. R. B. Smith, until Friday, 28th February.
9. **JEWISH PHILANTHROPIC AND ORPHAN SOCIETY**:—The Order of the Day having been read,—on motion of Mr. Nelson the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying that a sum of £300 may be placed on the Additional or Supplementary Estimates for the present year, as a grant to the Jewish Philanthropic and Orphan Society of New South Wales.
The Speaker resumed the Chair.
10. **POSTPONEMENTS**:—The following Orders of the Day postponed:—
 - (1.) Custody of Infants Bill; second reading;—*on motion of Mr. Stewart, until Friday next.*
 - (2.) Duration of Parliaments Shortening Bill; second reading;—*on motion of Mr. Burns, until Friday, 21st February.*
11. **COHEN'S ESTATE BILL**:—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill. The Speaker resumed the Chair; and the Chairman having reported the Bill without amendment, the House, on motion of Mr. Burns, adopted that report, and ordered that the third reading of the Bill stand an Order of the Day for Tuesday next.
12. **PRINCE ALFRED HOSPITAL BILL**:—Mr. Fitzpatrick moved, That this Bill be now read a second time. Question put and passed. Bill read a second time. On motion of Mr. Fitzpatrick, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill. The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Friday next.
13. **POSTPONEMENTS**:—The following Orders of the Day postponed:—
 - (1.) Superannuation Act Amendment Bill; resumption of the adjourned Debate on the motion of Mr. Forster, "That this Bill be now read a second time";—*on motion of Mr. Driver, until Friday next.*
 - (2.) Cattle Sale Yards Act Amendment Bill; consideration in Committee of the Whole of the propriety of bringing in a Bill to amend the Cattle Sale Yards Act of 1870;—*on motion of Mr. Driver, until Tuesday next.*
 - (3.) Town Hall Site Bill; second reading;—*on motion of Mr. R. B. Smith, until Tuesday next.*
 - (4.) Public Exhibitions Act Amendment Bill; second reading;—*on motion of Mr. Parkes, until Wednesday next.*
 - (5.) Fire Brigades Bill; second reading;—*on motion of Mr. Innes, until Friday next.*
14. **CUSTOMS SEIZURE OF GOODS AT MULWALA**:—Mr. Hay moved, pursuant to Notice,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the whole circumstances connected with the seizure of goods at Mulwala, by Sub-Collector Browne, on the 2nd of December last, such goods belonging to Patrick Dunn and Alexander Sloane.
 - (2.) That such Committee consist of Mr. G. A. Lloyd, Mr. Macleay, Mr. Creed, Mr. Hoskins, Mr. Cunneen, Mr. Phelps, Mr. Burns, Mr. Forster, Mr. Grahame, and the Mover.
 On motion of Mr. G. A. Lloyd, the Debate on this question adjourned until Friday next.
15. **BATHURST CATTLE SALE YARDS BILL**:—Mr. Driver, on behalf of Mr. Combes, moved, pursuant to Notice,—
 - (1.) That the Bathurst Cattle Sale Yards Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. Driver, Mr. Bennett, Mr. Farnell, Mr. Hay, Mr. Lackey, Mr. Cunneen, Mr. Moses, Mr. Single, Mr. J. S. Smith, and the Mover.
 Question put and passed.
16. **POSTPONEMENT**:—The Order of the Day respecting the Mining Bill postponed, on motion of Mr. Parkes, until Wednesday next.
17. **IMPORTED STOCK ACT AMENDMENT BILL**:—The Order of the Day having been read,—on motion of Mr. Farnell, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to amend the Imported Stock Act of 1871. The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the following Resolution:—
Resolved,—That it is desirable to bring in a Bill to amend the Imported Stock Act of 1871.
On motion of Mr. Farnell that report was adopted.
18. **POSTPONEMENTS**:—The following Orders of the Day postponed, on motion of Mr. Butler:—
 - (1.) Equity Consolidation and Reform Bill; second reading;—*until Wednesday, 26th February.*
 - (2.) Distribution of Funds in Perry's Estates Bill; second reading;—*until Wednesday, 19th February.*
19. **BLACKWATTLE BAY LAND RECLAMATION BILL**:—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill. The Speaker resumed the Chair; and the Chairman reported the Bill with amendments. On motion of Mr. Farnell (*with the concurrence of the House*) that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for Tuesday next.

20. **POSTPONEMENTS**:—The following Orders of the Day postponed, on motion of Mr. Parkes:—
- (1.) Colonial Defence Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to make better provision for the Military Defence of the Colony; *until Thursday next.*
 - (2.) Supply; resumption of the Committee;
 - (3.) Ways and Means; resumption of the Committee; } *until Wednesday next.*
 - (4.) Friendly Societies Bill; second reading; *until Wednesday, 19th February.*
21. **NAVIGATION ACT AMENDMENT BILL**:—The Order of the Day having been read,—on motion of Mr. G. A. Lloyd, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend, in certain particulars, the Navigation Act of 1871.
- The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the following Resolution:—
- Resolved*,—That it is desirable to bring in a Bill to amend, in certain particulars, the Navigation Act of 1871.
- On motion of Mr. Lloyd, that report was adopted.
22. **POSTPONEMENT**:—The Order of the Day for the second reading of the Criminal Law Consolidation and Amendment Bill postponed, on motion of Mr. Butler, until Thursday, 20th February.
- The House adjourned, at twelve minutes after Eight o'clock, until Tuesday next, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 43.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 11 FEBRUARY, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) Mr. S. B. Daniel, Commissioner of Crown Lands:—Mr. Burns asked the Secretary for Lands, pursuant to Notice,—

(1.) Has the Commissioner of Crown Lands for the Wellington District, Mr. S. B. Daniel, been appointed as arbitrator by one of the parties to a pending disputed boundary arbitration?

(2.) Has the Minister for Lands intimated to Mr. Daniel his disapproval of his acting in that capacity?

(3.) Has Mr. Daniel reported his intention to act, notwithstanding such intimation; and, if so, what course does the Minister intend to take in the matter?

Mr. Farnell answered,—

(1.) Yes.

(2.) The Commissioner was advised that, in my opinion, it would be better that some other person should be nominated.

(3.) No. Mr. Daniel, however, submitted a letter from the Messrs. Ryrie, protesting against his appointment being revoked, and, as he had accepted the appointment, and subscribed the necessary declaration, I did not feel called upon to interfere further in the matter.

- (2.) Messrs. Unwin and Fitzpatrick:—Mr. Stewart asked the Secretary for Lands, pursuant to Notice,—

(1.) Is it true that J. S. Unwin and H. A. Fitzpatrick, Clerks in the Lands Department, were suspended during the year 1872?

(2.) If so, on what date, and when restored?

Mr. Farnell answered,—

(1.) Yes.

(2.) They were suspended on the 7th August. Mr. Fitzpatrick's suspension was removed on the 23rd August, but he was disrated from the higher grade of salary (to which he had a few days previously been promoted) for six months. Mr. Unwin has not been restored; his suspension resulted in his removal from the Public Service on the 15th September last.

2. JOHN ROCHE ARDILL:—Mr. Lord presented a Petition from John Roche Ardill, Licensed Surveyor, alleging that in the year 1867 he made certain Surveys in the Lachlan district, on certain conditions, and that those conditions have not been complied with; and praying the House to take the premises into consideration, with a view to relief.
Petition received.

3. RAILWAY FROM THE CLARENCE TO NEW ENGLAND:—Mr. Bawden, on behalf of Mr. Abbott, presented a Petition from certain Inhabitants of the District of Tenterfield, expressing their gratification that the Government have made a proposal to construct a Railway between Grafton and the Table-land of New England; and praying that the proposal may be carried into effect.
Petition received.

4. JOHN QUINN:—Mr. Raphael presented a Petition from John Quinn, late boatman in the Customs Department, Broken Bay, alleging that he has been unjustly dismissed from his situation; and praying for inquiry into his case.
Petition received.
5. FIELD OF MARS COMMON:—Mr. Oakes presented a Petition from Isaac Shepherd, of Ryde, landowner, stating that he has heard that it is proposed by the Government to resume the Field of Mars Common, and sell it, and that he is entitled to the use of the Common, and has a pecuniary claim on it; and praying the House not to pass any measure that will deprive him of his rights, or prevent him from receiving money ordered by the Supreme Court to be paid to him.
Petition received.
6. PAPERS:—Mr. Farnell laid upon the Table the following Papers:—
 - (1.) Return (*in part*) to an Order, made on 10th December, 1872, in reference to Civil Service Examinations.
 - (2.) Report of the Examiner of Coal Fields on a Petition from certain Miners of Newcastle as to the advisability of an amended Coal Fields Bill.
 - (3.) Report of the Commissioner in charge of the Northern Gold District, for 1872.
 - (4.) Report of the Commissioner in charge of the Southern Gold District, for 1872.
 - (5.) Report of the Commissioner in charge of the Western Gold District, for 1872.
 Ordered to be printed.
7. ADJOURNMENT:—Mr. Macleay moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
8. BOWENFELS COAL MINING AND COPPER SMELTING COMPANY'S RAILWAY BILL:—Mr. Robertson, as Chairman, brought up a Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this Bill was referred on 7th February, 1873.
Ordered to be printed.
Mr. Robertson then moved, That the second reading of the Bill (*as agreed to in Select Committee*) stand an Order of the Day for Tuesday next.
9. PAPER:—Mr. G. A. Lloyd laid upon the Table a Return of Border Customs Duties collected on Goods imported from Victoria across the River Murray, and at South Australia, on account of New South Wales,—and by Victoria, on Exports from New South Wales, for the months of February, 1872, to January, 1873, inclusive.
Ordered to be printed.
10. IMPORTED STOCK ACT AMENDMENT BILL:—Mr. Farnell having presented this Bill, Bill, intituled "*A Bill to amend the Imported Stock Act of 1871*,"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Thursday, 27th February.
11. AGRICULTURAL SOCIETIES ("*Formal*" *Motion*):—Mr. Bawden moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon an Additional Supplementary Estimate for the year 1873, a sum not exceeding £3,000, in aid of the Agricultural Societies of the Colony, to be distributed *pro rata*, conditional upon a like sum being raised by private contributions from the members of such Societies.
Question put and passed.
12. LEASEHOLDERS OF CROWN LANDS, PATRICK'S PLAINS ("*Formal*" *Motion*):—Mr. W. C. Browne moved, pursuant to Notice, (*as amended with the concurrence of the House*), That there be laid upon the Table of this House,—
 - (1.) A Return showing the names of all persons who are now leaseholders of Crown Lands in the District of Patrick's Plains, stating the localities and areas of land held by each, and the term for which each lease extends, as well as the amount of rent paid for the current year by each leaseholder.
 - (2.) A Return of the names of all persons who, having been leaseholders of Crown Lands within the last two years in the District of Patrick's Plains, have terminated their leases, or have not paid the current year's rent; stating also the localities and areas for which such leases were held respectively, and the dates at which they severally expired.
 Question put and passed.
13. COHEN'S ESTATE BILL ("*Formal*" *Order of the Day*),—on motion of Mr. Burns, read a third time and passed.
Mr. Burns then moved, That the Title of this Bill be, "*An Act to enable the Trustees of the Will of Mr. Michael Cohen deceased to sell certain Land in Clarence-street Sydney and to make provision for the investment of the proceeds of the sale thereof*."
Question put and passed.
Whereupon Mr. Burns moved, That this Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable the Trustees of the Will of Mr. Michael Cohen deceased to sell certain Land in Clarence-street Sydney and to make provision for the investment of the proceeds of the sale thereof*,"—presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.
Legislative Assembly Chamber,
Sydney, 11th February, 1873.
Question put and passed.

14. **PARLIAMENTARY HANSARD** :—Mr. Baker moved, pursuant to Notice, "That" this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1873, the sum of £3,000 for the purpose of establishing a Parliamentary Hansard or Official Report of the Parliamentary Debates.

Debate ensued.

Mr. Garrett moved, That the Question be amended, by omitting all the words after the word "That," with a view of inserting the words "the question of the propriety and expense of having "a Parliamentary Hansard or Official Report of the Proceedings of this House be referred to the "Standing Orders Committee for its consideration and report."

Debate continued.

Question,—That the words proposed to be omitted stand part of the Question—put and passed.

Original Question then put.

The House divided.

Ayes, 13.

Mr. Parkes,
Mr. Butler,
Mr. Farnell,
Mr. G. A. Lloyd,
Mr. Innes,
Mr. Buchanan,
Mr. Grahame,
Mr. Phelps,
Mr. Nelson,
Mr. Lucas,
Mr. W. C. Browne,

Tellers.

Mr. Creed,
Mr. Baker.

Noes, 25.

Mr. Hoskins,
Mr. Garrett,
Mr. J. S. Smith,
Mr. Forster,
Mr. Macintosh,
Mr. Thomas Brown,
Mr. Oakes,
Mr. Scholey,
Mr. Webb,
Mr. Campbell,
Mr. Clarke,
Mr. Warden,
Mr. Bennett,
Mr. Hay,
Mr. Bawden,
Mr. Cummings,
Mr. Greville,
Mr. Driver,
Mr. Teece,
Mr. Hurley (*Narellan*),
Mr. Burns,
Mr. De Salis,
Mr. Lackey,
Tellers.
Mr. Stewart,
Mr. Fitzpatrick.

And so it passed in the negative.

15. **ASSENT TO NEW SOUTH WALES SHALE AND OIL COMPANY'S BILL** :—The following Message from His Excellency the Governor was delivered by Mr. Parkes, and read by the Speaker :—

HERCULES ROBINSON,
Governor.

Message No. 10.

A Bill, intituled "*An Act to incorporate 'The New South Wales Shale and Oil Company (Limited)'*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment in the manner required by law.

Government House,

Sydney, 10th February, 1873.

16. **PUBLICATION OF SYDNEY MARKET PRICES IN BRITISH PAPERS** :—Mr. Creed moved, pursuant to Notice, That, in the opinion of this House, it is advisable that the Government should make such arrangements that the market prices of the necessities of life in the Sydney markets might be telegraphed each week to the Agent General in London, with a view to their being published in the principal British papers simultaneously with those of the markets in the towns they represent, thus, by the favourable contrast, pointing out the especial eligibility of New South Wales as a place of residence for persons of limited but fixed incomes.

Debate ensued.

Question put and negatived.

17. **PUNCTUATION OF BILLS AND ACTS** :—Mr. Stewart moved, pursuant to Notice,—
(1.) That, in the opinion of this House, all Bills hereafter introduced, and Acts emanating from the Parliament of this Colony, ought to be duly punctuated like other printed documents, and in accordance with the usage of the Imperial Parliament.

(2.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolution.

Debate ensued.

Question put.

The House divided.

Ayes, 13.

Mr. Burns,
Mr. Phelps,
Mr. Greville,
Mr. Bennett,
Mr. Warden,
Mr. Nelson,
Mr. Teece,
Mr. Fitzpatrick,
Mr. De Salis,
Mr. Webb,
Mr. Baker,
Tellers.
Mr. Creed,
Mr. Stewart.

Noes, 24.

Mr. Parkes,
Mr. Butler,
Mr. Farnell,
Mr. Robertson,
Mr. Forster,
Mr. Innes,
Mr. G. A. Lloyd,
Mr. Booth,
Mr. Cummings,
Mr. Terry,
Mr. Scholey,
Mr. Bawden,
Mr. Clarke,
Mr. Hill,
Mr. Buchanan,
Mr. Macintosh,
Mr. Driver,
Mr. Campbell,
Mr. Abbott,
Mr. R. B. Smith,
Mr. W. C. Browne,
Mr. Lackey,
Tellers.
Mr. Raphael,
Mr. J. S. Smith.

And so it passed in the negative.

18. **WOLLONGONG GAOL** :—Mr. Forster moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Reports, Minutes, Petitions, Memorials, and Correspondence in possession of the Government, relative to the proposed discontinuance of Wollongong Gaol.

Debate ensued.

Question put and passed.

19. **POSTPONEMENT** :—The Order of the Day for the second reading of the Sydney Corporation Act Amendment Bill postponed, on motion of Mr. Raphael, until Friday, 21st February.

20. **MATRIMONIAL CAUSES BILL** :—The Order of the Day having been read,—on motion of Mr. Buchanan the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill. The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.

On motion of Mr. Buchanan that report was adopted.

Whereupon Mr. Buchanan moved, That the following Message be carried to the Legislative Council :—

MR. PRESIDENT,—

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled "*An Act to amend the Law relating to Divorce and Matrimonial Causes in New South Wales.*"

*Legislative Assembly Chamber,
Sydney, 11th February, 1873.*

Question put and passed.

21. **CATTLE SALE YARDS ACT AMENDMENT BILL** :—The Order of the Day having been read,—on motion of Mr. Driver the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to amend the Cattle Sale Yards Act of 1870.

The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the following Resolution :—

Resolved,—That it is desirable to bring in a Bill to amend the Cattle Sale Yards Act of 1870.

On motion of Mr. Driver, that report was adopted.

22. **POSTPONEMENT** :—The Order of the Day for the second reading of the Town Hall Site Bill postponed, on motion of Mr. Driver, until Tuesday next.

23. **BLACKWATTLE BAY LAND RECLAMATION BILL**,—on motion of Mr. Farnell, read a third time, and passed.

Mr. Farnell then moved, That the Title of this Bill be "*An Act to authorize the reclamation of Land in Blackwattle Bay.*"

Question put and passed.

Whereupon Mr. Farnell moved, That this Bill be carried to the Legislative Council, with the following Message :—

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to authorize the reclamation of Land in Blackwattle Bay,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 11th February, 1873.*

Question put and passed.

The House adjourned, at twenty-eight minutes before Twelve o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 44.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 12 FEBRUARY, 1873.

1. The House met pursuant to adjournment ; the Speaker took the Chair.

QUESTIONS :—

- (1.) Border Duties :—Mr. Phelps asked the Colonial Treasurer, pursuant to Notice,—

(1.) What is the total amount of Border Duties collected on the Murray River frontier from February 1st, 1872, to February 1st, 1873 ?

(2.) What amount has been collected through Victoria, and what amount through South Australia ?

(3.) What amount has Victoria collected on goods passing from New South Wales across the Murray, including wharfages and all other charges considered as revenue, from February 1st, 1872, to February 1st, 1873 ?

Mr. G. A. Lloyd answered,—

(1.) £73,682 3s. 7d.

(2.) Victoria, £60,468 1s. 8d.; South Australia, £13,214 1s. 11d.

(3.) £6,186 6s. 7d.

- (2.) Mineral Selection of John Tom and others :—Mr. Nelson asked the Secretary for Lands, pursuant to Notice,—

(1.) Did he receive an application, in October last, from John Tom, H. D. Stevens, and James D. Tom, for a refund of £10, paid by them for a Mineral Selection ?

(2.) Is it the intention of the Government to refund the same ?

Mr. Farnell answered,—

(1.) Yes.

(2.) No ; it is not the practice of the Government to refund the deposits on applications to select, but only second payments made in pursuance of clause 77 of the Regulations under the Crown Lands Occupation Act, in cases where the land is found not to be available.

- (3.) Roman Catholic School at Grenfell :—Mr. Hoskins, on behalf of Mr. Forster, asked the Colonial Secretary, pursuant to Notice,—With reference to his Question, numbered 2 upon the Business Paper of Wednesday, November 27, on the subject of the Roman Catholic School at Grenfell,—

(1.) Have the Government ascertained, or have they taken steps to ascertain, whether the said resolution has been carried into effect by the Council of Education ?

(2.) Is it the intention of the Council to carry the said resolution into effect ?

(3.) If not, is it the intention of the Government to take any, and what, steps, with a view to have the said resolution carried into effect ?

Mr. Farnell answered,—The Council of Education has ordered a fresh inquiry in the Grenfell case. The report of the Inspector has not yet been received.

2. **ASSENT TO ALBERT DANGAR'S LEASING BILL:**—The following Message from His Excellency the Governor was delivered by Mr. Butler, and read by the Speaker:—

HERCULES ROBINSON,
Governor.

Message No. 11.

A Bill, intituled "*An Act to enable Albert Augustus Dangar and his assigns during his life and certain other persons after his decease to grant building and mining leases of certain lands situate near Newcastle in the Colony of New South Wales*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 12th February, 1873.

3. **WITHDRAWAL OF LOAN ESTIMATES FOR 1873:**—The following Message from His Excellency the Governor was delivered by Mr. G. A. Lloyd, and read by the Speaker:—

HERCULES ROBINSON,
Governor.

Message No. 12.

With reference to His Excellency's Message No. 3, transmitting, for the consideration of the Legislative Assembly, Estimates of Expenditure for the year 1873, and Supplementary Estimates for 1872 and previous years, the Governor requests that the Loan Estimates which accompanied the same may be returned to him, with a view to the substitution of other Estimates.

Government House,
Sydney, 12th February, 1873.

Mr. Lloyd moved, That His Excellency's Message No. 12 be now taken into consideration.
Question put and passed.

And the Message having been read by the Clerk, by direction of the Speaker,—

Mr. Lloyd moved, That the request contained in His Excellency's Message No. 12 be complied with, and that an Address be accordingly presented to His Excellency, returning the Loan Estimates which accompanied his Message No. 3, of 20th November, 1872,—and that the Message No. 12 be printed.

Question put and passed.

4. **LOAN ESTIMATES FOR 1873:**—The following Message from His Excellency the Governor was delivered by Mr. G. A. Lloyd, and read by the Speaker:—

HERCULES ROBINSON,
Governor.

Message No. 13.

In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the accompanying Loan Estimates for the year 1873, in substitution of those submitted with His Excellency's Message No. 3, of 20th November, 1872.

Government House,
Sydney, 12th February, 1873.

Ordered, on motion of Mr. Lloyd, to be printed, together with the accompanying Estimates, and taken into consideration in Committee of Supply.

5. **POSTAGE-DUTY STAMP BILL ("Formal" Motion):**—Mr. G. A. Lloyd moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to authorize the issue and use of Stamps, to be available either for the purposes of Postage or Stamp Acts.
Question put and passed.
6. **PUBLIC GATES BILL ("Formal" Motion):**—Mr. Farnell moved, pursuant to Notice, for leave to bring in a Bill to authorize the erection of Public Gates across certain Roads.
Question put and passed.
7. **WOOLLOOMOOLOO BAY WATER-FRONTAGE COMPENSATION BILL ("Formal" Motion):**—Mr. Farnell moved, pursuant to Notice, for leave to bring in a Bill to authorize certain grants of land to be made by way of compensation for losses of water-frontage in Woolloomooloo Bay.
Question put and passed.
8. **JOHN ROCHE ARDILL ("Formal" Motion):**—Mr. J. S. Smith, on behalf of Mr. Lord, moved, pursuant to Notice, That the Petition presented by Mr. Lord on the 11th February, from John Roche Ardill, relative to survey of certain Runs, be printed.
Question put and passed.
- RAILWAY FROM THE CLARENCE TO NEW ENGLAND ("Formal" Motion):**—Mr. Bawden, on behalf of Mr. Abbott, moved, pursuant to Notice, That the Petition presented by him on the 11th February, from Residents of Tenterfield, relative to Railway Extension from the Clarence River to New England, be printed.
Question put and passed.
10. **JOHN QUINN ("Formal" Motion):**—Mr. Raphael moved, pursuant to Notice, That the Petition presented by him on the 11th February, from John Quinn, formerly a boatman in H. M. Customs, Broken Bay, relative to his dismissal from that service, be printed.
Question put and passed.
11. **FIELD OF MARS COMMON ("Formal" Motion):**—Mr. Oakes moved, pursuant to Notice, That the Petition presented by him on the 11th February, from Mr. Isaac Shepherd, relative to the sale of Field of Mars Common, be printed.
Question put and passed.

12. **CATTLE SALE YARDS ACT AMENDMENT BILL**:—Mr. Driver having *presented* this Bill, Bill, intituled "*A Bill to amend the Cattle Sale Yards Act of 1870,*"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Tuesday next.
13. **PUBLIC GATES BILL**:—Mr. Farnell having *presented* this Bill, Bill, intituled "*A Bill to authorize the erection of Public Gates across certain Roads,*"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Wednesday next.
14. **WOOLLOOMOOLOO BAY WATER-FRONTAGE COMPENSATION BILL**:—Mr. Farnell having *presented* this Bill, Bill, intituled "*A Bill to authorize certain grants of land to be made by way of compensation for losses of Water-frontage in Woolloomooloo Bay,*"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Thursday, 27th February.
15. **PERMISSIVE LIQUOR BILL**:—Mr. Wearne, as Chairman, brought up a Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this Bill was referred on 22nd November, 1872, together with Appendix.
Ordered to be printed.
Mr. Wearne then moved, That the second reading of the Bill stand an Order of the Day for Friday, 21st February.
16. **MUDGEES HOSPITAL SITE BILL**:—Mr. Innes moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Innes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.
The Speaker resumed the Chair; and the Chairman reported the Bill with an amendment.
On motion of Mr. Innes (*with the concurrence of the House*) that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for to-morrow.
17. **MINING BILL**:—The adjourned Debate on the motion of Mr. Innes, "That" this Bill be now read a second time,"—resumed.
Mr. Buchanan moved, pursuant to (*amended*) *Contingent Notice*, That the Question be amended, by omitting all the words after the word "That," with a view to inserting the words "the Order of the Day be discharged, with a view to the withdrawal of the present Bill and the introduction of a measure more concise and understandable, less complicated and involved, and better calculated to promote the prosperity and advancement of the great mining interests of the country."
Question put,—That the words proposed to be omitted stand part of the Question.
The House divided.

Ayes, 24.

Mr. Parkes,	Mr. Neale,
Mr. Farnell,	Mr. Cunneen,
Mr. Butler,	Mr. Thomas Brown,
Mr. Innes,	Mr. Rodd,
Mr. G. A. Lloyd,	Mr. Fitzpatrick,
Mr. Sutherland,	Mr. De Salis,
Mr. W. C. Browne,	Mr. Lee,
Mr. Hay,	Mr. Creed,
Mr. Nelson,	Mr. Driver,
Mr. Grahame,	<i>Tellers.</i>
Mr. Cummings,	Mr. Baker,
Mr. Bawden,	Mr. Burns.
Mr. Hoskins,	

Noes, 2.

Tellers.
Mr. Buchanan,
Mr. Robertson.

And so it was resolved in the affirmative.

Original Question again proposed.

Mr. Garrett moved, That this Debate be now adjourned, and its resumption stand an Order of the Day for to-morrow.

Question put.

The House divided.

Ayes, 6.

Mr. Hay,
Mr. Hoskins,
Mr. Garrett,
Mr. Buchanan,

Tellers.

Mr. Baker,
Mr. Burns.

Noes, 21.

Mr. Parkes,	Mr. Rodd,
Mr. Butler,	Mr. Creed,
Mr. Sutherland,	Mr. Lee,
Mr. Robertson,	Mr. W. C. Browne,
Mr. G. A. Lloyd,	Mr. Driver,
Mr. Innes,	Mr. Cunneen,
Mr. Farnell,	Mr. Bennett,
Mr. Grahame,	<i>Tellers.</i>
Mr. Cummings,	Mr. Thomas Brown,
Mr. Thomas Brown,	Mr. De Salis,
Mr. Bawden,	Mr. Nelson.
Mr. Fitzpatrick,	

And so it passed in the negative.

Debate on Original Question continued.

And

And the House continuing to sit till after Midnight,—

THURSDAY, 13 FEBRUARY, 1873, A.M.

Question put,—That this Bill be now read a second time.

The House divided.

Ayes, 22.

Mr. Parkes,	Mr. Nelson,
Mr. Butler,	Mr. Cunneen,
Mr. G. A. Lloyd,	Mr. Teece,
Mr. Farnell,	Mr. Rodd,
Mr. Sutherland,	Mr. Baker,
Mr. Innes,	Mr. Fitzpatrick,
Mr. W. C. Browne,	Mr. De Salis,
Mr. Hay,	Mr. Driver,
Mr. Thomas Brown,	<i>Tellers.</i>
Mr. Bawden,	Mr. Creed,
Mr. Grahame,	Mr. Burns.
Mr. Cummings,	

Noes, 2.

Tellers.

Mr. Bennett,
Mr. Garrett.

And so it was resolved in the affirmative.

Bill read a second time.

Interruption.

18. SUPERANNUATION ACT REPEAL BILL:—The following Message from His Excellency the Governor was delivered by Mr. Parkes, and read by the Speaker:—

HERCULES ROBINSON,
Governor.

Message No. 14.

In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends to the consideration of the Legislative Assembly the appropriation of Funds, to be raised by loan, for terminating the system of Allowances and Gratuities established under the Superannuation Act of 1864.

Government House,
Sydney, 11th February, 1873.

19. MINING BILL:—On motion of Mr. Innes the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of this Bill.
The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Wednesday next.
20. SUPERANNUATION ACT REPEAL BILL:—Mr. Parkes having *presented* this Bill, Bill, intituled "*A Bill to repeal the Superannuation Act of 1864 and to provide for terminating the system of Allowances and Gratuities established thereunder,*"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Wednesday next.
21. POSTPONEMENTS:—The following Orders of the Day postponed, on motion of Mr. Parkes, until to-morrow:—
(1.) Supply; resumption of the Committee.
(2.) Ways and Means; resumption of the Committee.
22. EQUITY REFORM BILL:—
(1.) Mr. R. B. Smith moved, pursuant to Notice, for leave to bring in a Bill to Reform the Practice and Procedure of the Court of Equity.
Question put and passed.
(2.) Mr. Smith having *presented* this Bill, Bill, intituled "*A Bill to reform the Practice and Procedure of the Court of Equity,*"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Tuesday, 25th February.
23. PUBLIC EXHIBITIONS ACT AMENDMENT BILL:—Mr. Parkes moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Parkes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.
The Speaker resumed the Chair; and the Chairman having reported the Bill without amendment, the House, on motion of Mr. Parkes, adopted that report, and ordered that the third reading of the Bill stand an Order of the Day for to-morrow.
24. ADJOURNMENT:—Mr. Parkes moved, That this House do now adjourn.
Debate ensued.
Question put and passed.
Whereupon the Speaker left the Chair, and the House stood adjourned at fourteen minutes before One o'clock A.M., until Four o'clock P.M., This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 45.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 13 FEBRUARY, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Volunteer Encampment:—Mr. Burns asked the Colonial Secretary, pursuant to Notice,—Whether the Government intend to provide passages by rail or steamer, where necessary, for Volunteer Corps of country districts, for the purpose of attending the proposed Easter Encampment?

Mr. Parkes answered,—This matter has not been before the Government, but I believe it will be done in accordance with custom. I think it is customary.

- (2.) Blankets for the Aborigines :—Mr. Burns asked the Colonial Secretary, pursuant to Notice,—Is it true that no blankets were distributed to the Aborigines of the districts of Culgoa and Narran during last winter?

Mr. Parkes answered,—There were no blankets issued for the Aborigines at "Culgoa and Narran" last year, as none were applied for. 300 blankets, however, were forwarded to the Bench of Magistrates at "Culgoa and Biree" on 15th April, 1872, to the care of the officer in charge of the Police, Murrurundi, with instructions to despatch them by the first opportunity, and the Bench duly advised of the same on 16th of the same month. I am not aware, at present, whether the distribution at "Culgoa and Biree" actually took place, but that Bench will be communicated with on the subject.

2. PAPER :—Mr. Parkes laid upon the Table the Time-table of the India, China, Australia, and Japan Mail Packet Services, for the half-year ending June, 1873.

Ordered to be printed.

3. MUDGEES HOSPITAL SITE BILL ("Formal" Order of the Day),—on motion of Mr. Innes, read a third time, and passed.

Mr. Innes then moved, That the Title of this Bill be "*An Act to authorize the sale of the site of the Mudgee Hospital and to provide for the acquisition of a new site for the said Hospital and for the erection of suitable buildings thereon.*"

Question put and passed.

Whereupon Mr. Innes moved, That this Bill be carried to the Legislative Council, with the following Message :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to authorize the sale of the site of the Mudgee Hospital and to provide for the acquisition of a new site for the said Hospital and for the erection of suitable buildings thereon,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 13th February, 1873.

Question put and passed.

4. PUBLIC EXHIBITIONS ACT AMENDMENT BILL ("Formal" Order of the Day),—on motion of Mr. Parkes, read a third time, and *passed*.
Mr. Parkes then moved, That the Title of this Bill be "*An Act to amend an Act intituled 'An Act to amend the Law for regulating places of Public Exhibition and Entertainment.'*"
Question put and passed.
Whereupon Mr. Parkes moved, That this Bill be returned to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day agreed to the Bill, intituled "*An Act to amend an Act intituled 'An Act to amend the Law for regulating places of Public Exhibition and Entertainment.'*"—returns the same to the Legislative Council without amendment.

*Legislative Assembly Chamber,
Sydney, 13th February, 1873.*

Question put and passed.

5. FIELD OF MARS COMMON:—Mr. Oakes presented a Petition from certain Residents of the District of the Field of Mars, praying that the House will not permit the Common to be sold.
Petition received.
6. POSTPONEMENTS:—The following Orders of the Day postponed, on motion of Mr. Parkes:—
(1.) Legislative Council Bill (No. 2); second reading;—*to follow after the Order of the Day respecting the Postage-duty Stamp Bill.*
(2.) Colonial Defence Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to make better provision for the Military Defence of the Colony;—*until Wednesday next.*
7. POSTAGE-DUTY STAMP BILL:—The Order of the Day having been read,—on motion of Mr. G. A. Lloyd, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to authorize the issue and use of Stamps, to be available either for the purposes of Postage or Stamp Acts.
The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the following Resolution:—
Resolved,—That it is desirable to bring in a Bill to authorize the issue and use of Stamps, to be available either for the purposes of Postage or Stamp Acts.
On motion of Mr. Lloyd that report was adopted.
8. LEGISLATIVE COUNCIL BILL (No. 2):—Mr. Parkes moved, That this Bill be now read a second time.
Debate ensued.
Mr. Macintosh moved, That this Debate be now adjourned, and its resumption stand an Order of the Day for To-morrow.
Debate continued.
Question on the motion for adjournment of the Debate put and passed.
9. POSTPONEMENTS:—The following Orders of the Day postponed, on motion of Mr. Parkes, until Wednesday next:—
(1.) Supply; resumption of the Committee.
(2.) Ways and Means; resumption of the Committee.
- The House adjourned at a quarter before Eleven o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 46.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 14 FEBRUARY, 1873.

1. The House met pursuant to adjournment ; the Speaker took the Chair.

QUESTIONS :—

- (1.) Trigonometrical Survey of the Colony :—Mr. Bawden asked the Secretary for Lands, pursuant to Notice,—

- (1.) What amount of authorized expenditure, as voted by Parliament, has been incurred in connection with the proposed Trigonometrical Survey of the Colony ?
- (2.) What time has been occupied by the various officers specially employed upon the work, and what their respective salaries ?
- (3.) What salaried officers of the Department of the Surveyor General have been employed about the same work, and how long have they been so employed, respectively ?
- (4.) Have the salaries of such officers while so employed been paid out of the votes for the Trigonometrical Survey ; if not, what amount in addition to these votes has been so expended upon that work ?
- (5.) What amount of work has been executed in measurement of base line ?
- (6.) What number of trigonometrical stations have been completed ?
- (7.) What is the probable cost for skeleton survey as per acre, including field and office expenses ?
- (8.) What is the probable maximum error as per mile ?

Mr. Farnell answered,—

- (1.) £1,500 by the Surveyor General since he took charge of the work in September, 1870 ; and £2,500 previous to that date, by the late Mr. Smalley.
- (2.) A. C. Betts, Staff Surveyor, from 18th September, 1870, to 28th February, 1871 ; and from 16th November, 1872, to the present time. Salary and allowances from 18th September, 1870, to 31st January, 1871, £415 per annum ; from 1st to 28th February, 1871, £400 ; from 16th November, 1872, to 31st December, 1872, £515 ; and from 1st January to the present time at the rate of £530 per annum.
- (3.) A. C. Betts, Staff Surveyor, from 18th September, 1870, to 28th February, 1871 ; and from 16th November, 1872, to the present date.
- (4.) No. £271 17s. 11d. paid from the general savings from the Votes for the Department.
- (5.) About 2½ miles.
- (6.) From the portion of the base measured in 1871 twelve stations have been fixed for the purpose of applying triangulation to the Maps of Argyle and Murray. This triangulation embraces an area of upwards of 50,000 acres.
- (7.) It is estimated that the main triangulation, with sides of from 15 to 20 miles, will cost about a farthing per acre, and that its extension to triangles of six-mile sides, at which point it will be available for the production of good County Maps, will bring up the cost to three farthings per acre. This, it is believed, will include both field and office expenses.
- (8.) The maximum error between the measurement and remeasurement of each section of the base line would not exceed 1½ inch per mile, if the measurement is attempted only under the most favourable circumstances as to climate.

- (2.) The Telegraph Department :—Mr. Burns asked the Colonial Secretary, pursuant to Notice,—The total revenue of the Telegraph Department for the year 1872 ?

Mr. Parkes answered,—Revenue, £46,924 6s. 9d. ; English Telegrams, &c., £2,671 5s. 6d. Total, £49,595 12s. 3d.

2. PAPERS :—Mr. Parkes laid upon the Table the following Papers :—
 - (1.) Census of 1871. Part 6.—Occupations.
 - (2.) Return to an Order made on 10th December, 1872, in reference to Orphan, Reformatory, and Industrial Schools.
 - (3.) Return (*in part*) to an Order made on 10th December, 1872, in reference to Civil Service Examinations.
 - (4.) Further Return to an Order made on 12th June, 1872, in reference to Volunteer Artillery.—(*Captain Bamford's case.*)
 - (5.) Returns relating to Applications for Removals and Transfer of Publicans Licenses in the Metropolitan Police District, since the 1st January, 1869, objected to by the Police.
Ordered to be printed.
3. BOWENFELS COAL MINING AND COPPER SMELTING COMPANY'S RAILWAY BILL :—Mr. Stephen Brown presented a Petition from Andrew Brown, Esquire, of Coerwull, Lithgow, in the Colony of New South Wales, alleging that his interests are materially affected by this Bill; and praying that he may be heard before the House, by himself, his Counsel, or Solicitor, and may be permitted to adduce evidence in support of his case.
Petition received.
4. AID TO AGRICULTURAL SOCIETIES :—Mr. Bawden presented a Petition from William John Dangar, of Neotsfield, Singleton, praying the House to take into favourable consideration the proposal now before the House, to aid all Agricultural Societies in New South Wales.
Petition received.
5. ADJOURNMENT :—Mr. Macleay moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
6. PAPER :—Mr. Parkes laid upon the Table a Report of the Proceedings of the Intercolonial Conference, held at Sydney, New South Wales, during the months of January and February, 1873.
Ordered to be printed.
7. CIVIL SERVICE EXAMINATIONS :—Mr. Farnell (*with the concurrence of the House*) moved, without Notice, That the Order made by this House on the 11th February instant, to print certain documents, relative to Civil Service Examinations, laid upon the Table by the Secretary for Lands, be rescinded, and that the Clerk of the House have leave to return the said documents to the Department of Lands.
Question put and passed.
8. FIELD OF MARS COMMON ("*Formal*" Motion) :—Mr. Oakes moved, pursuant to Notice, That the Petition presented by him on 13th February, from Residents of the Field of Mars, against the sale of the Common, be printed.
Question put and passed.
9. POSTPONEMENT :—The Order of the Day for the second reading of the Contracts Exemption Bill postponed, on motion of Mr. Lucas, until Friday next.
10. THE AGENT GENERAL OF THE COLONY :—The Order of the Day having been read,—on motion of Mr. Robertson the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of presenting an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for the year 1872, the sum of £1,021 10s. 1d., and on an Additional Estimate for 1873 the sum of £500, for the Agent General of the Colony, being difference of salary between £1,000 and £1,500 per annum from 16th December, 1870, to 31st December, 1873.
The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to a Resolution.
Ordered, on motion of the Chairman, that the reception of the said Resolution stand an Order of the Day for Tuesday next.
11. CUSTODY OF INFANTS BILL :—Mr. Stewart moved, That this Bill be now read a second time.
Debate ensued.
On motion of Mr. Burns Debate adjourned, and its resumption ordered to stand an Order of the Day for Tuesday next.
12. PRINCE ALFRED HOSPITAL BILL :—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Friday, 28th February.
13. POSTPONEMENT :—The Order of the Day respecting the Superannuation Act Amendment Bill postponed, on motion of Mr. Hoskins, until Friday next.
14. FIRE BRIGADES BILL :—Mr. Innes moved, That this Bill be "now read a second time."
Mr. Wearne moved, That the Question be amended by omitting the words "now read a second time," with a view to inserting the words "referred to a Select Committee for consideration and Report."
"That such Committee consist of Mr. Parkes, Mr. Innes, Mr. Oakes, Mr. Macintosh, Mr. Webb, Mr. Clarke, Mr. Tunks, Mr. Burns, Mr. Teece, and the Mover."
Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
Question,—That the words proposed to be inserted in place of the words omitted be there inserted,—put and passed.
Question then,—
(1.) That the Fire Brigades Bill be referred to a Select Committee for consideration and report.
(2.) That such Committee consist of Mr. Parkes, Mr. Innes, Mr. Oakes, Mr. Macintosh, Mr. Webb, Mr. Clarke, Mr. Tunks, Mr. Burns, Mr. Teece, and the Mover,—
put and passed.

15. CUSTOMS SEIZURE OF GOODS AT MULWALA :—Debate ensued on the motion of Mr. Hay,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the whole circumstances connected with the seizure of goods at Mulwala, by Sub-Collector Browne, on the 2nd of December last, such goods belonging to Patrick Dunn and Alexander Sloane.
 - (2.) That such Committee consist of Mr. G. A. Lloyd, Mr. Macleay, Mr. Creed, Mr. Hoskins, Mr. Cunneen, Mr. Phelps, Mr. Burns, Mr. Forster, Mr. Grahame, and the Mover.
- Question put and passed.
16. POSTPONEMENTS :—
- (1.) The Order of the Day respecting Agricultural Societies postponed, on motion of Mr. Bawden, until Tuesday next.
 - (2.) The Order of the Day respecting the Legislative Council Bill (No. 2) postponed, on motion of Mr. Parkes, until Wednesday next.

The House adjourned, at eighteen minutes before Twelve o'clock, until Tuesday next, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 47.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 18 FEBRUARY, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Perjury Cases tried at Courts in Western Districts :—Mr. Buchanan asked the Attorney General, pursuant to Notice,—

(1.) How many cases of perjury have been tried at the Quarter Sessions at Orange, between the 1st January, 1868, and the 1st January, 1873?

(2.) How many cases are recorded between the 1st January, 1857, and the 1st January, 1868—distinguishing the number of cases that occurred during each respective year?

(3.) Also, the number of committals for perjury that have taken place, during the same period, at the Police Courts of Dubbo, Wellington, Molong, Carcoar, Cowra, and Bathurst, specifying the number of cases in each year in each district?

Mr. Butler answered,—The returns asked for extend over some years, and take in a large number of Courts. I am not in a position to answer the question of the Honorable Member, and would suggest that he should make a motion, in the ordinary way, for such returns as he requires.

- (2.) Electoral Lists :—Mr. Bawden asked the Colonial Secretary, pursuant to Notice,—What number of names have been collected on the respective Electoral Lists for the Electorates of the Clarence, the Gwydir, Tenterfield, and New England, for the year 1873-4?

Mr. Parkes answered,—No complete returns have yet come to hand. If I were to give the imperfect returns I have, they would only confuse the matter. Perhaps it would be better to ask the question again some time hence.

- (3.) Crookhaven River :—Mr. Stewart asked the Secretary for Public Works, pursuant to Notice,—Whether it is the intention of Government to take any steps for procuring the removal of obstructions to the navigation of Crookhaven River, in accordance with intimation conveyed to the Municipal Council of Numba on the 25th of March, 1870?

Mr. Sutherland answered,—I would ask the Honorable Member to ask this question again, perhaps in a week hence. The Engineer for Harbours and Rivers is in the district now, and has been asked by me to report upon this matter. A report was had at or about the time mentioned in the Honorable Member's question; but no intimation was given to the Municipal Council of Numba that anything would be done in the matter by the Government, only that it would be inquired into.

- (4.) Road along Cook's River Dam :—Mr. Hill asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is he aware that the road along the Cook's River Dam is nearly in an impassable state?

(2.) Has it not been usual for the Government to contribute annually an amount for keeping this road in repair?

(3.) Having in view that the sum of £250, the amount withheld by the Government for the past two years for the maintenance of this road, which is sufficient to place it in efficient repair, will the Secretary for Public Works cause this amount to be issued, so that the work may at once be proceeded with?

Mr. Sutherland answered,—

(1.) I am not aware that the road along the Cook's River Dam is in an impassable state, as it is not in charge of my department.

(2.) Yes, until 1871.

(3.) No. It is unusual to issue amounts for works within Municipalities.

(5.)

- (5.) Mining Bill :—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—Will he state positively when it is the intention of the Government to proceed with the Mining Bill?
Mr. Parkes answered,—If Monday is granted as a Government day, we will proceed with the Mining Bill on next Monday.
- (6.) Civil Service Examinations :—Mr. Greville asked the Colonial Secretary, pursuant to Notice,—When will the Return relative to the Civil Service Examinations, ordered by the House on the 10th December, 1872, be laid upon the Table?
Mr. Parkes answered,—The Return (in part) was laid on the Table on Friday last. The remaining portion will be presented as soon as the information can be obtained to complete the required returns.
2. PAPER :—Mr. Parkes laid upon the Table, Minutes of the Proceedings of the Intercolonial Conference, held at Sydney in the months of January and February, 1873.
Ordered to be printed.
3. AID TO AGRICULTURAL SOCIETIES :—Mr. Fitzpatrick presented a Petition from Members of the Pastoral and Agricultural Association of Yass, praying the House to assist Agricultural Societies in such manner as may seem meet.
Petition received.
4. BOWENFELS COAL MINING AND COPPER SMELTING COMPANY'S RAILWAY BILL ("Formal" Motion) :—*Mr. Driver*, on behalf of Mr. Stephen Brown, moved, pursuant to Notice, That the Petition presented by Mr. Brown on the 14th February, from Mr. Andrew Brown, relative to the Bowenfels Coal Mining and Copper Smelting Company's Railway Bill, be printed.
Question put and passed.
5. AID TO AGRICULTURAL SOCIETIES ("Formal" Motion) :—Mr. Bawden moved, pursuant to Notice, That the Petition presented by him on the 14th February, from William John Dangar, relative to aid to Agricultural Societies, be printed.
Question put and passed.
6. EUCALYPTUS GLOBULUS :—Mr. Phelps moved, pursuant to Notice,—
(1.) That, in the opinion of this House, the fact that Chemists in Europe have obtained from the "Eucalyptus Globulus" (the blue-gum tree indigenous to Tasmania and Southern Victoria) an alkaloid having the specific properties which render "Quinine" of such great value in medicine, as well as commerce, renders it desirable to ascertain to what extent the same alkaloid exists in the many species of Eucalyptus indigenous to New South Wales, with a view to the development of what may become a new and great source of wealth to the Colony.
(2.) That to carry out the above purpose it is desirable that the Government should take immediate steps to obtain every information on the subject.
(3.) That the foregoing Resolutions be embodied in an Address to His Excellency the Governor.
Debate ensued.
Question put.
The House divided.

Ayes, 19.

Sir James Martin,	Mr. Oakes,
Mr. Robertson,	Mr. Macleay,
Mr. Baker,	Mr. Lucas,
Mr. Lord,	Mr. Phelps,
Mr. Buchanan,	Mr. Macintosh,
Mr. Bawden,	Mr. Fitzpatrick,
Mr. Hoskins,	<i>Tellers.</i>
Mr. Hill,	
Mr. Warden,	Mr. De Salis,
Mr. Abbott,	Mr. Driver.
Mr. Cummings,	

Noes, 16.

Mr. Parkes,	Mr. Forster,
Mr. G. A. Lloyd,	Mr. Teeco,
Mr. Farnell,	Mr. Thomas Brown,
Mr. Butler,	<i>Tellers.</i>
Mr. Hurley, (<i>Narellan</i>)	
Mr. Stewart,	Mr. Webb,
Mr. Moses,	Mr. Burns.
Mr. Greville,	
Mr. Grahame,	
Mr. Bennett,	
Mr. Scholey,	

And so it was resolved in the affirmative.

7. TELEGRAPHIC MESSAGES :—Mr. Burns moved, pursuant to Notice,—
(1.) That, in the opinion of this House, the charge for the transmission of Messages by Electric Telegraph throughout New South Wales ought to be reduced to one shilling for private Messages not exceeding ten words, with one penny for each additional word, and that Press Messages ought to be transmitted at fifty per cent. less than private Messages.
(2.) That the foregoing Resolution be embodied in an Address and presented to His Excellency the Governor.
Debate ensued.
Mr. Forster moved the Previous Question.
Debate continued.
Previous Question, by leave, withdrawn.
Original Question, by leave, withdrawn.
8. CUSTOMS SEIZURE AT ALBURY AND WAGGA WAGGA :—Mr. Macleay moved, pursuant to Notice, That there be laid upon the Table of this House,—
(1.) Copies of all Letters, Telegrams, Messages, or other communications between the officers of Customs at Albury and Wagga Wagga, between these officers and the Chief Collector, Sydney, and between the Chief Collector and the Colonial Treasurer; also, all other correspondence and documents relating to, or bearing upon, the seizure, by the officer of Customs at Wagga Wagga on the 21st of January, of the luggage of Messrs. Wilson and Lewis, passengers by coach from Albury.
(2.) Copies of all Letters, Telegrams, Messages, or other communications between any of the above-named parties, and of all other documents or correspondence relating to, bearing upon, or explanatory of, the seizure on the 6th instant, by the Customs Officer at Wagga Wagga, of a buggy and harness, the property of Mr. G. P. Wilson, of Big Springs Station.
Debate ensued.
Question put and passed.

9. **BOWENFELS COAL MINING AND COPPER SMELTING COMPANY'S RAILWAY BILL**:—Mr. Robertson moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Robertson, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.
The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Friday next.

10. **TOWN HALL SITE BILL**:—Sir James Martin moved, That this Bill be now read a second time.
Debate ensued.
Mr. Burns moved, That this Debate be now adjourned, and its resumption stand an Order of the Day for this day fortnight.
Debate continued.
Question put on the motion for the adjournment of the Debate.
The House divided.

Ayes, 10.

Mr. Nowlan,
Mr. Forster,
Mr. Hoskins,
Mr. Cummings,
Mr. Lucas,
Mr. Teece,
Mr. Macleay,
Mr. Baker,

Tellers.

Mr. Stewart,
Mr. Burns.

Noes, 34.

Mr. Parkes,	Mr. Garrett,
Mr. Sutherland,	Mr. Scholey,
Mr. G. A. Lloyd,	Mr. Nelson,
Mr. Farnell,	Mr. Bennett,
Mr. Robertson,	Mr. Lord,
Mr. J. S. Smith,	Mr. Abbott,
Mr. Butler,	Mr. Tunks,
Mr. Innes,	Mr. Greville,
Mr. Booth,	Mr. Driver,
Mr. Thomas Brown,	Mr. Macintosh,
Mr. Jacob,	Mr. Hill,
Mr. Oakes,	Mr. Warden,
Mr. Bawden,	Mr. W. C. Browne,
Mr. Wearne,	Mr. Creed,
Mr. Fitzpatrick,	
Mr. Grahame,	Tellers.
Mr. Rodd,	Mr. R. B. Smith,
Mr. Webb,	Mr. De Salis.

And so it passed in the negative.

Original Question put,—That this Bill be now read a second time.

The House divided.

Ayes, 30.

Mr. Parkes,	Mr. Booth,
Mr. Sutherland,	Mr. Scholey,
Mr. G. A. Lloyd,	Mr. Tunks,
Mr. Farnell,	Mr. Oakes,
Mr. Innes,	Mr. Nelson,
Mr. Abbott,	Mr. J. S. Smith,
Mr. Butler,	Mr. Greville,
Mr. Robertson,	Mr. Garrett,
Mr. Lord,	Mr. Fitzpatrick,
Mr. Bawden,	Mr. Driver,
Mr. Grahame,	Mr. W. C. Browne,
Mr. Rodd,	Mr. Creed,
Mr. Bennett,	
Mr. Wearne,	Tellers.
Mr. Warden,	Mr. R. B. Smith,
Mr. Webb,	Mr. Macintosh.

Noes, 13.

Mr. Burns,
Mr. Lucas,
Mr. Hill,
Mr. Teece,
Mr. Macleay,
Mr. Forster,
Mr. Baker,
Mr. Nowlan,
Mr. Cummings,
Mr. Thomas Brown,
Mr. Jacob,
Tellers.
Mr. De Salis,
Mr. Stewart.

And so it was resolved in the affirmative.

Bill read a second time.

On motion of Mr. Robertson, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and the Chairman reported the Bill with an amendment.

Ordered, on motion of Sir James Martin, that the adoption of that report stand an Order of the Day for to-morrow.

11. **CATTLE SALE YARDS ACT AMENDMENT BILL**:—Mr. Driver moved, That this Bill be now read a second time.

Debate ensued.

Sir James Martin moved, That this Debate be now adjourned, and its resumption stand an Order of the Day for this day week.

Debate continued.

Question on the motion for adjournment of the Debate put and passed.

12. **THE AGENT GENERAL OF THE COLONY**:—The Chairman of Committees reported from a Committee of the Whole a Resolution, which was received, and read a first time as follows:—

Resolved,—That an Address be presented to His Excellency the Governor praying,—

(1.) That there be placed on a Supplementary Estimate for the year 1872, a sum of £1,021 10s. 1d. for the Agent General of the Colony, being difference of salary for that officer between £1,000 and £1,500, from 16th December, 1870, to 31st December, 1872.

(2.) That there be placed on an Additional Estimate for 1873 a sum of £500 for the Agent General of the Colony, being the difference of salary for that officer between £1,000 and £1,500, from the 1st January to 31st December, 1873.

Resolution then, on motion of the Chairman, read a second time, and agreed to.

13. **POSTPONEMENT**:—The Order of the Day respecting the Custody of Infants Bill postponed, on motion of Mr. Burns, until Tuesday next.
14. **AGRICULTURAL SOCIETIES**:—The Order of the Day having been read,—on motion of Mr. Bawden the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of presenting an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon an Additional Supplementary Estimate for the year 1873, a sum not exceeding £3,000, in aid of the Agricultural Societies of the Colony, to be distributed *pro rata*, conditional upon a like sum being raised by private contributions from the members of such Societies.

And the Committee continuing to sit till after Midnight,—

WEDNESDAY, 19 FEBRUARY, 1873, A.M.

The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to a Resolution.

Ordered, on motion of the Chairman, that the reception of the said Resolution stand an Order of the Day for to-morrow.

15. **WRITS FOR GENERAL ELECTIONS—MEETING OF NEW PARLIAMENTS**:—Mr. Parkes moved, pursuant to Notice, for leave to bring in a Bill to regulate the issue of Writs for a General Election, and to limit the period during which it shall be lawful to delay the meeting of new Parliaments.
Question put and passed.

The House adjourned, at two minutes after Twelve o'clock, A.M., until Four o'clock, P.M., This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 48.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 19 FEBRUARY, 1873.

1. The House met pursuant to adjournment ; the Speaker took the Chair.

QUESTIONS :—

- (1.) Bread supplied to the Permanent Artillery Force :—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—

(1.) Was the bread supplied to the Permanent Artillery Force at Dawes' Battery, one day lately, of such a character as to be unfit for use, and did the men complain of this to the Commanding Officer ?

(2.) Is it true that the Commanding Officer replied that the bread was good enough for them ?

(3.) Did the men then throw the bread into the street ; and is it true that the men were confined, by order of the Commanding Officer, for three days to barracks, for complaining ?

(4.) Was it necessary to place a double guard on duty all that night ?

(5.) Is it true that the Commanding Officer went into the barracks at night and read over the Mutiny Act to the men confined, and threatened them with a general Court Martial and three years imprisonment ?

(6.) Has the Colonial Secretary seen the bread complained of ; and, if not, will he ascertain if the men have just cause of complaint, with a view to redress ?

Mr. Parkes answered,—I have received the following information from the Commandant, Colonel Richardson, in reply to these questions :—

(1.) No. A complaint was made, and duly investigated.

(2.) No.

(3.) Two messes did so. A Court of Inquiry was then instituted, which resulted in those guilty of that irregularity being confined to barracks.

(4.) It was considered desirable to take this precaution.

(5.) The Mutiny Act was not read over, but the Commanding Officer ordered the men to fall in, and pointed out the penalty to which they had rendered themselves liable.

(6.) No ; but I will enquire further.

- (2.) The Campbelltown Train :—Mr. Buchanan asked the Secretary for Public Works, pursuant to Notice,—

(1.) Was the usual train from Campbelltown, which leaves that place in the afternoon, detained, one day last week, for two or three hours ?

(2.) Was this inconvenience to the public ordered by the Minister for Works ; and, if so, on what grounds ?

(3.) Did any person or persons apply to have the ordinary train delayed, and did they state for what purpose ?

(4.) What were the names of the persons, if any, who applied to the Minister for Works to have the Campbelltown train delayed, and was it delayed accordingly ?

Mr.

Mr. Sutherland answered,—

- (1.) Yes; the intention of detaining the train having been previously advertised three times in the *Herald* and *Empire* newspapers.
- (2.) This convenience—not inconvenience—to the public was approved of by the Minister for Works. It was to enable a large number of visitors to Menangle to attend a bazaar in aid of funds for a new Church. The revenue was also benefited by increased traffic.
- (3.) Yes.
- (4.) The detention of the train at Menangle was applied for by Sir William Macarthur, who stated that a compliance with the request would oblige the numerous promoters of an undertaking, which was solely for a public object, now become of urgent necessity in a populous but comparatively poor country neighbourhood. I may add, that beyond the passengers for whose convenience the train was detained, only a very few passengers travelled by the train in question; and they had timely notice of the change in the time of running.

(3.) **Californian Mail Service**:—Mr. Robertson asked the Colonial Secretary, pursuant to Notice,—What steps, if any, were taken by the gentlemen lately delegated by this Government to represent New South Wales at the late Conference, to meet the views of the Government of New Zealand with regard to the Californian Mail Service?

Mr. Parkes answered,—I am not quite sure that I understand this question. The gentlemen delegated by this Government to represent New South Wales at the late Conference certainly were not instructed in any express manner to meet the views of the Government of New Zealand, but rather to protect the interests of this Colony. I may state that the Delegates for New South Wales did their best to bring the San Francisco Service under the consideration of the Conference; and I may add also that since then the Government have been favoured with an audience by the Delegates from New Zealand, still remaining in the Colony, but the negotiations are not yet concluded; as soon as they are concluded they will be communicated to the House.

(4.) **Bench of Magistrates, Murrurundi**:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is it true that the Bench of Magistrates at Murrurundi sentenced a boy, twelve years of age, to fourteen days imprisonment in Murrurundi Gaol, for throwing a stone at a fruit tree?
- (2.) Who were the Magistrates who presided when this was done?
- (3.) Will the Colonial Secretary look into this case with a view to the instant release of the boy?

Mr. Parkes answered,—The following information has been received from the Bench of Magistrates, Murrurundi, viz.:—"A boy named Richard Tanner was, on the 11th instant, sentenced to fourteen days imprisonment for having maliciously damaged trees and fruit, the property of John Larkin. Larkin proved, on oath, that the boy had thrown a number of stones, destroying trees and fruit to the value of ten shillings, and also endangered the lives of his children. Larkin remonstrated with the boy and his parents, but was abused. The boy is known to the Bench as a bad character. The names of the presiding Magistrates were A. Brodie, J. P. Luke, and G. G. Brodie. We would also point out that a subsequent offence of this nature is felony."

2. **AID TO AGRICULTURAL SOCIETIES** ("Formal" Motion):—Mr. Bawden, on behalf of Mr. Fitzpatrick, moved, pursuant to Notice, That the Petition presented by Mr. Fitzpatrick on 18th February, from the Members of the Pastoral and Agricultural Association of Yass, respecting aid to Agricultural Societies, be printed.

Question put and passed.

3. **PERJURY CASES TRIED AT COURTS IN WESTERN DISTRICTS** ("Formal" Motion):—Mr. Buchanan moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing,—

- (1.) How many cases of perjury have been tried at the Quarter Sessions at Orange, between the 1st January, 1868, and the 1st January, 1873.
- (2.) How many cases are recorded between the 1st January, 1857, and the 1st January, 1868—distinguishing the number of cases that occurred during each respective year.
- (3.) Also, the number of committals for perjury that have taken place, during the same period, at the Police Courts of Dubbo, Wellington, Molong, Carcoar, Cowra, and Bathurst, specifying the number of cases in each year in each district.

Question put.

The House divided.

Ayes, 35.

Mr. Parkes,	Mr. Tunks,
Mr. G. A. Lloyd,	Mr. Oakes,
Mr. Sutherland,	Mr. Buchanan,
Mr. Butler,	Mr. Single,
Mr. Stephen Brown,	Mr. Lucas,
Mr. J. S. Smith,	Mr. Macleay,
Mr. Creed,	Mr. Webb,
Mr. Stewart,	Mr. Moses,
Mr. Grahame,	Mr. Neale,
Mr. Nowlan,	Mr. Lee,
Mr. Hill,	Mr. W. C. Browne,
Mr. Bawden,	Mr. Taylor,
Mr. Phelps,	Mr. De Salis,
Mr. Bennett,	Mr. Cunneen,
Mr. Forster,	Tellers.
Mr. Booth,	Mr. Raphael,
Mr. Jacob,	Mr. Burns.
Mr. Scholey,	
Mr. Baker,	

Noes, 5.

Mr. Driver,
Mr. Cummings,
Mr. Nelson,
Tellers.
Mr. Thomas Brown,
Mr. Webb.

And so it was resolved in the affirmative.

4. **PAPERS**:—

1. Mr. Butler laid upon the Table, Return to an Address, adopted on 4th February, 1873, in reference to Mr. Temple S. Nathan.
- Ordered to be printed.

2. Mr. Parkes laid upon the Table the following Papers:—

(1.) Intercolonial Conference of 1873,—

Papers laid before the Conference by the Representatives of the several Colonies.

Correspondence laid before the Conference by Mr. Parkes.

Addresses to the Right Honorable the Secretary of State for the Colonies, adopted by the Representatives of the several Australasian Colonies, at a Conference held in Sydney in January and February, 1873.

(2.) Sixteenth Annual Report of the Municipal Council of the City of Sydney on Sewerage and Water Supply.

Ordered to be printed.

5. NAVIGATION ACT AMENDMENT BILL:—Mr. G. A. Lloyd having presented this Bill, Bill, intituled "*A Bill to amend in certain particulars the Navigation Act of 1871*,"—read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Wednesday next.

6. OCEAN MAIL SERVICES:—Mr. Parkes moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the decisions of the Intercolonial Conference on the Ocean Mail Services.

Question put and passed.

7. ADDITIONAL SITTING DAY:—Mr. Parkes moved, pursuant to Notice, That during the remainder of the present Session, unless otherwise ordered, Monday be a Sitting Day of this House, and that Government Business take precedence of General Business on that Day.

Debate ensued.

Question put.

The House divided.

Ayes, 37.

Mr. Parkes,	Mr. Neale,
Mr. Butler,	Mr. De Salis,
Mr. Sutherland,	* Mr. Warden,
Mr. Farnell,	Mr. Tunks,
Mr. Innes,	Mr. Wearne,
Mr. G. A. Lloyd,	Mr. Moses,
Mr. W. C. Browne,	Mr. Macleay,
Mr. Thomas Brown,	Mr. Bennett,
Mr. Oakes,	Mr. Hurley, (<i>Narellan</i>)
Mr. Phelps,	Mr. Fitzpatrick,
Mr. Grahame,	Mr. Lee,
Mr. Nelson,	Mr. Cunneen,
Mr. Jacob,	Mr. Rodd,
Mr. Teece,	Mr. Greville,
Mr. Stewart,	Mr. Creed,
Mr. Cummings,	
Mr. Baker,	<i>Tellers.</i>
Mr. Scholey,	Mr. Taylor,
Mr. Terry,	Mr. Driver.
Mr. Webb,	

Noes, 16.

Sir James Martin,
Mr. Robertson,
Mr. Lord,
Mr. Forster,
Mr. Abbott,
Mr. Hoskins,
Mr. Lucas,
Mr. Single,
* Mr. Warden,
Mr. Macintosh,
Mr. Hill,
Mr. Clarke,
Mr. Garrett,
Mr. Nowlan,
<i>Tellers.</i>
Mr. Booth,
Mr. Raphael.

* So in Tellers' Lists.

And so it was resolved in the affirmative.

8. REAL PROPERTY ACT AMENDMENT BILL:—The Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to amend the Real Property Act of 1862*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,

Sydney, 19th February, 1873.

T. A. MURRAY,

President.

9. COLONIAL PRODUCE DISTILLATION BILL:—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Monday next.

10. POSTPONEMENTS:—The following Orders of the Day postponed, on motion of Mr. Parkes:—

(1.) Lunacy Bill; second reading;—*until Thursday, 27th February.*

(2.) Distribution of Funds in Perry's Estates Bill; second reading;—*until To-morrow.*

(3.) Friendly Societies Bill; second reading;—*until Monday next.*

(4.) Public Gates Bill; second reading;—*until To-morrow.*

(5.) Mining Bill; to be further considered in Committee;—*until Monday next.*

(6.) Superannuation Act Repeal Bill; second reading;—*until Thursday, 27th February.*

(7.) Colonial Defence Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to make better provision for the Military Defence of the Colony;—*until Monday next.*

(8.) Supply; resumption of the Committee;—*to follow after the Order of the Day respecting the Legislative Council Bill.*

(9.) Ways and Means; resumption of the Committee;—*to follow after the Order of the Day for the resumption of the Committee of Supply.*

(10.) Legislative Council Bill (No. 2); resumption of the adjourned Debate, on the motion of Mr. Parkes, "That this Bill be now read a second time";—*until Wednesday next.*

11.

11. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Parkes the Speaker left the Chair, and the House resolved itself into a Committee of Supply.
-

And the Committee continuing to sit till after Midnight,—

THURSDAY, 20 FEBRUARY, 1873, A.M.

The Speaker resumed the Chair; and the Chairman reported progress and obtained leave to sit again This Day.

The House adjourned, on motion of Mr. Parkes, at twenty-seven minutes after One o'clock A.M., until Four o'clock P.M. This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 49.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 20 FEBRUARY, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) Border Duties:—Sir James Martin asked the Colonial Treasurer, pursuant to Notice,—What amount was received in respect of duties on goods imported across or by way of the River Murray, including the duties paid on goods taken out of bond, during the first fourteen days of the present month?

Mr. G. A. Lloyd answered,—£2,998 2s. 3d.

- (2.) Courts at Hill End:—Mr. J. S. Smith asked the Colonial Secretary, pursuant to Notice,—With reference to a Petition presented to His Excellency the Governor by him, from Hill End, praying that that place be appointed a place for holding a District Court and Court of Quarter Sessions,—

(1.) Has the Colonial Secretary received the said Petition?

(2.) If so, does the Government intend taking any action in the matter; and, if so, when?

Mr. Parkes answered,—Two or more Petitions have reached the Government from Hill End, praying that that place may be made a place for holding Courts of Quarter Sessions and District Courts. One of these Petitions, I believe, was presented by the Honorable Member. The matter was taken into consideration some time ago, and the Government are of opinion that, owing to the large population and importance of the commercial transactions at Hill End, the prayer of the petitioners should be complied with; and steps will be taken at an early date to carry out their object.

- (3.) Public School Buildings, Singleton:—Mr. Burns, on behalf of Mr. W. C. Browne, asked the Colonial Secretary, pursuant to Notice,—

(1.) What amount has been expended upon the Public School buildings at Singleton since their erection?

(2.) Was the work carried out by tender, or otherwise?

(3.) Is it the practice of School Boards to advertise for tenders?

Mr. Parkes answered,—

(1.) The amounts expended from Public Funds upon the Public School Buildings at Singleton are as follows:—

January, 1861	...	...	...	...	...	...	£40	0	0
February, 1863	...	...	...	...	...	...	13	0	6
January 31st, 1865	...	...	...	...	...	...	6	13	4
April 14th, 1869	...	...	...	...	...	...	8	15	0
January 1st, 1870	...	...	...	...	...	...	10	10	0
March 14th, 1870	...	...	...	...	...	...	95	15	0
May, 1871	...	...	...	...	...	...	3	0	0

Total... £177 13 10

(2.) In some cases by tender, when the amount was sufficiently large to render the calling for tenders expedient.

(3.) It is the practice of Public School Boards to call for tenders, except in cases where the expenditure is of trifling amount.

(4.)

- (4.) Tolls on Campbell's Hill and Belmore Bridge :—*Mr. Burns*, on behalf of *Mr. W. C. Browne*, asked the Secretary for Public Works, pursuant to Notice,—What is the amount of the respective tenders for Campbell's Hill and Belmore Bridge Tolls for the present year?

Mr. Sutherland answered,—

Campbell's Hill Tolls—Accepted Tender	...	...	...	£803	0	0
Belmore Bridge Tolls—Accepted Tender	...	...	...	631	0	0

2. PAPERS :—

Mr. Parkes laid upon the Table the following Papers :—

- (1.) Return showing the amount of Gold and Cargo, and number of Passengers, conveyed by Mail Steamers during the year 1872.
- (2.) Return showing Mails received at Sydney, during 1872, by the Steamers of the Peninsular and Oriental Company.

Ordered to be printed.

Mr. Butler laid upon the Table, Rule of the Supreme Court, dated 13th February, 1873.

Ordered to be printed.

3. MUNICIPALITIES ACT OF 1867 AMENDMENT BILL ("Formal" Motion):—

- (1.) *Mr. Tunks* moved, pursuant to Notice, for leave to bring in a Bill to amend the Municipalities Act of 1867, with respect to the mode of the Election of Mayor.

Question put and passed.

- (2.) *Mr. Tunks* having presented this Bill, Bill, intituled "*A Bill to amend the Municipalities Act of 1867*,"—read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Friday, 28th February.

4. POSTPONEMENTS :—The following Orders of the Day postponed :—

- (1.) Criminal Law Consolidation and Amendment Bill; second reading ;—*on motion of Mr. Butler, until Monday, 3rd March.*
- (2.) Ocean Mail Services; consideration in Committee of the Whole of the decisions of the Intercolonial Conference, on the Ocean Mail Services ;—*on motion of Mr. Parkes, to follow after the Order of the Day for the resumption of the Committee of Supply.*
- (3.) Distribution of Funds in Perry's Estates Bill; second reading ;—*on motion of Mr. Butler, until Thursday next.*
- (4.) Public Gates Bill; second reading ;—*on motion of Mr. Parkes, until Monday next.*

5. SUPPLY :—The Order of the Day having been read,—*on motion of Mr. Parkes* the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Monday next.

6. OCEAN MAIL SERVICES :—The Order of the Day having been read,—*on motion of Mr. Parkes* the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the decisions of the Intercolonial Conference on the Ocean Mail Services.

And the Committee continuing to sit till after Midnight,—

FRIDAY, 21 FEBRUARY, 1873, A.M.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again This Day.

7. POSTPONEMENT :—The Order of the Day for the resumption of the Committee of Ways and Means postponed, *on motion of Mr. Parkes*, until This Day.

8. TOWN HALL SITE BILL :—*On motion of Mr. Driver*, the Report from the Committee of the Whole on this Bill adopted.

Ordered, *on motion of Mr. Driver*, that the third reading of this Bill stand an Order of the Day for This Day.

9. AGRICULTURAL SOCIETIES :—The Chairman of Committees reported from a Committee of the Whole a Resolution, which was received, and read a first time, as follows :—

Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed upon an Additional Supplementary Estimate for the year 1873, a sum not exceeding £3,000, in aid of the Agricultural Societies of the Colony, to be distributed *pro rata*, conditional upon a like sum being raised by private contributions from the members of such Societies.

Resolution then, *on motion of the Chairman*, read a second time, and agreed to.

The House adjourned, at twenty-one minutes after Twelve o'clock A.M., until Four o'clock P.M., This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 50.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 21 FEBRUARY, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) Rain Gauges:—Mr. Phelps asked the Colonial Secretary, pursuant to Notice,—What conclusion has the Government come to relative to the supplying of Rain Gauges to all the Telegraph Stations, and to the Postmasters who are considered able and fit to record the rain-fall, throughout the Colony?

Mr. Parkes answered,—The necessary sum for this purpose will be placed on the Supplementary Estimates.

- (2.) Surveyors Records:—Mr. Bawden asked the Secretary for Lands, pursuant to Notice,—In what country towns are rooms rented for deposit of Records by Surveyors, and what are their respective rentals?

Mr. Farnell answered,—

	£	s.	d.	
Armidale at...	50	0	0	per annum.
Grafton „...	50	0	0	„
Bathurst „...	50	0	0	„
Goulburn „...	46	12	4	„
Dubbo „...	20	0	0	„

2. PAPERS:—

- (1) Mr. Farnell laid upon the Table, Abstract of Crown Lands reserved from Sale for the preservation of Water Supply, or other public purposes, in accordance with the Act 25 Vic., No. 1, from 20th January to 20th February, 1873.

Ordered to be printed.

- (2.) Mr. Parkes laid upon the Table, Return to an Address, adopted on 4th February, 1873, in reference to the Prisoners Spencer and Magee.

Ordered to be printed.

3. SALE OF LAND SCOTS CHURCH LEGALIZING BILL:—Mr. Burns presented a Petition from John Dunmore Lang, Doctor of Divinity, praying for leave to bring in a Bill to enable the Reverend Dr. Lang, as sole surviving Trustee of the Scots Church, to dispose of a portion of the original allotment of the Church, for certain ecclesiastical purposes therewith connected.

And Mr. Burns having produced the *Government Gazette*, and the *Empire*, newspaper, containing notices of the intention to apply for the Bill,—
Petition received.

4. TOWN HALL SITE BILL (“*Formal*” Order of the Day),—on motion of Sir James Martin, read a third time, and passed.

Sir James Martin then moved, That the Title of this Bill be “*An Act to authorize a Supplementary Grant of Land to the Municipal Council of Sydney for the site of the Town Hall and to enlarge the statutory time prescribed for the completion thereof.*”

Question put and passed.

Whereupon

Whereupon Sir James Martin moved, That this Bill be carried to the Legislative Council with the following Message :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to authorize a Supplementary Grant of Land to the Municipal Council of Sydney for the site of the Town Hall and to enlarge the statutory time prescribed for the completion thereof*,"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 21st February, 1873.*

Question put and passed.

5. CLAIM OF MR. STEPHEN SCHOLEY ("*Formal*" Motion):—Mr. Cunneen moved, pursuant to Notice, That the Return moved for by Mr. Wilson on the 29th September, 1869, and ordered by this House to be printed on the 19th October, 1869—"of all Correspondence, Documents, and Minutes which have passed between the Government and any person or persons respecting the expenditure of the grant for the repair of the Cessnock Road for the year 1868"; and also the Return moved for by Mr. Cunneen on the 5th July, 1872, and ordered to be printed on the 19th July, 1872—"of all Correspondence and other Papers in reference to the claim of Mr. S. Scholey, for losses sustained by him, through his position of Warden of the Maitland District Council, in the case *Eckford v. Scholey*,"—be referred to the Committee now sitting to enquire into and report upon the Claim of Mr. Stephen Scholey, for losses alleged to have been sustained by him, in the position of Warden of the Maitland District Council, in the case *Eckford v. Scholey*.
Question put and passed.
6. POSTPONEMENTS :—The following Orders of the Day postponed :—
 - (1.) Duration of Parliaments Shortening Bill; second reading;—*on motion of Mr. Burns, until Friday next.*
 - (2.) Sydney Corporation Act Amendment Bill; second reading;—*on motion of Mr. Raphaël, until Wednesday next.*
 - (3.) Permissive Liquor Bill; second reading;—*on motion of Mr. Wearne, to stand next after the first Order of the Day of Government Business.*
 - (4.) Contracts Exemption Bill; second reading;—*on motion of Mr. Lucas, until Friday next.*
 - (5.) Superannuation Act Amendment Bill; resumption of the adjourned Debate on the motion of Mr. Forster, "That this Bill be now read a second time";—*on motion of Mr. Forster, until Friday next.*
 - (6.) Bowenfels Coal Mining and Copper Smelting Company's Railway Bill; to be further considered in Committee;—*on motion of Mr. Lucas, until Monday next.*
7. OCEAN MAIL SERVICES :—The Order of the Day having been read,—on motion of Mr. Parkes the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the decisions of the Intercolonial Conference on the Ocean Mail Services.
The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the following Address :—

"To Her Most Gracious Majesty, Victoria, Queen of the United Kingdom of Great Britain and Ireland, Defender of the Faith, &c., &c.

"MAY IT PLEASE YOUR MAJESTY,—

"We, your Majesty's most loyal and dutiful subjects, the Members of the Legislative Assembly of New South Wales, in Parliament assembled, are desirous of conveying to your Most Gracious Majesty the sense of satisfaction with which we received the proposals of the Lords Commissioners of your Majesty's Treasury for the conveyance of your Majesty's Mails between the United Kingdom and the Australian Colonies *via* Point de Galle, after the expiration of the existing Mail Contract.

"The offer of your Majesty's Government to convey the Mails between England and Galle in both directions, until the 31st December, 1880, free of all charges to the Colonies, and to contribute a sum not exceeding one-half of the expense of a four-weekly Service between Point de Galle and Australia and New Zealand, leaving the Contract for the latter Service to be made by the Colonies in combination, is regarded by us as a wise and liberal provision for the postal necessities of this part of the Empire; and your Majesty's loyal subjects in this Colony whom we represent are generally anxious to participate in its advantages.

"The port of Sydney has from the first establishment of the Suez Mail Service been the Terminus of the Line; and no injury is inflicted upon any other Colony by the voyage terminating at this port. The mail ships can perform the voyage to Sydney with greater advantages to the Mail Service, and at a lower expenditure than by stopping at Melbourne, as their supplies of coal must be obtained from New South Wales; and the shipbuilding and engineering works of Sydney are the most extensive and complete in this part of the world.

"We deeply regret to learn that, notwithstanding these circumstances, it has been decided by a majority of the Delegates representing the several Colonies at the Conference lately held in Sydney, that the Terminus of the new Service shall be at Melbourne. We cannot view this decision as one arrived at on the merits of the question before the Conference. It has not been shown that the Mails in the case of any other Colony would be more speedily or safely delivered by the proposed change, while the interests of New South Wales in the Mail Service would be seriously injured.

"We approach your Most Gracious Majesty with the expression of our entire confidence in the wisdom and justice that guide your Majesty's Counsels, and an earnest hope that a decision which would prevent the people of New South Wales from participating in the Suez Mail Service will not be confirmed by your Majesty's Imperial Government."

Mr.

Mr. Parkes moved, That that report be now adopted.

Question put,—

And Division called for.—

But there being no Tellers for the *Noes*, no Division could be had, and the Speaker declared the question to have passed in the *affirmative*.

Mr. Parkes then moved, That a Deputation, consisting of Mr. Allen, Mr. Fitzpatrick, Mr. Hill, Mr. Parkes, Mr. Robertson, and Mr. Watson, accompany the Speaker to present the Address, so agreed to by this House, to His Excellency the Governor, at such time as may be appointed by His Excellency, with a request that His Excellency will be pleased to forward the same to the Right Honorable the Secretary of State for the Colonies for presentation to Her Majesty.

Question put and passed.

8. **ASSENT TO REAL PROPERTY ACT AMENDMENT BILL**:—The following Message from His Excellency the Governor was delivered by Mr. Parkes, and read by the Speaker:—

HERCULES ROBINSON,
Governor.

Message No. 15.

A Bill, intituled "*An Act to amend the Real Property Act of 1862*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 21st February, 1873.

9. **PERMISSIVE LIQUOR BILL**:—Mr. Wearne moved, That this Bill be now read a second time.
On motion of Mr. Burns, the Debate on this question adjourned, and ordered to stand an Order of the Day for Friday, 7th March.
10. **POSTPONEMENT**:—The Order of the Day for the resumption of the Committee of Ways and Means postponed, on motion of Mr. G. A. Lloyd, until Monday next.

The House adjourned, at a quarter-past Ten o'clock, until *Monday next*, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 51.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

MONDAY, 24 FEBRUARY, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Customs Drawbacks :—Mr. Raphael asked the Colonial Treasurer, pursuant to Notice,—Is it a fact that the Collector of Customs refuses to sign certificates to enable shippers from Victoria to receive Customs Drawbacks, and *vice versa* ?
Mr. G. A. Lloyd answered,—It appears, upon inquiry, that the Collector of Customs, from extreme pressure of business, has been unable to sign the numerous documents referred to, within the ordinary office hours, but arrangements will be made to meet the public requirements fully in this respect.
- (2.) Border Duties :—Mr. Lucas, on behalf of Sir James Martin, asked the Colonial Treasurer, pursuant to Notice,—What amount was received in respect of Duties on Goods imported across or by way of the River Murray, including the duties paid on goods taken out of bond, during the week ending the 21st instant.
Mr. G. A. Lloyd answered,—The Returns of Murray River Customs Duties are directed to be furnished every Monday (by telegram) for the week ended the preceding Saturday, but are generally not complete until the Wednesday following. On Wednesday next I shall be enabled to answer the Honorable Member's question.
2. OCEAN MAIL SERVICES—ADDRESS TO THE QUEEN :—The Speaker reported, That, pursuant to the Resolution arrived at by this House on Friday last, he had this day, accompanied by certain Members of the Deputation therein named, presented to the Governor the Address to the Queen in reference to Ocean Mail Services, which had been agreed to by the House; with a request that His Excellency would be pleased to forward the same to the Secretary of State for the Colonies, for presentation to Her Majesty,—and that His Excellency had promised to send the Address without delay.
3. SUSPENSION OF 61ST STANDING ORDER :—Mr. Burns (*with the concurrence of the House*) moved, without Notice, That the 61st Standing Order be suspended, to admit of the introduction of a Bill to enable the Reverend Dr. Lang, as sole surviving Trustee of the Scots Church, to dispose of a portion of the original allotment of the Church for certain ecclesiastical purposes connected therewith.
Question put and passed.
4. PAPERS :—
Mr. Parkes laid upon the Table the following Papers :—
(1.) By-laws of the Borough of Albury.
(2.) Report of the University of Sydney, for 1872.
Ordered to be printed.
Mr. Butler laid upon the Table, Return to an Address, adopted on 19th February, 1873, in reference to Perjury Cases tried at Courts in Western Districts.
Ordered to be printed.
5. SYDNEY COMMON IMPROVEMENT ACT FURTHER AMENDMENT BILL ("Formal" Motion) :—Mr. Driver moved, pursuant to Notice, for leave to bring in a Bill to further amend the Sydney Common Improvement Act.
Question put and passed.

6. POSTPONEMENTS:—On motion of Mr. Parkes, the Orders of the Day of Government Business postponed, to follow after the Order of the Day of General Business.
7. BOWENFELS COAL MINING AND COPPER SMELTING COMPANY'S RAILWAY BILL:—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
The Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
On motion of Mr. Garrett (*with the concurrence of the House*) that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for to-morrow.
8. COLONIAL PRODUCE DISTILLATION BILL:—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Wednesday next.
9. POSTPONEMENT:—The Order of the Day for the second reading of the Friendly Societies Bill postponed, on motion of Mr. Butler, until Thursday next.
10. MINING BILL:—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

And the Committee continuing to sit till after Midnight,—

TUESDAY, 25 FEBRUARY, 1873, A.M.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again This Day.

The House adjourned, on motion of Mr. Parkes, at twenty-one minutes after One o'clock, A.M., until Four o'clock, P.M., This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 52.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 25 FEBRUARY, 1878.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) Public School, Narrabri:—Mr. Bennett asked the Colonial Secretary, pursuant to Notice,—
 - (1.) Is the Colonial Secretary aware that the Public School at Narrabri has been closed since November last?
 - (2.) Does the Council intend sending another Teacher there; if so, when?
 - (3.) Who are the gentlemen who constitute the Local Board?

Mr. Parkes answered,—

- (1.) The Public School at Narrabri has been closed since November last.
- (2.) Another Teacher will be appointed as soon as a suitable one can be procured.
- (3.) The gentlemen who are registered as Members of the Public School Board are:—

Charles E. Smith, Esq., P.M.

James Moseley, Esq., J.P.

Alfred J. Doyle, Esq.

P. Quinn, Esq.

Edward Lloyd, Esq., J.P.

George F. Finch, Esq.

Adolph Goldman, Esq.

Mr. Walter Cousins.

- (2.) Parramatta Park:—*Mr. Burns*, on behalf of Mr. Lee, asked the Secretary for Lands, pursuant to Notice,—Under whose authority did the Police, Whitmore, Jones and others, act when they ejected a Mr. Good from the Parramatta Park, on the 28th January last?

Mr. Farnell answered,—By the request and authority of the Stewards of the Racing Committee, Mr. Good attempting to force his entrance to the race-course without payment.

- (3.) Gold Mining Leases, Solferino:—*Mr. R. B. Smith*, on behalf of Mr. Buchanan, asked the Secretary for Lands, pursuant to Notice,—When will the Gold Mining Leases, known as the Solferino Leases, be issued?

Mr. Farnell answered,—The particular leases alluded to cannot be identified for want of the names of the parties applying for them; but if the issue of the leases have been approved by His Excellency the Governor and the Executive Council, they will be issued as shortly as possible after the surveys have been made. A Mining Surveyor has been recently appointed to survey the auriferous tracts at Solferino.

- (4.) Public School, Molong:—*Mr. R. B. Smith*, on behalf of Mr. Buchanan, asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is it true that the Public School at Molong is now closed, and by whose authority?
- (2.) Is it true that a fight, or quarrel, took place in the School during school hours, on the 12th or 13th instant, and what steps do the Government or Council of Education intend to take in the matter, and when do they intend to cause the School to be re-opened?
- (3.) Do the Government, or Education Board, intend to hold any inquiry into the matter?

Mr. Parkes answered,—

(1.) It is true that the Public School at Molong is now closed, in consequence of the suspension of the Teacher by the Public School Board.

(2.) The Council of Education is not aware that a fight, or quarrel, took place in the School during school hours on the 12th or 13th instant; but the Public School Board have reported that the Teacher was guilty of highly improper conduct on the 12th instant.

(3.) The Council has ordered an inquiry to be made into the matter, and all future action must depend on the result of such inquiry.

2. **CATTLE SALE YARDS ACT AMENDMENT BILL**:—The undermentioned Petitions, praying that certain amendments may be made in this Bill, were presented by the Members named:—

(1.) From certain persons engaged in the business of selling Horses and other Stock. By Mr. Hill. And the same having been read by the Clerk, by direction of the Speaker,—
Petition received.

Mr. Hill then (*with the concurrence of the House*) moved, without Notice, That the Petition be printed.

Question put and passed.

(2.) From Mr. George Kiss. By Mr. Wearne.

Petition received.

3. **PRINCE ALFRED HOSPITAL BILL**:—Mr. Burns presented a Petition from John Campbell, of Bona Vista, Waverley, praying that Mr. Edward Knox may not be appointed a life member of the Board of Directors of the Prince Alfred Hospital, as proposed in the Bill now before the House.
Petition received.

4. **POST OFFICE, MOLONG** ("Formal" Motion):—Mr. E. B. Smith, on behalf of Mr. Buchanan, moved, pursuant to Notice, That there be laid upon the Table of this House,—

(1.) Copies of all letters, correspondence, and other papers or documents that have taken place during the last two years, between the inhabitants, or any of the inhabitants, of Molong and the Postmaster General, relative to the inconveniences arising from Sunday's mail delivery, other irregularities, and the way the Post Office is conducted at Molong.

(2.) Also, a copy of the Inspector's report, who was lately sent up to Molong to inquire into the matter.

Question put and passed.

5. **SALE OF LAND, SCOTS CHURCH, LEGALIZING BILL** ("Formal" Motion):—Mr. Burns moved, pursuant to Notice, for leave to bring in a Bill to enable the Rev. Dr. Lang, as sole surviving Trustee of the Scots Church, to dispose of a portion of the original allotment of the Church for certain ecclesiastical purposes therewith connected.

Question put and passed.

6. **BOWENFELS COAL MINING AND COPPER SMELTING COMPANY'S RAILWAY BILL** ("Formal" Order of the Day),—on motion of Mr. R. B. Smith, read a third time, and passed.

Mr. Smith then moved, That the Title of this Bill be "*An Act to enable certain persons carrying on business at Bowenfels and Sydney under the name and style of the 'Bowenfels Coal Mining and Copper Smelting Company' to construct a railway or tramway from land in Lithgow Valley belonging to them to and to connect the same with the Great Western Railway.*"

Question put and passed.

Whereupon Mr. Smith moved, That this Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable certain persons carrying on business at Bowenfels and Sydney under the name and style of the 'Bowenfels Coal Mining and Copper Smelting Company' to construct a railway or tramway from land in Lithgow Valley belonging to them to and to connect the same with the Great Western Railway,*"—presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

Legislative Assembly Chamber,

Sydney, 25th February, 1873.

Question put and passed.

7. **PROTESTANT AND ROMAN CATHOLIC ORPHAN SCHOOLS**:—Mr. Forster moved, pursuant to Notice,—

(1.) That this House is of opinion that the Protestant and Roman Catholic Orphan Schools ought to be amalgamated into one school, and brought under one system of management.

(2.) That this House is further of opinion that the system of instruction in such school ought, as far as possible, to be made conformable to the system of Public Instruction for the time being established by law.

(3.) That the foregoing Resolutions be communicated by Address to His Excellency the Governor.

Debate ensued.

Mr. Parkes moved the Previous Question.

Debate continued.

Mr. Nelson moved, That this Debate be now adjourned, and its resumption stand an Order of the Day for Friday next.

Debate ensued.

Question put and negatived.

Debate on Original Question continued.

Previous Question put,—That that Question be now put.

The House divided.

Ayes, 16.

✓ Mr. Robertson,	Mr. Raphael,
Mr. West,	✓ Mr. Lucas,
Mr. Phelps,	Mr. Wearne,
Mr. Onkes,	Mr. R. B. Smith,
✓ Mr. Forster,	Tellers.
Mr. Jacob,	Mr. Stewart,
Mr. Hill,	Mr. Hurley, (Central
Mr. Terry,	Cumberland).
✓ Mr. Garrett,	
Mr. Webb,	

Noes, 15.

Mr. Parkes,	Mr. Bennett,
Mr. G. A. Lloyd,	Mr. Nelson,
Mr. Farnell,	Mr. Driver,
Mr. Innes,	Tellers.
Mr. Sutherland,	✓ Mr. Burns,
Mr. Butler,	Mr. De Salis.
Mr. Baker,	
Mr. Grahame,	
Mr. Thomas Brown,	
Mr. Scholey,	

And so it was resolved in the affirmative.

Original Question then put, and passed.

8. PETITION OF JOHN DARGIN :—Mr. Webb moved, pursuant to Notice, That the Report of the Select Committee on the Petition of Mr. John Dargin, respecting the severance of his land by the road lately made as an approach to the Denison Bridge, brought up on the 31st January, 1873, be now adopted by this House.
Debate ensued.
Question put and negatived.
9. APPROPRIATION OF FINE IMPOSED ON JAMES DOHERTY :—Mr. Jacob moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of all Correspondence between the Police authorities, the Audit Office, and the Police Magistrate and Clerk of Petty Sessions at Raymond Terrace, relative to the appropriation of a moiety of a fine imposed on one James Doherty, at Raymond Terrace, last year, together with all minutes and memoranda in any way bearing there-upon.
Question put and passed.
10. THE QUEEN v. CODEY :—Mr. Driver moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of the Depositions in the case of the Queen v. Codey, who was tried at the Court of Quarter Sessions, Muswellbrook, before Judge Meymott, on the 9th day of July last, together with a copy of the Judge's notes, if any.
Debate ensued.
Question put and passed.
11. SYDNEY SEWERAGE ACT AMENDMENT BILL :—Mr. Driver moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of bringing in a Bill to amend the Sydney Sewerage Act of 1853.
Question put and passed.
12. SYDNEY COMMON IMPROVEMENT ACT FURTHER AMENDMENT BILL :—Mr. Driver having *presented* this Bill, intitled "*A Bill to further amend the Sydney Common Improvement Act*,"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Friday next.
13. POSTPONEMENT :—The Order of the Day for the second reading of the Equity Reform Bill postponed, on motion of Mr. R. B. Smith, until Tuesday, 11th March.
14. CATTLE SALE YARDS ACT AMENDMENT BILL :—The Order of the Day having been read for the resumption of the adjourned Debate on the motion of Mr. Driver, "That this Bill be now read a second time,"—
Mr. Stewart moved, That this Order of the Day be postponed until this day "fortnight."
Debate ensued.
Mr. Burns moved, that the Question be amended, by omitting the word "fortnight," with a view of inserting the word "week."
Debate continued.
Motion, by leave, withdrawn.
Amendment, by leave, withdrawn.
Original Question,—That this Bill be now read a second time,—put and passed.
Bill read a second time.
Ordered, on motion of Mr. Driver, that the consideration in Committee of this Bill stand an Order of the Day for this day fortnight.
15. POSTPONEMENT :—The Order of the Day respecting the Custody of Infants Bill postponed, on motion of Mr. Stewart, until Friday, 7th March.
16. MINING BILL :—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again To-morrow.
The House adjourned, on motion of Mr. Butler, at two minutes after Ten o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 53.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 26 FEBRUARY, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) Mr. Byrnes (Colonial Secretary's Office):—Mr. Stewart asked the Colonial Secretary, pursuant to Notice,—

- (1.) How long has Mr. Byrnes been in the office of the Colonial Secretary?
- (2.) How often has he applied for leave of absence?
- (3.) How many medical certificates has he lodged to support his applications for leave of absence?
- (4.) How often, and for what periods, has he been absent, with or without leave?
- (5.) By whom is his duty performed while he is absent?

Mr. Parkes answered,—

- (1.) Since 1st September, 1868.
 - (2.) There is a record of nine applications.
 - (3.) Eight medical certificates.
 - (4.) Three times in 1870—in all thirty days; three times in 1871—in all thirty-six days; twice in 1872—thirty-two days; once in 1873—twenty-two days. Other absences have occurred of short duration, of which no record has been kept.
 - (5.) His duty when absent is performed by the other gentlemen in the Long Room. I might say, in reference to this case, that the gentleman whose name is before the House has been suffering very frequently from severe ill-health.
- (2.) Bridge over Mullet Creek:—Mr. Forster asked the Secretary for Public Works, pursuant to Notice,—
 - (1.) Is it a fact that, owing to a mistake made by an officer of the Works Department, in causing the Bridge over Mullet Creek, in the Municipality of Dapto, to be built of an unnecessary height, not corresponding with the height of other bridges along the same level, the Council of that Municipality are compelled to incur extra expense, which otherwise need not have been incurred, in constructing approaches to the said Bridge?
 - (2.) If so, are the Government prepared to reimburse the said Council, wholly or in part, for such extra expense?
 - (3.) Was a letter, dated February 25th, 1871, from the said Council, advising or requesting that the height of the Bridge should be reduced, received by the Works Department?
 - (4.) If so, was the letter replied to, or acted upon?
 - (5.) Has any other letter, application, or memorial, from the said Municipal Council, or others interested, asking the Government to reimburse the Council, been received by the Government?
 - (6.) If so, what course have the Government taken, or do they intend taking, in the matter?

Mr. Sutherland answered,—

- (1.) There was no mistake. The Bridge was advisedly built at the present level, to be above floods; the approaches are consequently more expensive.
- (2.) The Government, on 29th December, 1871, promised to pay £50 to the Council, the cost of the approaches being estimated by the local officer at £55.
- (3.) Yes.
- (4.) Letter was referred to local officer for report. He recommended compliance, and that the Bridge be built at the low level. His recommendation was not acted on, as it is contrary to the rule of the Department to put Bridges below flood level, unless specially voted by Parliament.
- (5.) Yes, dated 3rd August, 1872, referring to promise of £50, and asking for £100, the work having cost £115.
- (6.) The Government replied that only the £50 originally promised could be given. No answer was received. That amount will be paid when applied for.

2. GENERAL ELECTIONS BILL OF 1873:—Mr. Parkes having presented this Bill, Bill, intituled "*A Bill to regulate the issue of Writs for General Elections and to limit the period during which it shall be lawful to delay the meeting of Parliament thereafter*,"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Wednesday next.
3. SALE OF LAND SCOTS CHURCH LEGALIZING BILL:—Mr. Burns having presented this Bill, and produced a certificate of the payment of Twenty-five pounds to the credit of the Consolidated Revenue of the Colony, Bill, intituled "*A Bill to enable the Revd. Dr. Lang as sole surviving Trustee of the Scots Church to dispose of a portion of the original allotment of the Church for certain Ecclesiastical purposes therewith connected*,"—read a first time.
4. ADJOURNMENT:—Mr. Buchanan moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
5. ASSENT TO PUBLIC EXHIBITIONS ACT AMENDMENT BILL:—The following Message from His Excellency the Governor was delivered by Mr. Parkes, and read by the Speaker:—
HERCULES ROBINSON,
Governor. Message No. 16.

A Bill, intituled "*An Act to amend an Act intituled 'An Act to amend the Law for regulating places of Public Exhibition and Entertainment'*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 26th February, 1873.

6. LODER'S ESTATE BILL:—The Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to enable the Executors of the Will of James Mein Loder deceased to sell a certain Sheep Station or Run called 'North Quirindi' or 'Currindi Creek' being part of the Estate of the said James Mein Loder and to invest the money to arise from such sale for the benefit of the parties interested in the said Station under the said Will*"—with the Amendments indicated by the accompanying Schedule, in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,

Sydney, 26th February, 1873.

T. A. MURRAY,

President.

LODER'S ESTATE BILL.

SCHEDULE of the Amendments referred to in Message of 26th February, 1873.

JOHN J. CALVERT,

Clerk of the Parliaments.

Page 2, clause 2, lines 47 to 49, omit "in the purchase in their or his own names or name of land
"in the Colony of New South Wales for an Estate in fee simple or in Bank Shares or"
"line 53, omit "hereditaments and premises" insert "securities"

Page 3, clause 2, lines 3 and 4, omit "in Bank Shares or"

Examined,—

J. DOCKER,

Chairman of Committees.

Ordered, on motion of Mr. Lackey, that the consideration in Committee of the Amendments made by the Legislative Council in this Bill stand an Order of the Day for Tuesday next.

7. PAPER:—Mr. Parkes laid upon the Table, Correspondence relative to suggested Postal Service *via* New Zealand and San Francisco.
Ordered to be printed.

8. CATTLE SALE YARDS ACT AMENDMENT BILL ("*Formal*" Motion):—Mr. Burns, on behalf of Mr. Wearne, moved, pursuant to Notice, That the Petition presented by Mr. Wearne on 25th February, from George Kiss, relative to the Cattle Sale Yards Act Amendment Bill, be printed.
Question put and passed.

9. POSTPONEMENTS:—The following Orders of the Day postponed:—

(1.) Equity Consolidation and Reform Bill; second reading;—on motion of Mr. Butler, until Thursday, 6th March.

(2.) Navigation Act Amendment Bill; second reading;—on motion of Mr. G. A. Lloyd, until To-morrow.

10. LEGISLATIVE COUNCIL BILL (No. 2):—The adjourned Debate, on the motion of Mr. Parkes, "That this Bill be now read a second time,"—resumed.

Mr. Forster moved, That this Debate be now adjourned, and its resumption stand an Order of the Day for To-morrow.

Question put and passed.

The House adjourned, on motion of Mr. Parkes, at Twelve minutes before Eleven o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,

Speaker.

New South Wales.

No. 54.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 27 FEBRUARY, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) The Volunteer Force:—Mr. Wearne asked the Colonial Secretary, pursuant to Notice,—
 - (1.) Have Officers been appointed in the Volunteer Force to command Batteries and Corps before all the members of the Corps were enrolled?
 - (2.) Have the Commanding Officers of No. 9 Battery and the Engineer Corps been so appointed; and is the Officer in command of No. 8 Company, 1st Sydney Battalion of Volunteer Rifles, about to be so appointed?
 - (3.) Is it with the consent of the Government that these appointments have been made?
 - (4.) Is the Government aware that it is intended to consolidate the 1st Sydney Battalion of Volunteer Rifles?

Mr. Parkes answered,—

- (1.) Yes.
 - (2.) Yes; such being, as it appears, within the letter of the 9th section of the Volunteer Act.
 - (3.) Such appointments are made by the Governor and the Executive Council.
 - (4.) I understand from the Commandant that a majority of the Officers of the Sydney Battalion desire such consolidation, but that no recommendation has been forwarded.
- (2.) Bridges over the Parramatta River and Iron Cove Bay:—Mr. Stewart asked the Secretary for Public Works, pursuant to Notice,—
 - (1.) Have the Government caused Plans, Specifications, and Estimates to be made of the proposed Bridges over the Parramatta River and Iron Cove Bay?
 - (2.) If so, when were the Plans, Specifications, and Estimates made; who prepared them; and what would be the total costs?
 - (3.) Have the Government employed any reliable Valuator, or Auctioneer, to value the freehold of Field of Mars Common?
 - (4.) If so, who made the valuation, and what was his report?

Mr. Farnell answered,—

- (1.) Yes; preliminary plans.
 - (2.) On the 25th April, 1870, Mr. Moriarty estimated the cost at £43,986, and Mr. Bennett, in 1873, at £48,000, which, with contingencies, would amount to £50,000.
 - (3.) No regular valuation has been made, but the matter has been referred to the Secretary for Lands, who has authorized a valuation to be made.
- (3.) Border Customs Treaty:—Mr. Hay asked the Colonial Secretary, pursuant to Notice,—When he will submit to this House the Border Customs Treaty entered into between the Representatives of New South Wales and Victoria during the late Conference?

Mr. Parkes answered,—Some time during next month. I cannot at present give a more definite reply.

- (4.) The Case of Mary Robinson:—Mr. Buchanan asked the Attorney General, pursuant to Notice,—
 - (1.) Did the Attorney General read the Depositions in the case of Mary Robinson, tried at Darlinghurst, during the present sittings, on a charge of Manslaughter?
 - (2.) Did the Attorney General order Mary Robinson to be put on her trial for the crime of Manslaughter?

Mr. Butler answered,—

- (1.) Yes.
- (2.) Yes.

- (5.) **Terara Municipality**:—Mr. Warden asked the Colonial Secretary, pursuant to Notice,—
 (1.) Have the Government come to any decision on the Report of inquiry respecting the Terara Municipality?
 (2.) If not, when will the decision be made known?
 Mr. Parkes answered,—It has been thought desirable to obtain legal advice on the point raised, before deciding. The decision will be given within ten days or a fortnight.
- (6.) **R.M.S. "Mooltan"**:—Mr. Rodd asked the Colonial Treasurer, pursuant to Notice,—Is it true that there was not sufficient water on the Bar to admit of the R.M.S. "Mooltan" sailing at her appointed time, viz., 11 a.m. on the 25th instant?
 Mr. G. A. Lloyd answered,—There was sufficient water, but as there was a heavy gale blowing, which caused an unusual swell, it was not considered desirable to take the vessel over at low tide.
- (7.) **The Civil Service**:—Mr. Raphael asked the Colonial Secretary, pursuant to Notice,—Is it the custom of the Government to cause persons leaving their employ temporarily to forfeit all their payments or deductions for a period of four years and upwards, and on their re-entering the Government service to preclude them from the benefits of all their former payments or deductions?
 Mr. Parkes answered,—Persons who resign, or are removed from the Public Service, absolutely forfeit thereby all legal claims to the value of service, and all claims on account of payments to the Superannuation Fund; but in cases of re-appointment or restoration, when the absence has not been for very protracted periods, the prior service has been allowed in considering such claims under the Superannuation Act.
2. **PAPER**:—Mr. Parkes laid upon the Table, Further Despatches respecting the Constitution of the Legislative Council.
 Ordered to be printed.
3. **VACANT SEAT**:—The Speaker informed the House that he had received a letter from James M'Laurin, Esquire, resigning his Seat as Member for the Electoral District of The Hume.
 Whereupon Mr. Parkes moved, That the Seat of James M'Laurin, Esquire, Member for the Electoral District of The Hume, hath become, and is now vacant, by reason of the resignation thereof by the said James M'Laurin.
 Question put and passed.
4. **THE VOLUNTEER FORCE ("Formal" Motion)**:—Mr. Wearne moved, pursuant to Notice, That there be laid upon the Table of this House,—
 (1.) Copies of all Correspondence between the Commandant and the Officer Commanding the 1st Sydney Battalion Volunteer Rifles, and the members opposing the consolidation of that Battalion.
 (2.) Copies of all Correspondence relative to an appeal to the Governor, Earl Belmore, in 1868, on the question of such consolidation.
 (3.) A Return showing the attendance of all Staff Officers, and all Officers Commanding Batteries and Corps, during the year 1872.
 Question put and passed.
5. **SALE OF LAND SCOTS CHURCH LEGALIZING BILL ("Formal" Motion)**:—Mr. Burns moved, pursuant to Notice,—
 (1.) That the Bill to enable the Revd. Dr. Lang, as sole surviving Trustee of the Scots Church, to dispose of a portion of the original allotment of the Church for certain ecclesiastical purposes therewith connected,—be referred to a Select Committee for inquiry and report.
 (2.) That such Committee consist of Mr. Farnell, Mr. Stewart, Mr. Grahame, Mr. Raphael, Mr. Nelson, Mr. De Salis, and the Mover.
 Question put and passed.
6. **POSTPONEMENTS**:—The following Orders of the Day postponed, on motion of Mr. Parkes:—
 (1.) Imported Stock Act Amendment Bill; second reading;
 (2.) Woolloomooloo Bay Water-frontage Compensation Bill; second reading;
 (3.) Lunacy Bill; second reading;
 (4.) Superannuation Act Repeal Bill; second reading;
 (5.) Distribution of Funds in Perry's Estates Bill; second reading;
 (6.) Friendly Societies Bill; second reading;—until Wednesday next.
 (7.) Navigation Act Amendment Bill; second reading;—until Thursday next.
7. **LEGISLATIVE COUNCIL BILL (No. 2)**:—The adjourned Debate, on the motion of Mr. Parkes, "That this Bill be now read a second time,"—resumed.
 Question put.
 The House divided.

Ayes, 33.

Mr. Parkes,	Mr. Neale,
Mr. Butler,	Mr. Moses,
Mr. G. A. Lloyd,	Mr. Wearne,
Mr. Farnell,	Mr. Stewart,
Mr. Sutherland,	Mr. Grahame,
Mr. Innes,	Mr. Creed,
Mr. Tunks,	Mr. Jacob,
Mr. West,	Mr. Rodd,
Mr. Burns,	Mr. Teece,
Mr. Abbott,	Mr. W. C. Browne,
Mr. Hurley (<i>Narellan</i>),	Mr. De Salis,
Mr. Webb,	Mr. Driver,
Mr. Oakes,	Mr. Taylor,
Mr. Bennett,	Mr. Lee,
Mr. Scholey,	<i>Tellers.</i>
Mr. Baker,	
Mr. Hurley (<i>Central Cumberland</i>),	Mr. Greville, Mr. Stephen Brown.

Noes, 12.

Mr. Robertson,
Mr. J. S. Smith,
Mr. Forster,
Mr. Fitzpatrick,
Mr. Clarke,
Mr. Phelps,
Mr. Hill,
Mr. Buchanan,
Mr. Single,
Mr. Lackey,
<i>Tellers.</i>
Mr. Hoskins,
Mr. Lucas.

And so it was resolved in the affirmative.

Bill read a second time.

Interruption.

Interruption.

8. MESSAGES :—The Speaker reported the following Messages from the Legislative Council :—

(1.) Petersham Church Grant Bill,—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to enable Christopher Rolleston Thomas Chaplin Breillat Stephen Campbell Brown and William Crane or other the Trustees of certain Land and Premises in the Parish of Petersham near Newtown to sell the same and to provide for the application of the proceeds thereof*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 27th February, 1873.

T. A. MURRAY,
President.

(2.) Cohen's Estate Bill,—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to enable the Trustees of the Will of Mr. Michael Cohen deceased to sell certain Land in Clarence-street Sydney and to make provision for the investment of the proceeds of the sale thereof*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 27th February, 1873.

T. A. MURRAY,
President.

COHEN'S ESTATE BILL.

SCHEDULE of the Amendments referred to in Message of 27th February, 1873.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, clause 1, line 22. After "purchasers" insert "his her"
" " line 28. After "his" insert "her"
" " line 30. After "will" insert "but subject to any pre-existing charges or encum-
" brances affecting the same hereditaments"

Examined,—

J. DOCKER,
Chairman of Committees.

Ordered, on motion of Mr. Burns, that the consideration in Committee of the Amendments made by the Legislative Council in this Bill stand an Order of the Day for Tuesday next.

(3.) City Properties Leasing and Improving Bill,—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to authorize the Leasing and Improving of City Properties*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 27th February, 1873.

T. A. MURRAY,
President.

CITY PROPERTIES LEASING BILL.

SCHEDULE of the Amendments referred to in Message of 27th February, 1873.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, clause 1, line 13. After "that" insert "the said properties shall be let by public competi-
" " 15. Omit "paid" insert "reserved"
" " 16. After "that" insert "the"
" " Omit "two of" insert "described in"
Page 2, schedule 2, line 15. Omit "No. 2"

Examined,—

J. DOCKER,
Chairman of Committees.

Ordered, on motion of Mr. Farnell, That the consideration in Committee of the Amendments made by the Legislative Council in this Bill stand an Order of the Day for Monday next.

9. LEGISLATIVE COUNCIL BILL (No. 2) :—On motion of Mr. Parkes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.
-

And the Committee continuing to sit till after Midnight,—

FRIDAY, 28 FEBRUARY, 1873, A.M.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Monday next.

The House adjourned, on motion of Mr. Parkes, at a quarter after One o'clock, A.M., until Four o'clock, P.M., This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 55.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 28 FEBRUARY, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTION:—Border Duties:—Mr. Phelps asked the Colonial Secretary, pursuant to Notice,—On what date does the Government contemplate that the collection of Border Duties across or by way of the River Murray shall cease?

Mr. Parkes answered,—I am not in a position to give any more definite information than I gave yesterday. It is hoped that an agreement will be entered into during the course of next month.

2. JOHN ROBARDS:—Mr. J. S. Smith presented a Petition from John Robards, of Molong, alleging that in the year 1865 he selected two portions of land near Molong, which selections have since been cancelled, in consequence of defective survey; and praying for inquiry into the matter. Petition received.

3. ADJOURNMENT:—Sir James Martin moved, That this House do now adjourn.
Debate ensued.
Question put.
The House divided.

Ayes, 11.

Mr. Phelps,	Mr. Lucas,
Mr. Cummings,	<i>Tellers.</i>
Mr. Single,	
Mr. Creed,	Mr. Stewart,
Mr. Tunks,	Mr. Burns.
Mr. Grahame,	
Mr. Macintosh,	
Mr. Hurley, (<i>Central</i> <i>Cumberland</i>)	

Noes, 16.

Mr. Parkes,	Mr. Fitzpatrick,
Mr. Butler,	Mr. Wearne,
Mr. Farnell,	Mr. Bennett,
Mr. Lee,	Mr. Hoskins,
Mr. W. C. Browne,	Mr. Cunneen,
Mr. West,	<i>Tellers.</i>
Mr. Driver,	
Mr. Scholey,	Mr. R. B. Smith,
Mr. Onkes,	Mr. Garrett.

And so it passed in the negative.

4. POSTPONEMENTS:—The following Orders of the Day postponed:—

(1.) Capital Punishment Abolition Bill; second reading;—*on motion of Mr. Farnell, until Friday, 28th March.*

(2.) Hastings Electorate Subdivision Bill; second reading;—*on motion of Mr. R. B. Smith, until Friday, 14th March.*

5. PRINCE ALFRED HOSPITAL BILL:—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

The Speaker resumed the Chair; and the Chairman reported that there was not a Quorum present in the Committee.

The Speaker counted the House, and there being a Quorum present, the Committee resumed.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Friday, 14th March.

The House adjourned, on motion of Mr. Parkes, at twenty-two minutes after Nine o'clock, until Monday next, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 56.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

MONDAY, 3 MARCH, 1873.

1. The House met pursuant to adjournment ; the Speaker took the Chair.

PAPER:—Mr. Parkes laid upon the Table, Further Return (*in part*) to an Order made on 10th December, 1872, in reference to Civil Service Examinations.
Ordered to be printed.

2. AID TO AGRICULTURAL SOCIETIES:—Mr. Innes presented the following Petitions respecting aid to Agricultural Societies:—
 - (1.) From certain Landowners and others residing in the Mudgee District.
 - (2.) From George O'Malley Clarke, of Young, President of the Burrangong Pastoral and Agricultural Association.
 Petitions received.

3. ADJOURNMENT:—Captain Onslow moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.

4. POSTPONEMENTS:—The following Orders of the Day postponed, on motion of Mr. Parkes, until Wednesday next:—
 - (1.) Criminal Law Consolidation and Amendment Bill ; second reading.
 - (2.) Imported Stock Act Amendment Bill ; second reading.
 - (3.) Woolloomooloo Bay Water-frontage Compensation Bill ; second reading.
 - (4.) Lunacy Bill ; second reading.
 - (5.) Superannuation Act Repeal Bill ; second reading.
 - (6.) Distribution of Funds in Perry's Estates Bill ; second reading.
 - (7.) City Properties Leasing and Improving Bill ; consideration in Committee of the Whole of Legislative Council's Amendments.

5. LEGISLATIVE COUNCIL BILL (No. 2):—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
The Speaker resumed the Chair ; and the Chairman reported progress, and obtained leave to sit again on Wednesday next.

The House adjourned, on motion of Mr. Parkes, at twenty minutes before Twelve o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 57.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 4 MARCH, 1873.

1. The House met pursuant to adjournment ; the Speaker took the Chair.

QUESTIONS :—

- (1.) Parramatta Park :—*Mr. Burns*, on behalf of *Mr. Lee*, asked the Secretary for Lands, pursuant to Notice,—Had the Police instructions to give effect to the order of the Stewards of the Race Committee when they ejected *Mr. Good* from Parramatta Park, on the 28th January last; and, if so, by whom were they instructed?

Mr. Parkes answered,—The Police acted upon their general instructions when attending on duty at Races, by acting upon the request of the Stewards in removing from the Course any person whose conduct may be such as to interfere with the maintenance of good order.

- (2.) Gold Fields Regulations :—*Mr. Stewart*, on behalf of *Mr. Buchanan*, asked the Secretary for Lands, pursuant to Notice,—

(1.) Is it true that the Gold Fields Commissioners have been instructed to allow diggers, who have marked off ground in excess of that allowed by the Regulations, to choose where they shall take their claims?

(2.) Is the Secretary for Lands aware, if such be the case, that a man can, in making application for a lease, mark out nine acres and only apply for six, thus keeping the whole of the ground occupied, and only pay for six acres?

Mr. Farnell answered,—

(1.) No such instructions have been issued; but if there is any excess, it is the ordinary practice to give the applicants the option as to which end they will take the ground from.

(2.) It is not the case. A man cannot occupy more than he applies and pays for, and if there turns out to be any excess, it is declared by the Mining Surveyor to be vacant ground, and is open to lease to the first applicant.

- (3.) Revenue of the Colony :—*Mr. Oakes* asked the Colonial Treasurer, pursuant to Notice,—What has been the total amount of Revenue collected during the months of January and February, as compared with the same months last year?

Mr. G. A. Lloyd answered,—

	1872.	1873.
January	£151,139 17 7	£203,885 11 9
February	163,608 16 7	229,059 19 2

- (4.) R.M.S. "Mooltan" :—*Mr. Booth* asked the Colonial Treasurer, pursuant to Notice,—When did the R.M.S.S. "Mooltan" receive the necessary Certificate from the Engineer Surveyor of the Steam Navigation Board to permit her proceeding to sea?

Mr. G. A. Lloyd answered,—At or about 4 p.m. on Tuesday the 25th ultimo, shortly before she left her moorings.

- (5.) Border Duties :—*Sir James Martin* asked the Colonial Treasurer, pursuant to Notice,—What amount was received during the month of February last for duties on goods imported across or by way of the River Murray, including the duties paid on goods taken out of bond?

Mr. G. A. Lloyd answered,—£5,965 18s. 10d.

2. **ASSENT TO MATRIMONIAL CAUSES BILL** :—The following Message from His Excellency the Governor was delivered by Mr. Parkes, and read by the Speaker :—

HERCULES ROBINSON,

Message No. 17.

Governor.

A Bill, intituled "*An Act to confer jurisdiction on the Supreme Court in Divorce and Matrimonial Causes*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 3rd March, 1873.

3. **MUNICIPAL COUNCIL OF SYDNEY POWERS EXTENSION BILL** ("*Formal*" *Motion*) :—Mr. Oakes moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the propriety of bringing in a Bill to extend the powers of the Municipal Council of Sydney.
Question put and passed.
4. **JOHN ROBARDS** ("*Formal*" *Motion*) :—Mr. J. S. Smith moved, pursuant to Notice, That the Petition presented by him on the 28th February, from John Robards, relative to his free selections at Molong, be printed.
Question put and passed.
5. **AID TO AGRICULTURAL SOCIETIES** ("*Formal*" *Motion*) :—Mr. Innes moved, pursuant to Notice, That the two Petitions presented by him on 3rd March, from Mr. George O'Malley Clarke, and the Mudgee Agricultural and Pastoral Association, and other gentlemen, relative to aid to the Agricultural Associations of the Colony, be printed.
Question put and passed.
6. **ANGORA GOATS PROTECTION BILL** ("*Formal*" *Motion*) :—Mr. Farnell moved, pursuant to Notice, That leave be given to bring in a Bill to amend the Law authorizing the destruction of Goats.
Question put and passed.
7. **AMENDMENT OF THE ELECTORAL LAW** :—Mr. Forster moved, pursuant to Notice,—
(1.) That this House is of opinion that a Bill to amend the law relating to the Election of Members of the Legislative Assembly ought to be introduced with as little delay as possible.
(2.) That the foregoing Resolution be communicated by Address to His Excellency the Governor.
Debate ensued.
Question put and passed.
8. **MR. PASS, RAILWAY STATION MASTER** :—Mr. Robertson (*with the concurrence of the House*) moved, without Notice, That there be laid upon the Table of this House, copies of all Correspondence and other documents relative to the case of Mr. Pass, Railway Station-master, particularly any complaints or reports from the Traffic Manager.
Question put and passed.
9. **GULGONG GOLD FIELD** :—Mr. Robertson presented a Petition from certain holders of Miners Rights and Business Licenses on the Gulgong Gold Field, alleging that in the month of November, 1872, they took up claims upon Crown Lands situated on the Cudgegong River, and were prevented from working these claims by reason of the land being claimed by a party as being part of an auriferous tract applied for to be leased by them; and praying for inquiry into the case.
Petition received.
10. **THE CASE OF EX-CONSTABLE BULLA** :—Mr. Baker moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all ex-Constable Bulla's official reports against Mr. Sub-Inspector Roberts, at Young, and Senior-Sergeant Fenton, at Goulburn; also, a copy of ex-Constable Bulla's petition to the Government, dated or forwarded on or about the 12th June last; and also all other papers and documents which may in any way relate to the resignation of ex-Constable Bulla as police officer.
Debate ensued.
Question put and passed.
11. **PETITION OF JAMES TWADDELL** :—Mr. Garrett moved, pursuant to Notice,—
(1.) That a Select Committee be appointed, with power to send for persons and papers, to further consider and report upon the Petition of James Twaddell, presented to Parliament on the 18th March, 1870, complaining of injury and loss of property sustained by him on account of the discovery of gold in 1861, on his rented Crown Land, in the Pastoral District of Wellington.
(2.) That the Evidence taken before a Select Committee of the Legislative Assembly, in the Session of 1870-71, upon this Petition, be referred to the Select Committee now appointed.
(3.) That such Committee consist of Mr. Farnell, Mr. Fitzpatrick, Mr. Neale, Mr. Stewart, Mr. J. S. Smith, Mr. Combes, Mr. Lackey, Mr. Warden, Mr. Booth, and the Mover.
Debate ensued.
Question put.
The House divided.

Ayes, 16.

Mr. Butler,	Mr. Warden,
Mr. G. A. Lloyd,	Mr. Terry,
Mr. Farnell,	Mr. Driver,
Mr. Sutherland,	Mr. Cunneen,
Mr. J. S. Smith,	Mr. Lackey,
Mr. Robertson,	
Mr. Lucas,	Tellers.
Mr. Cummings,	Mr. Macintosh,
Mr. Single,	Mr. Garrett.

Noes, 7.

Mr. Forster,
Mr. Bennett,
Mr. Scholey,
Mr. Fitzpatrick,
Mr. Tunks,
Tellers.
Mr. Wearne,
Mr. Stewart.

And so it was resolved in the affirmative.

12. **ANGORA GOATS PROTECTION BILL**:—Mr. Farnell having *presented* this Bill, Bill, intituled "*A Bill to amend the Law authorizing the destruction of Goats*,"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Friday, 14th March.
13. **LODER'S ESTATE BILL**:—The Order of the Day having been read,—Mr. Lackey moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of the Amendments made by the Legislative Council in this Bill.
Debate ensued.
Question put.
The House divided.

Ayes, 17.

Mr. Sutherland,	Mr. Macintosh,
Mr. G. A. Lloyd,	Mr. Lucas,
Mr. Farnell,	Mr. Fitzpatrick,
Mr. Robertson,	Mr. Lackey,
Mr. Cummings,	Mr. Cunneen,
Mr. Hill,	
Mr. Forster,	<i>Tellers.</i>
Mr. Clarke,	Mr. J. S. Smith,
Mr. Warden,	Mr. Driver.
Mr. Single,	

Noes, 5.

Mr. Tunks,
Mr. Bennett,
Mr. Scholey,
<i>Tellers.</i>
Mr. Raphael,
Mr. Stewart.

And so it was resolved in the affirmative.

Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

The Speaker resumed the Chair; and the Chairman reported that there was not a Quorum present in the Committee.

Whereupon the Speaker counted the House, and there being only nineteen Members present, exclusive of the Speaker, namely,—Mr. Butler, Mr. Clarke, Mr. Driver, Mr. Farnell, Mr. Fitzpatrick, Mr. Forster, Mr. Hill, Mr. Lackey, Mr. G. A. Lloyd, Mr. Lucas, Mr. Macintosh, Mr. Nelson, Mr. Phelps, Mr. Robertson, Mr. Single, Mr. J. S. Smith, Mr. Stewart, Mr. Sutherland, and Mr. Warden,—the Speaker adjourned the House, at a quarter before Eleven o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 58.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 5 MARCH, 1873.

1. The House met pursuant to adjournment: the Speaker took the Chair.

QUESTIONS:—

- (1.) Administration of Justice:—Mr. Raphael asked the Attorney General, pursuant to Notice,—
Is it a fact that a man found guilty of a criminal offence, viz., aiding and assisting in a gross fraudulent insolvency case, and ordered by the Judge who tried the case into custody, pending his passing sentence, has since been admitted to bail, pending an application for a new trial?

Mr. Butler answered,—A person found guilty of the offence referred to has been admitted to bail, pending his application to the Court for a new trial.

- (2.) The Sun's distance from the Earth:—Mr. Forster asked the Colonial Secretary, pursuant to Notice,—

(1.) Has any communication from Mr. W. L. Bowen, having reference to some alleged error or errors in an official report or calculation upon the subject of the Sun's distance from the Earth, and requesting or suggesting further inquiry, been received by the Government?

(2.) If so, what course do the Government intend taking, or have they taken, in the matter?

Mr. Parkes answered,—

(1.) Letters have been received at the Colonial Secretary's Office, during the last ten or fifteen years, from Mr. Bowen, urging that the distance between the Sun and the Earth, as accepted by scientific men, is an error. These communications have been referred to successive Astronomers, who have pointed out that Mr. Bowen's supposed discovery is a delusion. The present Astronomer observes that the distance between the Sun and the Earth has been decided by all the leading Astronomers of Europe to be about 92½ millions of miles. The question has been much criticised by the mathematicians of Europe and members of the Astronomical Society, and it is certain that no such error in the distance as urged by Mr. Bowen (who believes it to be nine hundred and sixty thousand miles only) can possibly exist. Mr. Russell further informs me that he has personally discussed the subject with Mr. Bowen, and was under the impression that he had convinced him of his mistake.

(2.) Nothing further in the matter will be done by the Government. I may mention that when I was formerly in Office, some five years ago, I caused the following letter to be addressed to Mr. Bowen:—

“Colonial Secretary's Office,
“Sydney, 29th May, 1868.

“Sir,

“I am directed by the Colonial Secretary to acknowledge the receipt of your letter of the 26th instant, and to say that the documents therein alluded to have been received in this office.

“The presumed discovery which you have again brought under notice has, as you are aware, received every consideration, and the result of the references made to the Government Astronomer has been communicated to you.

“As involving a question of a scientific character, supposed by you to be of national importance, your former communications were referred to the officer at the head of the department to which alone the business can be supposed to appertain, and the tenor of his report was made known to you.

“I am to add that, although it was reported that your supposed discovery had been repeatedly referred to scientific men in this Colony, and to one or more eminent men in England, who had pronounced it valueless, it still remains open to you to refer the question, should you please to do so, direct to other scientific men in this Colony, or to the scientific institutions of Europe.

“W. L. Bowen, Esq.

(Signed)

“I have, &c.,
“HENRY HALLORAN.”

2. **THE CIVIL SERVICE**:—Captain Onslow, as Chairman, brought up a Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this subject was referred on 12th November, 1872, together with Appendix.
Ordered to be printed.
3. **GOULBURN VOLUNTEER CORPS**:—Captain Onslow presented a Petition from Francis Robert Lewis Rossi, Captain of the Goulburn Rifles, in reference to certain evidence taken before the Select Committee now sitting on the "Goulburn Volunteer Corps"; and praying to be heard before the said Committee, in person or by Counsel, and to cross-examine the witnesses giving the said evidence.
Petition received.
4. **SALE OF LAND SCOTS CHURCH LEGALIZING BILL**:—Mr. Burns, as Chairman, brought up a Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this Bill was referred on 27th February, 1873.
Ordered to be printed.
Mr. Burns then moved, That the second reading of the Bill (*as agreed to in Select Committee*) stand an Order of the Day for Friday, 14th March.
Question put and passed.
5. **PAPER**:—Mr. Parkes laid upon the Table a Despatch respecting the action of the United States Government to discourage Kidnapping of South Sea Islanders.
Ordered to be printed.
6. **HUNTER RIVER, WOLLONGONG, AND KIAMA TONNAGE DUTIES ABOLITION BILL** ("Formal" Motion):—Mr. G. A. Lloyd moved, pursuant to Notice, That this House will, on Monday next, resolve itself into a Committee of the Whole to consider the propriety of bringing in a Bill to abolish the collection of Tonnage Duties in respect of the River Hunter and Ports of Newcastle and Morpeth, and of the Harbours of Wollongong and Kiama.
Question put and passed.
7. **POSTAGE STAMPS EXTENSION BILL** ("Formal" Motion):—Mr. G. A. Lloyd moved, pursuant to Notice, That this House will, on Monday next, resolve itself into a Committee of the Whole to consider the propriety of bringing in a Bill to authorize the use of Postage Stamps for the purposes of the Stamp Acts.
Question put and passed.
8. **GULGONG GOLD FIELD** ("Formal" Motion):—Mr. Robertson moved, pursuant to Notice, That the Petition presented by him on the 4th of March, from certain Miners at Gulgong, relative to a disputed mining case at that place, be printed.
Question put and passed.
9. **POSTPONEMENTS**:—The following Orders of the Day postponed, on motion of Mr. Parkes, until To-morrow:—
 - (1.) General Elections Bill of 1873; second reading.
 - (2.) Friendly Societies Bill; second reading.
 - (3.) Criminal Law Consolidation and Amendment Bill; second reading.
 - (4.) Imported Stock Act Amendment Bill; second reading.
 - (5.) Woolloomooloo Bay Water-frontage Compensation Bill; second reading.
 - (6.) Lunacy Bill; second reading.
 - (7.) Superannuation Act Repeal Bill; second reading.
 - (8.) Distribution of Funds in Perry's Estates Bill; second reading.
 - (9.) City Properties Leasing and Improving Bill; consideration in Committee of the Whole of Legislative Council's Amendments.
10. **LEGISLATIVE COUNCIL BILL (No. 2)**:—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again To-morrow.
11. **MESSAGES**:—The Speaker reported the following Messages from the Legislative Council:—
 - (1.) **Blackwattle Bay Land Reclamation Bill**:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to authorize the reclamation of Land in Blackwattle Bay*,"—returns the same to the Legislative Assembly without Amendment.

Legislative Council Chamber,
Sydney, 5th March, 1873.

T. A. MURRAY,
President.
 - (2.) **Town Hall Site Bill**:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to authorize a Supplementary Grant of Land to the Municipal Council of Sydney for the site of the Town Hall and to enlarge the statutory time prescribed for the completion thereof*,"—with the Amendments indicated by the accompanying Schedule, in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 5th March, 1873.

T. A. MURRAY,
President.

TOWN HALL SITE BILL.

SCHEDULE of the Amendments referred to in Message of 5th March, 1873.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, clause 1, lines 28 and 29. *Omit* "described in the Schedule to this Act" *insert* "to the
"westward of and immediately adjoining the half-acre
"already granted"

„ Schedule. *Omit* "Schedule"

Examined,—

J. DOCKER,

Chairman of Committees.

Ordered, on motion of Mr. Driver, that the consideration in Committee of the Amendments made by the Legislative Council in this Bill stand an Order of the Day for Friday next.

12. GOULBURN VOLUNTEER CORPS:—Captain Onslow (*with the concurrence of the House*) moved, without Notice, That the Petition presented by him this day from Captain Rossi, praying to be heard either in person or by Counsel before the Select Committee now sitting on the "Goulburn Volunteer Corps," be referred to such Committee.

Question put and passed.

The House adjourned, on motion of Mr. Parkes, at six minutes before Twelve o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 59.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 6 MARCH, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTION:—Aid to Agricultural Societies:—*Mr. Macleay*, on behalf of Captain Onslow, asked the Colonial Secretary, pursuant to Notice,—When will the Government bring forward the Vote of £3,000 in aid of the Agricultural Societies of New South Wales, which this House moved should be placed on an Additional Supplementary Estimate for the year 1873, by resolution passed on the 20th February last?

Mr. Parkes answered,—At present the Government has not under its consideration any Additional Supplementary Estimate.

2. CATTLE SALE YARDS ACT AMENDMENT BILL:—Mr. Oakes presented a Petition from certain persons engaged in the business of selling Horses and other Stock, against the passing of this Bill. Petition received.

3. **POSTPONEMENTS:**—The following Orders of the Day postponed, on motion of Mr. Parkes:—

- (1.) Equity Consolidation and Reform Bill; second reading.
- (2.) Navigation Act Amendment Bill; second reading.
- (3.) General Elections Bill of 1873; second reading.
- (4.) Friendly Societies Bill; second reading.
- (5.) Criminal Law Consolidation and Amendment Bill; second reading.
- (6.) Imported Stock Act Amendment Bill; second reading.
- (7.) Woolloomooloo Bay Water-frontage Compensation Bill; second reading.
- (8.) Lunacy Bill; second reading.
- (9.) Superannuation Act Repeal Bill; second reading.
- (10.) Distribution of Funds in Perry's Estates Bill; second reading.
- (11.) City Properties Leasing and Improving Bill; consideration in Committee of the Whole of Legislative Council's Amendments.

4. **LEGISLATIVE COUNCIL BILL (No. 2) :—**The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again To-morrow.

The House adjourned, on motion of Mr. Parkes at six minutes before Twelve o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 60.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 7 MARCH, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) Parramatta Park:—Mr. Stewart asked the Secretary for Lands, pursuant to Notice,—

- (1.) What sums per year do the Trustees obtain from their control over the Parramatta Park?
- (2.) How is the money thus obtained disposed of?

Mr. Farnell answered,—I am unable to give the Honorable Gentleman an answer to his questions. I have written to the Park Trustees, and have not yet received an answer.

- (2.) Municipal Council of Parramatta:—Mr. Stewart asked the Colonial Secretary, pursuant to Notice,—

(1.) Did the Hon. Member receive a letter from the Municipal Council of Parramatta, dated the 12th September last, requesting him to appoint a time when it would be convenient for him to receive a deputation on the subject of introducing a Bill, during the present Session of Parliament, to amend that portion of the Municipalities Act relating to lighting the town, which it is proposed should be done with gas?

- (2.) Did the Hon. Member ever reply to that letter, when, and in what terms?

Mr. Parkes answered,—I find that a letter of the character to which the Honorable Member alludes was received at the Colonial Secretary's Office, and that it was lost sight of, and no reply was sent, for which I must express my regret. But I may add, that no second application, in the form of a reminder, or application of any kind that I can find, has been received; and that the deputation might have obtained an interview on any day.

- (3.) Ad Valorem Duties:—Mr. Oakes asked the Colonial Secretary, pursuant to Notice,—With reference to his question, numbered 2 on the Business Paper of December 18th, 1872, upon the subject of *ad valorem* duties, and the answer thereto by the Colonial Secretary,—

- (1.) Are the Government now prepared to state distinctly when and in what way they will deal with this question?
- (2.) If so, what are their intentions?

Mr. Parkes answered,—If Ministers remain in office, one of the first measures of next Session will be a Bill to revise the taxation of the Country. I do not suppose the Honorable Member will expect me to explain now the principles of that Bill; but I may add, that it will provide for the total and immediate repeal of the *ad valorem* duties.

2. WALKER AND CARLOW STREETS ENCLOSURE BILL:—Mr. Tunks presented a Petition from certain Inhabitants of the District of St. Leonards, in favour of the passing of this Bill.
Petition received.

Ordered, on motion of Mr. Tunks (*with the concurrence of the House*), that the Petition be printed, and referred to the Select Committee now sitting on the Bill.

3. CATTLE SALE YARDS ACT AMENDMENT BILL (*"Formal" Motion*):—Mr. Oakes moved, pursuant to Notice, That the Petition presented by him on 6th March, from certain persons engaged in the business of selling Horses and other Stock, relative to the Cattle Sale Yards Act Amendment Bill, be printed.
Question put and passed.
4. SENIOR-CONSTABLE TANT (*"Formal" Motion*):—Mr. Driver moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all letters, reports, and documents relating to the case of Senior-constable Tant, and his claim to be placed on the Police Superannuation Fund.
Question put and passed.
5. PAPER:—The Speaker laid upon the Table a copy of a Minute of the Governor and Executive Council, authorizing the application of a Balance from one Head of Service to supplement a Vote for another Service,—transmitted to the Speaker to be laid before the Legislative Assembly, under the directions contained in the 18th section of the Audit Act of 1870.
Ordered, on motion of Mr. Stewart, to be printed.
6. PERMISSIVE LIQUOR BILL:—The Order of the Day having been read,—Debate ensued, on the motion of Mr. Wearne, "That this Bill be now read a second time."

Notice was taken that there was not a Quorum present.

Whereupon the Speaker counted the House, and there being only Eighteen Members present, exclusive of the Speaker, namely,—Mr. Bennett, Mr. Burns, Mr. Butler, Mr. Clarke, Mr. Creed, Mr. Cunneen, Mr. Driver, Mr. Farnell, Mr. Forster, Mr. Grahame, Mr. Innes, Mr. Macintosh, Mr. Oakes, Mr. Parkes, Mr. Scholey, Mr. Stewart, Mr. Sutherland, and Mr. Wearne,—the Speaker adjourned the House, at twenty-five minutes before Seven o'clock, until Monday next, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 61.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

MONDAY, 10 MARCH, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) Telegraphic Messages:—Mr. Burns asked the Colonial Secretary, pursuant to Notice,—From what date do the Government propose to establish the reduced charges for the transmission of Telegraphic Messages within the Colony?

Mr. Parkes answered,—The decision of the late Conference, in relation to the whole of the Colonies, was that the reduced tariff should commence on the first of October next. We cannot anticipate that date.

- (2.) St. Paul's and St. John's Colleges:—Sir James Martin asked the Colonial Secretary, pursuant to Notice,—

(1.) The number of matriculated Students at St. Paul's and St. John's Colleges, respectively, on the first day of the present month, and the names of such Students?

(2.) The number of matriculated Students at these Colleges, respectively, during the years 1868, 1869, 1870, 1871, 1872, respectively, and the names of such Students?

(3.) The number of matriculated Students at these Colleges, respectively, during the present year, and the names of such Students?

Mr. Parkes answered,—

- (1.) St. Paul's College:—

Ten [seven are already in College; three have passed the matriculation examination, and expressed their intention of coming into College this week] namely—

Morrice,	Thallon,
Campbell,	Wilson,
Powell,	Gill,
Chisholm,	Lee,
Noake,	Turner.

- (2.) St. Paul's College:—

1868—nine—namely,—

Faithfull,	Greenway,
Coutts,	Kemp,
Purves,	Liddell,
Coutts, (junior),	Dargin.
Hetherington,	

1869—seven,—

Coutts,	Riley,
Greenway,	Chisholm,
Dargin,	Lord.
Blacket,	

St. John's College:—

None.

St. John's College:—

1868—four,—

Henry Sullivan,	} Undergra-
Daniel O'Connell,	
J. A. Tole—Graduate.	duates.
Michael O'Mara—Undergraduate,	
during Michaelmas Term only.	

1869—seven,—

Henry Sullivan,	} Undergraduates.
M. M'Mahon,	
J. R. Shorthill,	
Michael O'Mara,	
J. A. Tole,	} Graduates.
John Dillon,	
Charles Coughlan—Non-resident.	

1870—

1870—six,—
Dargin, Chisholm,
Blacket, Pring,
Riley, M'Phillamy.

1871—five,—
Chisholm, Morrice,
Blacket, Campbell.
Riley,

1872—four matriculated, one preparing
for matriculation,—
Morrice, Beard,
Campbell, Noake.
Chisholm,

(3.) St. Paul's College :—
Same answer as to Question (1.)

1870—three,—
Henry Sullivan—Undergraduate.
J. A. Tole—Graduate.
C. Coughlan—Non-resident.

1871—seven,—
Henry Sullivan, }
Daniel Creed, } Undergraduates.
Francis Sheridan, }
Francis Freehill, }
J. A. Tole—Graduate.
Charles Coughlan, } Non-resident.
Richard O'Connor. }

1872—five,—
Francis Freehill, }
Patrick J. Foly, } Undergraduates
Michael A. Lyons, }
Charles Coughlan, } Non-resident.
Richard O'Connor. }

St. John's College :—
None as yet.

2. **DENILQUIN AND MOAMA RAILWAY BILL:**—Mr. Hay presented a Petition from certain persons acting on behalf of the Promoters of this Bill, praying for leave to bring in a Bill to incorporate a Company under the name of the "Denilquin and Moama Railway Company," for the purpose of making, constructing, and maintaining a Railway between Denilquin and Moama, and for other purposes.
And Mr. Hay having produced the *Government Gazette*, and the *Sydney Morning Herald*, the *Empire*, and the *Denilquin Chronicle*, newspapers, containing the Notices required by the 59th Standing Order,—
Petition received.
3. **POSTPONEMENT:**—The Order of the Day respecting the Hunter River, Wollongong, and Kiama Tonnage Duties Abolition Bill postponed, on motion of Mr. Parkes, until Wednesday next.
4. **POSTAGE STAMPS EXTENSION BILL:**—The Order of the Day having been read,—on motion of Mr. Parkes the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to authorize the use of Postage Stamps for the purposes of the Stamp Acts.
The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the following Resolution.
Resolved,—That it is desirable to bring in a Bill to authorize the use of Postage Stamps for the purposes of the Stamp Acts.
On motion of Mr. Parkes, that report was adopted.
5. **FRIENDLY SOCIETIES BILL:**—Mr. Parkes moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.
On motion of Mr. Parkes the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.
The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Wednesday next.
6. **POSTPONEMENTS:**—The following Orders of the Day postponed, on motion of Mr. Parkes :—

(1.) Criminal Law Consolidation and Amendment Bill; second reading;—	until Monday next.
(2.) Imported Stock Act Amendment Bill; second reading.	
(3.) Woolloomooloo Bay Water-frontage Compensation Bill; second reading.	} until Thursday next.
(4.) Lunacy Bill; second reading.	
(5.) Superannuation Act Repeal Bill; second reading.	
(6.) Distribution of Funds in Perry's Estates Bill; second reading.	
7. **CITY PROPERTIES LEASING AND IMPROVING BILL:**—The Order of the Day having been read,—on motion of Mr. Farnell the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Amendments made by the Legislative Council in this Bill.
The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's Amendments.
On motion of Mr. Farnell that report was adopted.
Whereupon Mr. Farnell moved, That the following Message be carried to the Legislative Council :—
MR. PRESIDENT,
The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill intituled "*An Act to authorize the Leasing and Improving of City Properties.*"
Legislative Assembly Chamber,
Sydney, 10th March, 1873.
Question put and passed.

8. POSTPONEMENTS :—The following Orders of the Day postponed, on motion of Mr. Parkes :—

- (1.) Legislative Council Bill (No. 2) ; to be further considered in Committee ;—*until Wednesday next.*
- (2.) Colonial Produce Distillation Bill ; to be further considered in Committee.
- (3.) Mining Bill ; to be further considered in Committee.
- (4.) Colonial Defence Bill ; consideration in Committee of the Whole of the expediency of bringing in a Bill to make better provision for the Military Defence of the Colony.

until Monday next.

9. PUBLIC GATES BILL :—Mr. Farnell moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

On motion of Mr. Farnell the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair ; and the Chairman reported the Bill with amendments.

On motion of Mr. Farnell (*with the concurrence of the House*) that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for Wednesday next.

The House adjourned, on motion of Mr. Parkes, at seven minutes after Eleven o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 62.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 11 MARCH, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) Municipal Council of Parramatta:—Mr. Lucas asked the Colonial Secretary, pursuant to Notice,—

(1.) Did the Hon. Member receive a letter, dated the 10th September last, from the Municipal Council of Parramatta, requesting him to appoint a day and hour when it would be convenient for him to receive a deputation in reference to the drain running from different public institutions within the Municipality, and emptying into the Parramatta River at Lennox Bridge?

(2.) Did the Hon. Member ever reply to that letter, when, and in what terms?

Mr. Parkes answered,—A letter was received by the Colonial Secretary, dated 10th September, asking for an appointment for a deputation to see the Colonial Secretary on the subject adverted to. The letter was replied to; and the deputation saw the Colonial Secretary on the 18th September. In consequence the Colonial Architect was instructed to examine the place, and on the 6th December a letter was written to the Mayor, enclosing the report of the Colonial Architect, and informing him that the sum of £2,500 would be placed upon the Estimates for the purpose. That sum was placed upon the Estimates, and was voted by this House; and if the Honorable Member will turn to page 10 of the Appropriation Act, he will find that the amount has been made available by law.

- (2.) R.M.S. "Mooltan":—Mr. Booth asked the Colonial Treasurer, pursuant to Notice,—

(1.) At what hour on Tuesday, the 25th ultimo, was the declaration of sufficiency and good condition of the hull and machinery of the Mail Steamship "Mooltan" attested before a Magistrate, as required by the 29th clause of the Act 35 Victoria, No. 7?

(2.) At what hour was such declaration transmitted to the master or owner of the "Mooltan," as required by the said section of the said Act?

(3.) Did the Marine Board receive such declaration and register the same, as required by the 31st section of the Act?

(4.) At what hour did the Marine Board assemble to receive such declaration, and register the same as so required?

(5.) Was the Marine Board satisfied that the provisions of the aforesaid Act had been complied with, and at what hour were they so satisfied, as required by the said 31st section?

(6.) Was the Marine Board informed at what hour the necessary repairs to the boiler of the "Mooltan" were completed so as to enable the surveyor to attest to the necessary declaration of the sufficiency and good condition of the hull and machinery?

(7.) Was the Marine Board aware that, at 11 o'clock, a.m., on Tuesday, the 25th of February, (her advertised time for sailing) the repairs to the boiler of the "Mooltan" had not been completed?

(8.) Was the necessary notice given by the master or owner, on the arrival of the Royal Mail Steamship "Mooltan," of the inefficient state or damage of the machinery, in accordance with the 50th clause of the said Act?

(9.) Was the damage to the boiler of the Steamship "Mooltan" caused by neglect or fair wear, and for how long is the certificate of efficiency granted to the said vessel?

Mr.

Mr. Parkes answered,—

(1.) At about 4 p.m.

(2.) An officer of the "Mooltan," by direction of the master, was in attendance on the Engineer-Surveyor when the declaration was attested, for the purpose of receiving it and procuring the vessel's certificate.

(3.) The President of the Marine Board received the declarations under the powers conferred upon him by the 33rd section of the Act.

(4.) The President of the Marine Board was in attendance at his office about 4 p.m., and received and registered the declaration.

(5.) The President of the Marine Board was satisfied with the declaration, and issued the certificate about 4 p.m., under the 33rd section of the Act.

(6.) The Marine Board was informed, at the first meeting after the granting of the certificate, of the particulars under which it had been issued.

(7.) The President of the Marine Board was aware that the repairs to the "Mooltan" had not been completed to the satisfaction of the Engineer-Surveyor—that officer having discovered a slight leak in one of the furnaces, on steam being raised early in the morning—at 11 o'clock, a.m. on Tuesday, the 25th February.

(8.) The Engineer-Surveyor boarded the "Mooltan" outside the Heads on her arrival, saw her machinery in motion, and became aware of the defective condition of the up-take casings of her boilers, and made his report to the Marine Board on the subject. This action on the part of the Engineer-Surveyor was due to a request made by the agent that the overhaul of the vessel should be accelerated.

(9.) The damage to the up-take casings of the Steamship "Mooltan" was caused by fair wear. Her certificate of efficiency was restricted to two months.

(3.) Border Duties :—Sir James Martin asked the Colonial Secretary, pursuant to Notice,—

(1.) Whether any portion of the amount received during the fortnight ending on the 28th February in respect of the Border Duties was collected at Moama and Albury; and, if so, how much was collected at each of those places?

(2.) Will he lay on the Table, to-morrow, a statement of the Border Duty collections for the month of February, showing in detail how much was received at each place of collection?

(3.) How much was received for Border Duties during the week ending the 7th March instant, and of the amount so received how much was paid at Albury and Moama, respectively?

(4.) Has information reached the Government, through the Custom House or otherwise, that during the last three weeks, and since it was publicly announced that the collection of the Border Duties would probably cease at the end of this month, large quantities of goods have been accumulated at Wodonga and Echuca, with the intention of delaying their importation into this Colony till such collection ceases?

Mr. Parkes answered,—

(1.) A portion of the amount received during the fortnight ending on the 1st March, not 28th February, as stated in the Honorable Member's question, was collected at Moama and Albury. The amount received at Moama was £903 10s. 2d., and at Albury £714 2s. 11d.

(2.) The particulars required will be laid upon the Table to-morrow.

(3.) This information also will be furnished to-morrow, the week's return not being yet completed.

(4.) Some goods, it is believed, were delayed at Wodonga and Echuca, but there is no information at the Custom House which would give any correct notion of the quantity.

2. UNDERWOOD'S ESTATE BILL (*"Formal" Motion*):—Mr. Burns moved, pursuant to Notice, That the Reports of the Select Committees of the Legislative Council, together with the Minutes of Evidence; and also, the several Petitions presented to this House, relative to Underwood's Estate Bill, be referred to the Select Committee now sitting on that Bill.
Question put and passed.

3. DENILQUIN AND MOAMA RAILWAY BILL (*"Formal" Motion*):—Mr. Hay moved, pursuant to Notice, That leave be given to bring in a Bill to incorporate a Company, under the name of the "Denilquin and Moama Railway Company," for the purpose of making, constructing, and maintaining a Railway between Denilquin and Moama, and for other purposes.
Question put and passed.

4. ADJOURNMENT :—Mr. Buchanan moved, That this House do now adjourn.
Question put and negatived.

5. PAPER :—Mr. Parkes laid upon the Table, Road Trust Accounts for the half-years ended 30 June and 31 December, 1871.
Ordered to be printed.

6. DENILQUIN AND MOAMA RAILWAY BILL :—Mr. Hay having presented this Bill, and produced a certificate of the payment of twenty-five pounds to the credit of the Consolidated Revenue of the Colony, Bill, intituled "*A Bill to incorporate a Company under the name of the 'Denilquin and Moama Railway Company' for the purpose of making constructing and maintaining a Railway between Denilquin and Moama and for other purposes,*"—read a first time.

7. ASSISTED IMMIGRATION :—Mr. Creed moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolution,—
That, in the opinion of this House, it is advisable, in the event of war, famine, or other national calamity occurring in any country of Europe, that the Government assist in reaching New South Wales artisans or tradesmen whose calling would, if introduced, be of advantage to the Colony.
Debate ensued.
Question put and negatived.

8. LODER'S ESTATE BILL :—Mr. Lackey moved, pursuant to Notice, That the Order of the Day for the consideration in Committee of the Whole of the Legislative Council's Amendments in Loder's Estate Bill, which lapsed by the House being counted out on the 4th March, be restored to the Paper, and stand an Order of the Day for Friday, the 14th March.
Question put and passed.

9. TRANSFER OF PUBLICANS AND OTHER LICENSE FEES TO MUNICIPALITIES:—Mr. Macintosh moved, pursuant to Notice,—

(1.) That, in the opinion of this House, a Bill should be introduced by the Government, without delay, transferring the fees and dues derivable from Publicans, Auctioneers, and Wine and Spirit Merchants for Licenses, to the various Municipalities throughout the Country in which such fees and dues are received.

(2.) That the above Resolution be communicated by Address to His Excellency the Governor.

Debate ensued.

Mr. Tunks moved, by way of amendment, "That the Question be referred to a Select Committee, with power to send for persons and papers, and to report. That such Committee consist of Mr. Parkes, Mr. Macintosh, Mr. De Salis, Mr. Driver, Mr. Abbott, Mr. Stephen Brown, Mr. Stewart, Mr. Cunneen, Mr. Burns, and the Mover."

On motion of Mr. Garrett, the Debate on this Question adjourned, and its resumption ordered to stand an Order of the Day for Friday next.

10. NEW ZEALAND AND CALIFORNIAN MAIL SERVICE:—Mr. Parkes informed the House that he had received a Telegram from the Agent General in London to the effect that Mr. Webb had notified to the British Government the withdrawal of his Packets from this service, and suggesting that no further Mails for New Zealand be sent by them;—and that, in consequence, the New Zealand Mails will be forwarded by way of Suez.

11. PERMISSIVE LIQUOR BILL:—Mr. Driver, on behalf of Mr. Wearne, moved, pursuant to Notice, That the Order of the Day for the second reading of the Permissive Liquor Bill, which lapsed by the House being counted out on Friday, 7th March, be restored to the Paper, and stand an Order of the Day for Friday, 21st March.

Question put and passed.

12. POSTPONEMENTS:—The following Orders of the Day postponed:—

(1.) Equity Reform Bill; second reading;—on motion of Mr. Farnell, until Tuesday, 25th March.

(2.) Cattle Sale Yards Act Amendment Bill; to be considered in Committee;—on motion of Mr. Driver, until Friday next.

(3.) Custody of Infants Bill; resumption of the adjourned Debate, on the motion of Mr. Stewart, "That this Bill be now read a second time;—on motion of Mr. Stewart, until Friday, 28th March.

(4.) Municipal Council of Sydney Powers Extension Bill; consideration in Committee of the Whole of the propriety of bringing in a Bill to extend the powers of the Municipal Council of Sydney;—on motion of Mr. Burns, until Tuesday next.

13. TOWN HALL SITE BILL:—The Order of the Day having been read,—on motion of Mr. Robertson the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Amendments made by the Legislative Council in this Bill.

The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's Amendments.

On motion of Mr. Robertson that report was adopted.

Whereupon Mr. Robertson moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill, intituled "*An Act to authorize a Supplementary Grant of Land to the Municipal Council of Sydney for the site of the Town Hall and to enlarge the statutory time prescribed for the completion thereof.*"

Legislative Assembly Chamber,
Sydney, 11th March, 1873.

Question put and passed.

14. COHEN'S ESTATE BILL:—The Order of the Day having been read,—on motion of Mr. Burns the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Amendments made by the Legislative Council in this Bill.

The Speaker resumed the Chair; and the Chairman reported that there was not a Quorum present in the Committee.

The Speaker counted the House; and there being a Quorum present, the Committee resumed.

The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Legislative Council's Amendments in the Bill.

On motion of Mr. Burns that report was adopted.

Whereupon Mr. Burns moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill, intituled "*An Act to enable the Trustees of the Will of Mr. Michael Cohen deceased to sell certain Land in Clarence-street Sydney and to make provision for the investment of the proceeds of the sale thereof.*"

Legislative Assembly Chamber,
Sydney, 11th March, 1873.

Question put and passed.

15. POSTPONEMENTS :—The following Orders of the Day postponed :—

- (1.) Municipalities Act of 1867 Amendment Bill ; second reading ;—*on motion of Mr. Tunks, until Friday next.*
- (2.) Duration of Parliaments Shortening Bill ; second reading ;—*on motion of Mr. Burns, until Tuesday, 25th March.*
- (3.) Contracts Exemption Bill ; second reading.
- (4.) Superannuation Act Amendment Bill ; resumption of the adjourned Debate on the motion of Mr. Forster, "That this Bill be now read a second time."
- (5.) Sydney Sewerage Act Amendment Bill ; consideration in Committee of the Whole of the propriety of bringing in a Bill to amend the Sydney Sewerage Act of 1853.
- (6.) Sydney Common Improvement Act Further Amendment Bill ; second reading.
- (7.) Sydney Corporation Act Amendment Bill ; second reading.

on motion of Mr. Driver, until Friday, 21st March.

The House adjourned, on motion of Mr. Parkes, at a quarter before Eleven o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 63.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 12 MARCH, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) Permanent Artillery Force:—Mr. Wearne asked the Colonial Secretary, pursuant to Notice,—
 - (1.) Were the two persons at present holding the rank of Hospital and Provost Sergeant, in the Permanent Artillery Force, members of the late New South Wales Infantry Force?
 - (2.) Were they among those who were discharged on the 31st December last?
 - (3.) Have they received the compensation voted for them by Parliament?
 - (4.) Have they been enlisted in the Permanent Artillery Force?
 - (5.) If so, was it with the approval of the Officer Commanding the Artillery Force?
 - (6.) Did they commence as recruits, and pass through their drills in the Artillery Force?
 - (7.) Have they been promoted in accordance with the rules laid down in the Queen's Regulations?

Mr. Parkes answered,—I have been supplied by the Commandant with the following answers:—

- (1.) Yes, but they do not belong to the Artillery.
 - (2.) Yes.
 - (3.) Yes.
 - (4 and 5.) No; they are employed on the staff, and attached to the New South Wales Artillery for pay and allowances only.
 - (6.) No.
 - (7.) The Queen's Regulations accord the rank of Sergeant to persons performing the above duties.
- (2.) Roman Catholic School at Grenfell:—Mr. Hoskins, on behalf of Mr. Forster, asked the Colonial Secretary, pursuant to Notice,—With reference to the case of the Roman Catholic School at Grenfell, alluded to in Mr. Forster's question numbered 3 on the Business Paper of Wednesday, February 12, and the answer thereto by the Secretary for Lands,—
 - (1.) Has any report yet been received from the Inspector?
 - (2.) If so, to what effect, and what course do the Government, or the Council of Education, intend taking in the matter?

Mr. Parkes answered,—Some little delay took place in this matter, in consequence of the change of Inspectors at the beginning of the year. Mr. Huffer, the new Inspector for the Bathurst District, visited Grenfell, and reported on the 20th February. That report was considered by the Council of Education on Monday week, when a decision was arrived at, which was confirmed at the meeting of the Council on Monday last. Mr. Huffer reported 650 children of school age at Grenfell. Of these 300 are on the roll of the Public School, 160 on the roll of the Roman Catholic School, and upwards of 100 are attending private schools. He expressed an opinion that the Public School might be made to accommodate 350 children. Mr. Huffer's report was considered by the Council in connection with the plan prepared by the Council's Architect for the Public School building, by which, according to the 7th Regulation of the 8th March, 1869, the accommodation is only equal to 207 children. The result was that the certificate authorized by the 9th section of the Public Schools Act was unanimously granted, all the members of the Council being present at both meetings.

- (3.) Wollongong Gaol:—Mr. Hoskins, on behalf of Mr. Forster, asked the Colonial Secretary, pursuant to Notice,—When is it probable that the Papers relating to Wollongong Gaol, ordered by the House on February 11, will be laid upon the Table?

Mr. Parkes answered,—The Papers asked for by the Honorable Member will be laid upon the Table this afternoon.

(4.) Punishment of Prisoners feigning Insanity :—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—

(1.) How many prisoners in Darlinghurst Gaol have been punished for alleged feigning of insanity since 1st January, 1867, to the present time?

(2.) Who certified that said prisoners were feigning insanity, and who ordered them to be punished?

(3.) Was flogging, in any instance, and, if so, in how many instances, administered, and by whose order?

(4.) In how many cases since 1867, shortly after the punishment suffered for feigning insanity, have the victims been certified to have been insane, and sent to a Lunatic Asylum?

(5.) Who, in the first instance, certified that the prisoners were feigning insanity and ordered them to be punished, stating in every case the nature of the punishment; and who, after the punishment had been suffered, certified that any, and, if so, how many, of the prisoners were in reality insane, and ordered them to a Lunatic Asylum?

Mr. Parkes answered,—

(1.) Thirteen.

(2.) Certificates in such cases are not given; evidence is given by the Visiting Surgeon and other Officers before the Visiting Magistrate, who orders the punishment.

(3.) None.

(4.) Seven.

(5.) I will lay a Return upon the Table this afternoon giving the detail of the required information.

(5.) Channel at Sow and Pigs Reef :—Mr. Booth asked the Secretary for Public Works, pursuant to Notice,—What depth of water was there in the channel at the Sow and Pigs reef at the advertised time of the departure of the "Mooltan," Mail Boat, viz., February 25th, 1873?

Mr. Sutherland answered,—As indicated by the self-registering Tide Gauge, the depth of water at the Sow and Pigs reef at 11:30 a.m. on the 25th February last, half an hour after the time originally advertised for the departure of the "Mooltan" from her moorings, was 25 feet 4 inches, and at 4:30 p.m. on the same day, half an hour after the time subsequently advertised for her departure, there were 25 feet 5 inches in the channel.

(6.) Superannuation Bill :—Mr. Garrett asked the Colonial Secretary, pursuant to Notice,—When do the Government intend to proceed with the Superannuation Act Repeal Bill?

Mr. Parkes answered,—The Government will proceed with the Superannuation Act Repeal Bill as soon as the Legislative Council Bill is disposed of. I cannot fix the date, as the Government do not intend to proceed with any other business until the Legislative Council Bill is disposed of.

2. PUBLIC GATES BILL ("Formal" Order of the Day),—on motion of Mr. Farnell, read a third time, and passed.

Mr. Farnell then moved, That the Title of this Bill be "*An Act to authorize the erection of Public Gates across certain Roads.*"

Question put and passed.

Whereupon Mr. Farnell moved, That this Bill be carried to the Legislative Council with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to authorize the erection of Public Gates across certain Roads,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 12th March, 1873.

Question put and passed.

3. CHANNELS NEAR SOW AND PIGS SHOAL ("Formal" Motion):—Captain Onslow moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Papers and Correspondence between the Admiralty Surveyor, Marine Board, and others, with the Government, respecting the deepening of the channels near the Sow and Pigs shoal.

Question put and passed.

4. DENILQUIN AND MOAMA RAILWAY BILL ("Formal" Motion):—Mr. Hay moved, pursuant to Notice, (1.) That the Bill to incorporate the Denilquin and Moama Railway Company be referred to a Select Committee for consideration and report.

(2.) That such Committee consist of Mr. Farnell, Mr. Burns, Mr. Garrett, Mr. Robertson, Mr. Abbott, Mr. Phelps, Mr. Macleay, Mr. Fitzpatrick, Mr. Cunneen, and the Mover.

Question put and passed.

5. GULGONG GOLD FIELD—CLAIM OF BROWNE AND PARTY ("Formal" Motion):—Mr. Garrett, on behalf of Mr. Robertson, moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Papers connected with the claim of A. Browne and party for two leases of auriferous land near Two-mile Flat Gold Field, Gulgong, and all Papers relating to objections thereto.

Question put and passed.

6. PAPERS :—Mr. Parkes laid upon the Table the following Papers:—

(1.) Return to an Order, made on 11th February, 1873, in reference to Wollongong Gaol.

(2.) Supplementary Return to an Address adopted on 14th June, 1871, in reference to the Volunteer Artillery.

(3.) Statement of the Border Duty Collections for the month of February, 1873, showing in detail how much was received at each place of collection.

(4.) Return shewing the number of Prisoners who have been punished at the Darlinghurst Gaol for feigning insanity, since 1st January, 1867.

Ordered to be printed.

7. POSTPONEMENTS:—The following Orders of the Day postponed:—

- (1.) Equity Consolidation and Reform Bill; second reading;—on motion of Mr. Butler, until Wednesday, 26th March.
- (2.) Navigation Act Amendment Bill; second reading;—on motion of Mr. Parkes, until Monday next.
- (3.) General Elections Bill of 1873; second reading;—on motion of Mr. Parkes, until Thursday, 20th March.
- (4.) Hunter River, Wollongong, and Kiama Tonnage Duties Abolition Bill; consideration in Committee of the Whole of the propriety of bringing in a Bill to abolish the collection of Tonnage Duties in respect of the River Hunter and Ports of Newcastle and Morpeth, and of the Harbours of Wollongong and Kiama.
- (5.) Friendly Societies Bill; to be further considered in Committee.

on motion of Mr. Parkes,
until Monday next.

8. LEGISLATIVE COUNCIL BILL. (No. 2):—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again to-morrow.

9. PUBLIC VEHICLES REGULATION BILL:—The Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to regulate Public Vehicles in the City and Police District of Sydney*,"—with the Amendments indicated by the accompanying Schedule, in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 12th March, 1873.

T. A. MURRAY,
President.

PUBLIC VEHICLES REGULATION BILL.

SCHEDULE of the Amendments referred to in Message of 12th March, 1873.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, clause 3, lines 10 and 11.	Omit "from any appointed stand" insert "in any public street "or place"
" 3 " 11 " 43 and 44.	Omit "gross misfeasance or"
" 6 " Schedule A, line 24.	Omit "s" in "Sections"
" " " "	Omit "and 153"
" " " 25.	Omit "they" insert "it"
" " " f.	Add "s" to "affect"
" " " 30.	After "Sydney" add "and section 153 so far as it provides "for the regulation of public carriers or carters and "vehicles plying for hire in Municipalities situated "wholly or partially within the Police District of "Sydney"

Examined,—

J. DOCKER,

Chairman of Committees.

Ordered, on motion of Mr. Farnell, that the consideration in Committee of the Amendments made by the Legislative Council in this Bill, stand an Order of the Day for Friday, 28th March.

The House adjourned, on motion of Mr. Parkes, at five minutes before Twelve o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 64.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 13 MARCH, 1873.

1. The House met pursuant to adjournment ; the Speaker took the Chair.

POSTPONEMENTS :—The following Orders of the Day postponed :—

(1.) Imported Stock Act Amendment Bill ; second reading.	} on motion of Mr. Farnell, until Wednesday next.
(2.) Woolloomooloo Bay Water-frontage Compensation Bill ; second reading.	
(3.) Lunacy Bill ; second reading.	} on motion of Mr. Parkes, until Thursday next.
(4.) Superannuation Act Repeal Bill ; second reading.	
(5.) Distribution of Funds in Perry's Estates Bill ; second reading.	

2. LEGISLATIVE COUNCIL BILL (No. 2) :—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

And the Committee continuing to sit till after Midnight,—

FRIDAY, 14 MARCH, 1873, A.M.

The Speaker resumed the Chair ; and the Chairman reported progress, and obtained leave to sit again on Monday next.

3. MUDGEE HOSPITAL SITE BILL :—The Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to authorize the sale of the site of the Mudgee Hospital and to provide for the acquisition of a new site for the said Hospital and for the erection of suitable buildings thereon,*"—with the Amendments indicated by the accompanying Schedule, in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 13th March, 1873.

T. A. MURRAY,
President.

MUDGEE HOSPITAL SITE BILL.

SCHEDULE of the Amendments referred to in Message of 13th March, 1873.

JOHN J. CALVERT,
Clerk of the Parliaments.

- Page 2, clause 3, line 35. Omit "under the superintendence of and"
 " " 36. Omit "prepared" insert "approved of"
 " " 36 and 37. Omit "and approved by the Governor with the advice aforesaid"

Examined,—

J. DOCKER,
Chairman of Committees.

Ordered, on motion of Mr. Innes, that the consideration in Committee of the Amendments made by the Legislative Council in this Bill, stand an Order of the Day for Monday next.

The House adjourned, on motion of Mr. Parkes, at twenty-four minutes before Two o'clock, A.M.; until Four o'clock, P.M., This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 65.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 14 MARCH, 1873.

1. The House met pursuant to adjournment ; the Speaker took the Chair.

QUESTIONS :—

- (1.) Mr. James Taylor, Clerk in Darlinghurst Gaol:—Mr. Stewart asked the Colonial Secretary, pursuant to Notice,—By whose permission, and how long since, has Mr. James Taylor, a clerk in Darlinghurst Gaol, been allowed to spend nearly, if not every Saturday, and every election day, in Parramatta?

Mr. Parkes answered,—The Sheriff reports to me as follows:—"Mr. Taylor is allowed, by my sanction, to be absent from his office every second Saturday. There are but two clerks in the office. The business does not admit of their availing themselves of the Saturday half-holiday allowed in the public offices, consequently they have been permitted to take every alternate Saturday in lieu of each Saturday afternoon. The Principal Gaoler reports that Mr. Taylor has had about four days leave of absence during the last six months, but for what purpose he was not aware. No representation has reached me of Mr. Taylor having concerned himself in elections."

- (2.) Wallsend Coal Pit:—Mr. Hannell asked the Secretary for Lands, pursuant to Notice,—
 - (1.) Is the Government aware that, in consequence of an explosion of fire-damp in the Wallsend coal pit, on the 28th ultimo, two coal miners have since died from the effects of the injuries then received, and that the body of one of these men was buried on Sunday last without a Coroner's Inquest or Magisterial Inquiry being made?
 - (2.) Will the Government cause an official inquiry to be made by the Examiner of Coal Fields into the causes which led to such a deplorable result, and insist upon regulations being made and enforced which will obviate similar accidents for the future?

Mr. Farnell answered,—

(1.) The Government is aware. The Attorney General has ordered an inquest to be held on the deceased miners.

(2.) Reports having reference to the explosion have been received from the Examiner of Coal Fields, and if, upon further inquiry, it should be found necessary a further official inquiry will be held. The reports referred to will be laid upon the Table of the House.

2. SYDNEY SEWERAGE ACT AMENDMENT BILL:—Mr. Wearne presented a Petition from H. C. Burnell, Chairman of a Public Meeting of the Ratepayers of the City of Sydney, against the passing of this Bill.

Petition received.

3. PATENTS :—Mr. Burns, as Chairman, brought up a Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this subject was referred on 19th November, 1872, together with Appendix.

Ordered to be printed.

4. BATHURST CATTLE SALE YARDS BILL:—Mr. Combes, as Chairman, brought up a Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this Bill was referred on 7th February, 1873.

Ordered to be printed.

Mr. Combes then moved, That the second reading of the Bill (*as amended and agreed to in Select Committee*) stand an Order of the Day for Tuesday next.

Question put and passed.

5. PAPER :—Mr. Farnell laid upon the Table, Reports relating to an explosion of fire-damp in the Wallsend Coal Pit.
Ordered to be printed.
6. CASE OF SENIOR-CONSTABLE TANT (*"Formal" Motion*):—Mr. Driver moved, pursuant to Notice,—
(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the case of Senior-Constable Tant, and his claim to be placed upon the Police Superannuation Fund.
(2.) That such Committee consist of Mr. Parkes, Mr. Stewart, Mr. Bennett, Mr. Cunneen, Mr. Robertson, Mr. Nelson, Mr. Raphael, and the Mover.
Question put and passed.
7. POSTPONEMENT :—The Order of the Day for the second reading of the Hastings Electorate Subdivision Bill postponed, on motion of Mr. R. B. Smith, until Tuesday, 25th March.
8. PRINCE ALFRED HOSPITAL BILL :—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
The Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
On motion of Mr. Fitzpatrick (*with the concurrence of the House*) that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for Tuesday next.
9. POSTPONEMENT :—The Order of the Day for the second reading of the Sale of Land Scots Church Legalizing Bill postponed, on motion of Mr. Burns, until Friday next.
10. LODER'S ESTATE BILL :—The Order of the Day having been read,—on motion of Mr. Lackey the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Amendments made by the Legislative Council in this Bill.
The Speaker resumed the Chair; and the Chairman reported that there was not a Quorum present in the Committee.
The Speaker counted the House, and there being a Quorum present, the Committee resumed.

And the Committee continuing to sit till after Midnight,—

SATURDAY, 15 MARCH, 1873, A.M.

The Speaker resumed the Chair, and the Chairman again reported that there was not a Quorum present in the Committee.

The Speaker counted the House, and there being a Quorum present, the Committee resumed.

The Speaker resumed the Chair, and the Chairman again reported that there was not a Quorum present in the Committee.

The Speaker counted the House, and there being a Quorum present, the Committee resumed.

The Speaker resumed the Chair; and the Chairman again reported that there was not a Quorum present in the Committee.

The Speaker counted the House, and there being a Quorum present, the Committee resumed.

The Speaker resumed the Chair; and the Chairman again reported that there was not a Quorum present in the Committee.

The Speaker counted the House, and there being a Quorum present, the Committee resumed.

The Speaker resumed the Chair; and the Chairman again reported that there was not a Quorum present in the Committee.

The Speaker counted the House, and there being a Quorum present, the Committee resumed.

The Speaker resumed the Chair; and the Chairman again reported that there was not a Quorum present in the Committee.

The Speaker counted the House, and there being only Eighteen Members present, exclusive of the the Speaker, namely,—Mr. Abbott, Mr. Combes, Mr. Driver, Mr. Fitzpatrick, Mr. Garrett, Mr. Hill, Mr. Lackey, Mr. Lord, Mr. Lucas, Mr. Macintosh, Sir James Martin, Mr. Nowlan, Mr. Parkes, Mr. Phelps, Mr. Robertson, Mr. J. S. Smith, Mr. R. B. Smith, and Mr. Sutherland,—the Speaker adjourned the House, at twenty-two minutes after Two o'clock, A.M., until Monday next, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 66.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

MONDAY, 17 MARCH, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

PAPERS:—

Mr. Farnell laid upon the Table, Return to an Address, adopted on 4th February, 1873, in reference to the disputed Mining Case "*Dewson v. Maloney*."

Ordered to be printed.

Mr. Parkes laid upon the Table the following Papers:—

(1.) By-laws of the Municipal District of Nowra.

(2.) By-laws of the Borough of Randwick.

(3.) Return to an Address, adopted on 4th March, 1873, in reference to the Case of ex-Constable Bulla.

(4.) Report on the Sydney Grammar School for 1872.

Ordered to be printed.

2. POSTAGE STAMPS EXTENSION BILL:—Mr. G. A. Lloyd having *presented* this Bill, Bill, intituled "*A Bill to authorize the use of Postage Stamps for the purposes of the Stamp Acts*,"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Monday next.
3. JOHN RAVEN:—Mr. Driver presented a Petition from John Raven, of Sydney, late a Constable in the Detective Police Force, alleging that he is entitled to a certain sum of money as "night allowance" for services rendered in the years 1864-65, and that on applying to the Inspector General of Police for the said allowance he was informed that it was disallowed; and praying for inquiry into the matter.
Petition received.
4. PETITION OF JAMES TWADDELL:—Mr. Garrett, as Chairman, brought up a Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this Petition was referred on 4th March, 1873.
Ordered to be printed.
5. GOVERNMENT RAILWAY ACT AMENDMENT BILL ("*Formal*" Motion):—
(1.) Mr. Innes moved, pursuant to Notice, for leave to bring in a Bill to amend, in certain particulars, the Act 22 Victoria, No. 19, intituled "*An Act to make more effectual provision for the construction by the Government of Railways in the Colony of New South Wales, and for the regulation of the same*."
Question put and passed.
(2.) Mr. Innes having *presented* this Bill, Bill, intituled "*A Bill to amend an Act intituled 'An Act to make more effectual provision for the construction by the Government of Railways in the Colony of New South Wales and for the regulation of the same'*,"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the day for Wednesday next.

6. POSTPONEMENTS:—The following Orders of the Day postponed, on motion of Mr. Parkes:—

- (1.) Criminal Law Consolidation and Amendment Bill; second reading.
- (2.) Colonial Produce Distillation Bill; to be further considered in Committee.
- (3.) Mining Bill; to be further considered in Committee.
- (4.) Colonial Defence Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to make better provision for the Military Defence of the Colony.
- (5.) Navigation Act Amendment Bill; second reading.
- (6.) Hunter River, Wollongong, and Kiama Tonnage Duties Abolition Bill; consideration in Committee of the Whole of the propriety of bringing in a Bill to abolish the collection of Tonnage Duties in respect of the River Hunter and Ports of Newcastle and Morpeth, and of the Harbours of Wollongong and Kiama.
- (7.) Friendly Societies Bill; to be further considered in Committee;—*until Thursday next.*
- (8.) Legislative Council Bill (No. 2); to be further considered in Committee;—*to follow after the Order of the Day respecting the Mudjee Hospital Site Bill.*

until Monday next.

7. MUDJEE HOSPITAL SITE BILL:—The Order of the Day having been read,—on motion of Mr. Innes the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Amendments made by the Legislative Council in this Bill. The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's Amendments.

On motion of Mr. Innes that report was adopted.

Whereupon Mr. Innes moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill intituled "*An Act to authorize the sale of the site of the Mudjee Hospital and to provide for the acquisition of a new site for the said Hospital and for the erection of suitable buildings thereon.*"

*Legislative Assembly Chamber,
Sydney, 17th March, 1873.*

Question put and passed.

8. LEGISLATIVE COUNCIL BILL (No. 2):—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

And the Committee continuing to sit till after Midnight,—

TUESDAY, 18 MARCH, 1873, A.M.

The Speaker resumed the Chair; and the Chairman reported progress and obtained leave to sit again on Wednesday next.

The House adjourned, on motion of Mr. Parkes, at two minutes before Two o'clock, A.M., until Four o'clock, P.M., This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 67.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 18 MARCH, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Auriferous Leases :—Mr. Combes asked the Secretary for Lands, pursuant to Notice,—Whether it is the intention of the Government to charge the rent of auriferous leases from the date of application, or from the time of the issue of the lease?

Mr. Farnell answered,—In all applications for auriferous leases, one year's rent in advance must accompany the said application. After the applicant has made his statutory declaration, and the Government have decided to grant a lease, the rent will be charged from that date, and not from the date of issuing the lease.

- (2.) Border Customs Duties :—Mr. Phelps asked the Colonial Secretary, pursuant to Notice,—When do the Government intend to ask the Legislature for the power necessary to enable them to carry out the agreement, made by them with Victoria and South Australia, for the discontinuance of the collection of the Border Customs Duties on the Murray River frontier?

Mr. Parkes answered,—I am not at this time in a position to give any very full information on this matter, but if the Honorable Member will ask his question on a later day this week, say Friday, I think I can probably give a satisfactory answer.

2. PAPER :—Mr. Parkes laid upon the Table, By-Law of the University of Sydney.
Ordered to be printed.

3. CROOKHAVEN RIVER ("Formal" Motion) :—Mr. Warden moved, pursuant to Notice, That there be laid upon the Table of this House, a Return shewing,—

- (1.) The number of years the Steam Dredge "Pluto" has been engaged in deepening the Crookhaven River.
- (2.) The number of days the Dredge has been at work in each year.
- (3.) The number of cubic yards removed by the Dredge in each year.
- (4.) The distance deepened by the said Dredge.
- (5.) The present depth of water in the channel of the Crookhaven, at high and low water, in the shallowest part of the channel.
- (6.) The cost to the Government, including Dredge and equipment, in deepening the Crookhaven River.

Question put and passed.

4. SYDNEY SEWERAGE ACT AMENDMENT BILL ("Formal" Motion) :—Mr. Wearne moved, pursuant to Notice, That the Petition presented by him on 14th March, from certain Ratepayers of the City of Sydney, against the passing of the Sydney Sewerage Act Amendment Bill, be printed.
Question put and passed.

5. JOHN RAVEN ("Formal" Motion) :—Mr. Driver moved, pursuant to Notice, That the Petition presented by him on 17th March, from John Raven, be printed.
Question put and passed.

6. PRINCE ALFRED HOSPITAL BILL ("Formal" Order of the Day),—on motion of Mr. Fitzpatrick, read a third time, and passed.

Mr. Fitzpatrick then moved, That the Title of this Bill be "*An Act to incorporate the Prince Alfred Hospital.*"

Question put and passed.

Whereupon Mr. Fitzpatrick moved, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to incorporate the Prince Alfred Hospital,*"—presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

Legislative Assembly Chamber,

Sydney, 18th March, 1873.

Question put and passed.

7. THE REV. D. M'GUINN:—Mr. Campbell moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on an Additional Estimate for the present year, a sum sufficient to compensate the Rev. D. M'Guinn for the loss of his stipend through the omission of his name from the Schedule of Clergymen entitled thereto, under the State Aid Abolition Act.

Debate ensued.

Question put.

The House divided.

Ayes, 16.

Captain Onslow,	Mr. Lee,
Mr. Garrett,	Mr. Baker,
Mr. Combes,	Mr. Driver,
Mr. Cunneen,	Mr. Lackey,
Mr. Hoskins,	<i>Tellers.</i>
Mr. Cummings,	
Mr. Campbell,	Mr. W. C. Browne,
Mr. Abbott,	Mr. Burns.
Mr. Grahame,	
Mr. Fitzpatrick,	

Noes, 17.

Mr. Parkes,	Mr. Moses,
Mr. Farnell,	Mr. Wearne,
Mr. G. A. Lloyd,	Mr. Oakes,
Mr. Sutherland,	Mr. Nowlan,
Mr. Forster,	Mr. Warden,
Mr. Innes,	<i>Tellers.</i>
Mr. Stewart,	
Mr. Hay,	Mr. Hill,
Mr. Tunks,	Mr. De Salis.
Mr. Bennett,	

And so it passed in the negative.

8. THE CIVIL SERVICE:—Captain Onslow moved, pursuant to Notice, That the Report of the Select Committee on the Civil Service, brought up on the 5th March, be now adopted by this House. Debate ensued, and, on motion of Mr. Burns, adjourned until Friday, 4th April.
9. PAPER:—The Speaker laid upon the Table copy of a Minute of the Governor and Executive Council, authorizing the application of a Balance from one Head of Service to supplement a Vote for another Service,—transmitted to the Speaker, to be laid before the Legislative Assembly, under the directions contained in the 18th section of the Audit Act of 1870. Ordered, on motion of Mr. Stewart, to be printed.
10. PAPER:—Mr. Butler laid upon the Table a Letter from His Honor Judge Hargrave, relative to the use of his name during the Debate on the third reading of the Loder's Estate Bill. Ordered to be printed.

11. LODER'S ESTATE BILL:—Mr. Garrett moved, pursuant to Notice, That the Order of the Day for the consideration in Committee of the Whole of the Legislative Council's Amendments in Loder's Estate Bill, which lapsed by the House, being counted out on the 14th March, be restored to the Paper, and stand an Order of the Day for "Friday, 28th March."

Mr. Stewart moved, That the Question be amended, by omitting the words "Friday, 28th March," with a view of inserting the words "this day three months."

Question put,—That the words proposed to be omitted stand part of the Question.

The House divided.

Ayes, 18.

Mr. Parkes,	Mr. Nowlan,
Mr. Farnell,	Mr. Moses,
Mr. Innes,	Mr. Grahame,
Mr. Abbott,	Mr. Fitzpatrick,
Mr. Lackey,	Mr. Lee,
Mr. Lucas,	Mr. G. A. Lloyd,
Mr. Garrett,	<i>Tellers.</i>
Mr. Warden,	
Mr. Hill,	Mr. Driver,
Mr. Combes,	Mr. Macintosh.

Noes, 14.

Mr. Sutherland,	Mr. Wearne,
Mr. Booth,	Mr. Taylor,
Mr. Cummings,	<i>Tellers.</i>
Mr. Teece,	
Mr. Bennett,	Mr. Burns,
Mr. Scholey,	Mr. De Salis.
Mr. Stewart,	
Mr. Tunks,	
Mr. W. C. Browne,	
Mr. Baker,	

And so it was resolved in the affirmative.

Original Question then put.

The House divided.

Ayes, 17.

Mr. Parkes,	Mr. Moses,
Mr. Farnell,	Mr. Fitzpatrick,
Mr. G. A. Lloyd,	Mr. Hay,
Mr. Innes,	Mr. Combes,
Mr. Lackey,	Mr. Driver,
Mr. Lucas,	<i>Tellers.</i>
Mr. Garrett,	
Mr. Warden,	Mr. Abbott,
Mr. Hill,	Mr. Macintosh.
Mr. Nowlan,	

Noes, 14.

Mr. Sutherland,	Mr. Wearne,
Mr. Cummings,	Mr. Taylor,
Mr. Teece,	<i>Tellers.</i>
Mr. Bennett,	
Mr. Scholey,	Mr. Booth,
Mr. Tunks,	Mr. Stewart.
Mr. W. C. Browne,	
Mr. Burns,	
Mr. Cunneen,	
Mr. Baker,	

And so it was resolved in the affirmative.

12. **POSTPONEMENT**:—The Order of the Day respecting the Municipal Council of Sydney Powers Extension Bill postponed, on motion of Mr. Macintosh, until Friday next.
13. **BATHURST CATTLE SALE YARDS BILL**:—The Order of the Day having been read,—Mr. Combes moved, That this Bill be now read a second time.
Debate ensued, and, on motion of Mr. Tunks, adjourned until Tuesday, 1st April.
14. **POSTPONEMENTS**:—The following Orders of the Day postponed:—
(1.) Transfer of Publicans and other License Fees to Municipalities; resumption of the adjourned Debate, on the motion of Mr. Macintosh,—
(1.) That, in the opinion of this House, a Bill should be introduced by the Government, without delay, transferring the fees and dues derivable from Publicans, Auctioneers, and Wine and Spirit Merchants for Licenses, to the various Municipalities throughout the Country in which such fees and dues are received.
(2.) That the above Resolution be communicated by Address to His Excellency the Governor.
Upon which Mr. Tunks had moved, by way of amendment, "That the question be referred to a Select Committee, with power to send for persons and papers, and to report. That such Committee consist of Mr. Parkes, Mr. Macintosh, Mr. De Salis, Mr. Driver, Mr. Abbott, Mr. Stephen Brown, Mr. Stewart, Mr. Cunneen, Mr. Burns, and the Mover;"—*on motion of Mr. Macintosh, until Tuesday next.*
(2.) Cattle Sale Yards Act Amendment Bill; to be considered in Committee;—*on motion of Mr. Driver, until Friday next.*
15. **MUNICIPALITIES ACT OF 1867 AMENDMENT BILL**:—The Order of the Day having been read,—Mr. Tunks moved, That this Bill be now read a second time.
Mr. Macintosh moved, That the Debate on this Question be adjourned until Friday next.
Question put on the motion for adjournment of the Debate.
The House divided.

Ayes, 8.

Mr. Butler,	
Mr. G. A. Lloyd,	<i>Tellers.</i>
Mr. Parkes,	Mr. Teece,
Mr. Driver,	Mr. Macintosh.
Mr. Nowlan,	
Mr. De Salis,	

Noes, 12.

Mr. Farnell,	Mr. Scholey,
Mr. W. C. Browne,	Mr. Bennett,
Mr. Tunks,	Mr. Baker,
Mr. Wearne,	<i>Tellers.</i>
Mr. Sutherland,	Mr. B. B. Smith,
Mr. Stewart,	Mr. Burns.
Mr. Cummings,	

And so it passed in the negative.

Original Question again proposed, That this Bill be now read a second time.
Debate ensued.

Question put and passed.

Bill read a second time.

On motion of Mr. Tunks, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and the Chairman reported that there was not a Quorum present in the Committee.

The Speaker counted the House, and there being only nineteen Members present, exclusive of the Speaker, namely,—Mr. Baker, Mr. Bennett, Mr. W. C. Browne, Mr. Burns, Mr. Butler, Mr. De Salis, Mr. Driver, Mr. Farnell, Mr. G. A. Lloyd, Mr. Macintosh, Mr. Nowlan, Mr. Parkes, Mr. Scholey, Mr. R. B. Smith, Mr. Stewart, Mr. Sutherland, Mr. Teece, Mr. Tunks, and Mr. Wearne,—the Speaker adjourned the House, at a quarter after Ten o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 68.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 19 MARCH, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.
GRAPE VINES AND GRAPES IMPORTATION PROHIBITION BILL ("Formal" Motion):—Mr Farnell moved, pursuant to Notice, for leave to bring in a Bill to prohibit the importation of Grape Vines, Grapevine Cuttings, and Grapes.
Question put and passed.
2. POSTPONEMENTS:—The following Orders of the Day postponed, on motion of Mr. Parkes, until to-morrow:—
(1.) Imported Stock Act Amendment Bill; second reading.
(2.) Woolloomooloo Bay Water-frontage Compensation Bill; second reading.
3. GOVERNMENT RAILWAY ACT AMENDMENT BILL:—The Order of the Day having been read,—Mr. Innes moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Innes the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.
The Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Innes that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for to-morrow.
4. LEGISLATIVE COUNCIL BILL (No. 2):—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

And the Committee continuing to sit till after Midnight,—

THURSDAY, 20 MARCH, 1873, A.M.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again This Day.

5. BOWENFELS COAL MINING AND COPPER SMELTING COMPANY'S RAILWAY BILL:—The Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to enable certain persons carrying on business at Bowenfels and Sydney under the name and style of the 'Bowenfels Coal Mining and Copper Smelting Company' to construct a Railway or Tramway from land in Lithgow Valley belonging to them to and to connect the same with the Great Western Railway,*"—with the Amendments indicated by the accompanying Schedule, in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 19th March, 1873.

T. A. MURRAY,
President.

BOWENFELS

BOWENFELS COAL MINING AND COPPER SMELTING COMPANY'S RAILWAY BILL.

*SCHEDULE of the Amendments referred to in Message of 19th March, 1873.*JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, clause 2, line 56. *Omit "six-pence" insert "three-pence"*
 " " lines 57 and 58. *Omit "his own" insert "steam"*
 " " line 58. *Omit the letter "s" in "locomotives" and thereafter insert "power"*
 " " " *After "same" insert "but the empty trucks to be conveyed on their*
"return free of cost Provided that if the Company shall
"employ locomotive engines of their own upon the said railway
"then in such case the Company shall supply the locomotive
"power to persons seeking transit and shall be entitled to
"charge the sum of four-pence per ton for every transit"

Examined,—

J. DOCKER,
Chairman of Committees.

Ordered, on motion of Mr. R. B. Smith, that the consideration in Committee of the Amendments made by the Legislative Council in this Bill stand an Order of the Day for This Day.

6. WALKER AND CARLOW STREETS ENCLOSURE BILL:—Mr. Tunks, as Chairman, brought up a Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this Bill was referred on 13th December, 1872.

Ordered to be printed.

Mr. Tunks then moved, That the second reading of the Bill (*as agreed to in Select Committee*) stand an Order of the Day for Tuesday, 1st April.

Question put and passed.

The House adjourned, on motion of Mr. Parkes, at twenty minutes before One o'clock, A.M., until Four o'clock, P.M., This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 69.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 20 MARCH, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

PAPERS:—

Mr. Parkes laid upon the Table, Return to an Order made on 27th February, 1873, in reference to the Volunteer Force.

Ordered to be printed.

Mr. Farnell laid upon the Table:—

(1.) Abstract of Crown Lands authorized to be dedicated to Religious and Public Purposes, in accordance with the 5th section of the Act 25 Vic. No. 1,—from 20th January to 20th March, 1873.

(2.) Abstract of Crown Lands reserved from Sale, until Surveyed, for the preservation of Water Supply, or other Public Purposes, in accordance with the 4th section of the same Act,—from 20th February to 20th March, 1873.

Ordered to be printed.

2. DUTY ON IRON:—Mr. Booth presented a Petition from certain Iron Ship Builders, Engineers, and others, relative to the Duty on Iron; and praying the House to take the subject into consideration. Petition received.
3. GRAPE VINES AND GRAPES IMPORTATION PROHIBITION BILL:—Mr. Farnell having presented this Bill, Bill, intituled "*A Bill to prohibit the Importation of Grape Vines Grape Vine Cuttings and Grapes*,"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Monday next.
4. ADJOURNMENT:—Mr. Macintosh moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
5. GOVERNMENT RAILWAY ACT AMENDMENT BILL ("*Formal*" Order of the Day),—on motion of Mr. Innes, read a third time, and passed.
Mr. Innes then moved, That the Title of this Bill be "*An Act to amend an Act intituled 'An Act to make more effectual provision for the construction by the Government of Railways in the Colony of New South Wales and for the regulation of the same.'*"
Question put and passed.
Whereupon Mr. Innes moved, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend an Act intituled 'An Act to make more effectual provision for the construction by the Government of Railways in the Colony of New South Wales and for the regulation of the same.'*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 20th March, 1873.

Question put and passed.

6. **POSTPONEMENTS** :—The Orders of the Day of Government Business postponed, on motion of Mr. Parkes, to follow after the Order of the Day of General Business.

7. **BOWENFELS COAL MINING AND COPPER SMELTING COMPANY'S RAILWAY BILL** :—The Order of the Day having been read,—on motion of Mr. Lackey the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Amendments made by the Legislative Council in this Bill.

The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's Amendments.

On motion of Mr. Lackey, that report was adopted.

Whereupon Mr. Lackey moved, That the following Message be carried to the Legislative Council :—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill intituled "*An Act to enable certain persons carrying on business at Bowenfels and Sydney under the name and style of the 'Bowenfels Coal Mining and Copper Smelting Company' to construct a Railway or Tramway from land in Lithgow Valley belonging to them to and to connect the same with the Great Western Railway.*"

*Legislative Assembly Chamber,
Sydney, 20th March, 1873.*

Question put and passed.

8. **POSTPONEMENTS** :—The following Orders of the Day postponed, on motion of Mr. Parkes :—

(1.) General Elections Bill of 1873; second reading.	} until Monday, 31st March.
(2.) Lunacy Bill; second reading.	
(3.) Superannuation Act Repeal Bill; second reading;—until Wednesday next.	

9. **DISTRIBUTION OF FUNDS IN PERRY'S ESTATES BILL** :—Mr. Butler moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

On motion of Mr. Butler the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and the Chairman reported the Bill without amendment.

On motion of Mr. Butler, that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for Monday next.

10. **POSTPONEMENTS** :—The following Orders of the Day postponed, on motion of Mr. Farnell :—

(1.) Friendly Societies Bill; to be further considered in Committee; until Monday next.	} until Monday, 31st March.
(2.) Imported Stock Act Amendment Bill; second reading.	
(3.) Woolloomooloo Bay Water-frontage Compensation Bill; second reading.	

11. **LEGISLATIVE COUNCIL BILL (No. 2)** :—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

The Speaker resumed the Chair; and the Chairman reported the Bill with amendments.

Ordered, on motion of Mr. Parkes, that the adoption of that report stand an Order of the Day for Monday next.

12. **ANGORA GOATS PROTECTION BILL** :—Mr. Farnell moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

On motion of Mr. Farnell the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and the Chairman reported the Bill without amendment.

On motion of Mr. Farnell, that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for Monday next.

13. **SUPPLY** :—The Order of the Day for the resumption of the Committee of Supply having been read,—

Mr. Parkes moved, "That" the Speaker do now leave the Chair.

Debate ensued.

Mr. Forster moved, That the Question be amended, by omitting all the words after the word "That," with a view of inserting the words "unless it be otherwise ordered, this House shall not continue to sit on Mondays."

Debate continued.

Question put,—That the words proposed to be omitted stand part of the Question.

The House divided.

Ayes, 27.

Mr. Parkes,	Mr. Scholey,
Mr. Butler,	Mr. Wearne,
Mr. G. A. Lloyd,	Mr. Greville,
Mr. Farnell,	Mr. Grahame,
Mr. Sutherland,	Mr. Teece,
Mr. Innes,	Mr. Cunneen,
Mr. Phelps,	Mr. Taylor,
Mr. Moses,	Mr. Baker,
Mr. Hay,	Mr. Lee,
Mr. Cummings,	Mr. Driver,
Mr. Bennett,	<i>Tellers.</i>
Mr. Stewart,	
Mr. Neale,	Mr. Raphael,
Mr. Tunks,	Mr. W. C. Browne.
Mr. Hurley (<i>Central Cumberland</i>),	

Noes, 14.

Mr. Robertson,
Mr. Lord,
Mr. Lucas,
Mr. Lackey,
Mr. Forster,
Mr. Combes,
Mr. Abbott,
Mr. Terry,
Mr. Warden,
Mr. Hill,
Captain Onslow,
Mr. Hoskins,
<i>Tellers.</i>
Mr. R. B. Smith,
Mr. Garrett.

And so it was resolved in the affirmative.

Original

Original Question,—That the Speaker do now leave the Chair,—put and passed.
Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

And the Committee continuing to sit till after Midnight,—

FRIDAY, 21 MARCH, 1873, A.M.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Monday next.

The House adjourned, on motion of Mr. Parkes, at thirteen minutes after Twelve o'clock, A.M., until Four o'clock, P.M., This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 70.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 21 MARCH, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) The Rev. James Hassall:—Mr. Stewart asked the Colonial Secretary, pursuant to Notice,—
(1.) Is the Rev. James Hassall still licensed to officiate as a clergyman in the Church of England; and if not, when was his license cancelled?
(2.) Is it true that he receives a salary as Chaplain in Berrima Gaol while he is resident at Cobbity?
(3.) Has he applied for leave of absence, and if so, with what result?
(4.) Is the Government aware of any circumstances connected with Mr. Hassall's insolvency which require him to resign his position as a State-paid minister of religion?

Mr. Parkes answered,—

- (1.) No. Mr. Hassall states that he tendered his resignation as Incumbent of Berrima to the Bishop of Sydney, in September, 1872, and that it was accepted on 31st October last.
(2.) Mr. Hassall receives salary as Chaplain of Berrima Gaol. Early last month he removed his family to Cobbity, distant 50 miles from Berrima, but he himself retained apartments at Berrima, and has conducted his usual duties at the Gaol, with the exception of during a period of one week, from the 5th instant, when, by arrangement with the Gaoler, his duties were taken for him by the Rev. Messrs. Archdale and Middleton.
(3.) Mr. Hassall did not apply for leave of absence for that week. It would have been more regular had he done so, but rules in respect of leave of absence do not, in their nature of their appointments, apply so strictly to visiting as to other officers, so long as their duties are suitably provided for, and their absence is temporary.
(4.) I have not been informed of any exceptional circumstances in Mr. Hassall's insolvency that would call for action of the Government, viewing his position as that of an officer in the Public Service.
(2.) The Case of T. Hanney:—Mr. Stewart asked the Attorney General, pursuant to Notice,—
(1.) Has the Attorney General noticed the case of T. Hanney, tried on the 4th of this month?
(2.) Will the Attorney General state what prevented one or other of the Crown Law Officers from prosecuting in this case?
(3.) How long before the trial had Mr. Windeyer been instructed to prosecute on behalf of the Crown?

Mr. Butler answered,—

- (1.) I have noticed the case referred to.
(2.) The Attorney General had other public business to attend to. The Solicitor General, having charge of the prosecutions at Darlinghurst, was informed that he would be required to accompany His Excellency upon his visit to Bathurst. He then directed a brief, in the case of the Queen v. Hanney, to be delivered to Mr. Windeyer.
(3.) The brief, on behalf of the Crown, was delivered to Mr. Windeyer in the afternoon of the day before the trial.

(3.)

- (3.) **Border Customs Duties**:—Mr. Phelps asked the Colonial Secretary, pursuant to Notice,—When do the Government intend to ask the Legislature for the power necessary to enable them to carry out the agreement, made by them with Victoria and South Australia, for the discontinuance of the collection of the Border Customs Duties on the Murray River frontier?

Mr. Parkes answered,—It is the intention of the Government to bring this matter before Parliament next week.

- (4.) **Charitable Institutions**:—Mr. Forster, on behalf of Mr. Raphael, asked the Colonial Secretary, pursuant to Notice,—When will the Royal Commission be appointed to inquire into the various Charities, Hospitals, &c.?

Mr. Parkes answered,—Steps have already been taken for the appointment of this Commission, but some little difficulty has been found in getting gentlemen, to act upon it whom the Government considered in all respects suitable. In all probability the Commission will issue next week.

- (5.) **Magisterial Visits to Gunnedah**:—Mr. Bennett asked the Colonial Secretary, pursuant to Notice,—

(1.) Is it the intention of the Government to direct that either of the Police Magistrates of Tamworth or Narrabri shall make magisterial visits to Gunnedah?

(2.) If so, when?

Mr. Parkes answered,—The Police Magistrate at Tamworth shall receive instructions to visit Gunnedah.

- (6.) **Leases for Gold and Minerals**:—Mr. Driver asked the Secretary for Lands, pursuant to Notice,—Is it the intention of the Government to introduce, during the present or next Session of Parliament, a Bill to legalize the return of moneys paid by unsuccessful applicants for Leases for Gold and Minerals?

Mr. Farnell answered,—Moneys paid as rent and survey fee on Gold Mining Leases are returned where the applicants cannot get the land applied for. It is not intended to bring in any Bill to legalize the return of moneys on Mining Leases other than Gold.

- (7.) **Preserved Milk**:—Mr. Forster asked the Colonial Treasurer, pursuant to Notice,—

(1.) What quantity or quantities (if any) of preserved milk, condensed milk, or desiccated milk, or of milk artificially preserved under any other name, have been imported into the Colony since December 31st, 1871?

(2.) What quantity or quantities (if any) of any preparation of milk, mixed with any other article, have been imported during the same period, and under what name or form?

Mr. G. A. Lloyd answered,—

(1.) Preserved Milk, 109 pkgs., value, £199; Condensed Milk, 267 pkgs., value, £519; Desiccated Milk, Nil; Milk Artificially Preserved, Nil.

(2.) Milk mixed with other articles, 8 pkgs., value, £25. Each package, as a rule, contains 4 dozen tins.

- (8.) **Clerk of Petty Sessions, Hill End**:—Mr. Hurley (*Central Cumberland*) asked the Colonial Secretary, pursuant to Notice,—Has a Clerk of Petty Sessions been appointed for Hill End?

Mr. Parkes answered,—No appointment has yet been made, but the appointment will be filled up in the course of a few days—possibly a fortnight.

2. **DUTY ON IRON** (*"Formal" Motion*):—Mr. Booth moved, pursuant to Notice, That the Petition presented by him on 20th March, from Iron Ship Builders, Engineers, and others, relative to the Duty on Iron, be printed.

Question put and passed.

3. **PERMISSIVE LIQUOR BILL**:—The Order of the Day for the resumption of the Debate, on the motion of Mr. Wearne, "That this Bill be "now" read a second time,"—having been read,—

Debate resumed.

Mr. Tunks moved, That the Question be amended by omitting the word "now," with a view of adding at the end the words "this day six months."

Debate continued.

Notice was taken that there was not a Quorum present.

The Speaker counted the House, and there being only nineteen Members present, exclusive of the Speaker, namely,—Mr. Baker, Mr. Booth, Mr. W. C. Browne, Mr. Burns, Mr. Cunneen, Mr. Driver, Mr. Farnell, Mr. Fitzpatrick, Mr. Grahame, Mr. Greville, Mr. Hurley (*Central Cumberland*), Mr. Innes, Mr. G. A. Lloyd, Mr. Nowlan, Mr. Parkes, Mr. R. B. Smith, Mr. Stewart, Mr. Sutherland, and Mr. Wearne,—the Speaker adjourned the House, at eight minutes before Eight o'clock, until Monday next, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 71.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

MONDAY, 24 MARCH, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTION:—Mail Service *via* San Francisco:—Mr. Burns asked the Colonial Secretary, pursuant to Notice,—Whether the Government intend to submit to Parliament, during the present Session, any new proposal in reference to a Mail Service *via* San Francisco?

Mr. Parkes answered,—It is the intention of the Government to bring before Parliament, during this Session, the matter of the Californian Mail Service.

2. PAPER:—Mr. Parkes laid upon the Table, Return to an Address, adopted on 25th February, 1873, in reference to the appropriation of a Fine imposed on James Doherty.
Ordered to be printed.

3. ANGORA GOATS PROTECTION BILL (*"Formal" Order of the Day*),—on motion of Mr. Farnell, read a third time, and *passed*.

Mr. Farnell then moved, That the Title of this Bill be "*An Act to amend the Law authorizing the destruction of Goats.*"

Question put and passed.

Whereupon Mr. Farnell moved, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Law authorizing the destruction of Goats,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 24th March, 1873.

Question put and passed.

4. WALKER AND CARLOW STREETS ENCLOSURE BILL:—Mr. Stewart presented a Petition from certain Inhabitants of the North Shore, against the passing of this Bill.
Petition received.

5. POSTAGE STAMPS EXTENSION BILL:—Mr. G. A. Lloyd moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

On motion of Mr. Lloyd the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and the Chairman reported the Bill with amendments.

On motion of Mr. Lloyd (*with the concurrence of the House*) that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for to-morrow.

6. POSTPONEMENTS:—The following Orders of the Day postponed, until Monday next:—

(1.) Criminal Law Consolidation and Amendment Bill; second reading;— <i>on motion of Mr. Butler.</i>	} <i>on motion of Mr. Parkes.</i>
(2.) Colonial Produce Distillation Bill; to be further considered in Committee.	
(3.) Mining Bill; to be further considered in Committee.	
(4.) Colonial Defence Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to make better provision for the Military Defence of the Colony.	

7. **NAVIGATION ACT AMENDMENT BILL:—**Mr. G. A. Lloyd moved, That this Bill be now read a second time.
 Debate ensued.
 Question put and passed.
 Bill read a second time.
 On motion of Mr. Lloyd the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.
 The Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
 On motion of Mr. Lloyd (*with the concurrence of the House*) that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for to-morrow.
8. **HUNTER RIVER, WOLLONGONG, AND KIAMA TONNAGE DUTIES ABOLITION BILL:—**
 (1.) The Order of the Day having been read,—on motion of Mr. G. A. Lloyd the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to abolish the collection of Tonnage Duties in respect of the River Hunter and Ports of Newcastle and Morpeth, and of the Harbours of Wollongong and Kiama.
 The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the following Resolution:—
Resolved,—That it is desirable to bring in a Bill to abolish the collection of Tonnage Duties in respect of the River Hunter and Ports of Newcastle and Morpeth, and of the Harbours of Wollongong and Kiama.
 On motion of Mr. Lloyd that report was adopted.
 (2.) Mr. Lloyd having presented this Bill, Bill, intituled "*A Bill to abolish the collection of Tonnage Duties in respect of the River Hunter and the Ports of Newcastle and Morpeth and of the Harbours of Wollongong and Kiama*,"—read a first time.
 Ordered to be printed, and that the second reading stand an Order of the Day for Monday next.
9. **POSTPONEMENTS:—**The following Orders of the Day postponed, on motion of Mr. Parkes, to follow after the Order of the Day for the resumption of the Committee of Ways and Means:—
 (1.) Grape Vines and Grapes Importation Prohibition Bill; second reading.
 (2.) Distribution of Funds in Perry's Estates Bill; third reading.
 (3.) Friendly Societies Bill; to be further considered in Committee.
10. **LEGISLATIVE COUNCIL BILL (No. 2):—**The Order of the Day having been read,—Mr. Parkes moved, "That" the report from the Committee of the Whole on this Bill be now adopted.
 Mr. Farnell moved, That the Question be amended by omitting all the words after the word "That," with a view to inserting in their place the words "this Bill be now re-committed for the purpose of further considering clauses 5 and 6."
 Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
 Question,—That the words proposed to be inserted in place of the words omitted be there inserted,—put and passed.
 Question then,—That this Bill be now re-committed, for the purpose of further considering clauses 5 and 6,—put and passed.
 Whereupon, on motion of Mr. Parkes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.
 The Speaker resumed the Chair; and the Chairman reported the Bill 2^d, with further amendments.
 Ordered, on motion of Mr. Parkes, (after Debate) that the adoption of that report stand an Order of the Day for Wednesday next.
11. **POSTPONEMENTS:—**The following Orders of the Day postponed, on motion of Mr. Parkes, until Wednesday next:—
 (1.) Supply; resumption of the Committee.
 (2.) Ways and Means; resumption of the Committee.
 (3.) Grape Vines and Grapes Importation Prohibition Bill; second reading.
 (4.) Distribution of Funds in Perry's Estates Bill; third reading.
12. **FRIENDLY SOCIETIES BILL:—**The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
 The Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
 On motion of Mr. Parkes (*with the concurrence of the House*) that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for to-morrow.

And the House continuing to sit till after Midnight,—

TUESDAY, 25 MARCH, 1873, A.M.

The House adjourned, on motion of Mr. Parkes, at one minute after Twelve o'clock, A.M., until Four o'clock, P.M., This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 72.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 25 MARCH, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Telegraph Office, Yass :—Mr. Fitzpatrick asked the Secretary for Public Works, pursuant to Notice,—When will the repairs to the Telegraph Office at Yass be commenced?

Mr. Sutherland answered,—A tender has been accepted for repairs to the Telegraph Office at Yass, and directions have been given that the work be carried out with the least possible delay.

- (2.) New Silver Coin :—Mr. Raphael asked the Colonial Treasurer, pursuant to Notice,—How much of the new Silver Coin received from England has been put into circulation since its arrival, and what is the balance on hand?

Mr. G. A. Lloyd answered,—I have placed myself in communication with the various Banks with reference to the distribution of the new Silver Coin, and arrangements are made in virtue of which the worn and defaced coin will be called in, and the new Silver put in circulation as early as practicable. Up to this date £10,000 worth has been supplied to the Banks, and the balance on hand is £40,000.

2. MUNICIPALITIES ACT OF 1867 :—Mr. Lackey presented a Petition from the Mayor and Aldermen of the Liverpool Municipality, praying the House to consider the advisability of amending this Act generally.
Petition received.
3. PAPER :—Mr. Butler laid upon the Table, Return to an Address, adopted on 25th February, 1873, in reference to the case "The Queen v. Codey."
Ordered to be printed.
4. MUNICIPALITIES ACT OF 1867 AMENDMENT BILL ("Formal" Motion) :—Mr. Tunks moved, pursuant to Notice, That the Order of the Day for the consideration in Committee of the Municipalities Act of 1867 Amendment Bill, which lapsed by the House being counted out on the 18th of March, be restored to the Paper, and stand an Order of the Day for Friday, 4th April.
Question put and passed.
5. WALKER AND CARLOW STREETS ENCLOSURE BILL ("Formal" Motion) :—Mr. Stewart moved, pursuant to Notice, That the Petition presented by him on 24th March, from certain Residents at North Shore, against the Walker and Carlow Streets Enclosure Bill, be printed.
Question put and passed.
6. POSTAGE STAMPS EXTENSION BILL ("Formal" Order of the Day),—on motion of Mr. G. A. Lloyd, read a third time, and passed.
Mr. Lloyd then moved, That the Title of this Bill be "*An Act to authorize the use of Postage Stamps for the purposes of the Stamp Acts.*"
Question put and passed.

Whereupon

Whereupon Mr. Lloyd moved, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to authorize the use of Postage Stamps for the purposes of the Stamp Acts*,"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 25th March, 1873.*

Question put and passed.

7. NAVIGATION ACT AMENDMENT BILL ("*Formal*" *Order of the Day*),—on motion of Mr. G. A. Lloyd, read a third time, and *passed*.

Mr. Lloyd then moved, That the Title of this Bill be "*An Act to amend in certain particulars the Navigation Act of 1871*."

Question put and passed.

Whereupon Mr. Lloyd moved, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend in certain particulars the Navigation Act of 1871*,"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 25th March, 1873.*

Question put and passed.

8. FRIENDLY SOCIETIES BILL ("*Formal*" *Order of the Day*),—on motion of Mr. G. A. Lloyd, read a third time, and *passed*.

Mr. Lloyd then moved, That the Title of this Bill be "*An Act to amend the Laws relating to Friendly Societies*."

Question put and passed.

Whereupon Mr. Lloyd moved, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Laws relating to Friendly Societies*,"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 25th March, 1873.*

Question put and passed.

9. ROMAN CATHOLIC SCHOOL AT GRENFELL:—Captain Onslow moved, pursuant to Notice, That there be laid upon the Table of this "House," a copy of the Report dated February 20th, 1873, by Mr. Huffer, the Inspector of the Bathurst District, with regard to the School at Grenfell.

Debate ensued.

Mr. Parkes moved, That the Question be amended, by omitting all the words after the word "House," with a view of inserting the words "copies of all Reports, Minutes, and Correspondence, from the 7th December, 1871, to the present time, relating to the issue of a Certificate to the Roman Catholic Denominational School at Grenfell."

Debate continued.

Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.

Question,—That the words proposed to be inserted in place of the words omitted be there inserted,—put and passed.

Question then,—That there be laid upon the Table of this House, copies of all Reports, Minutes, and Correspondence, from the 7th December, 1871, to the present time, relating to the issue of a Certificate to the Roman Catholic Denominational School at Grenfell,—put and passed.

10. UNDERWOOD'S ESTATE BILL:—Mr. Burns, as Chairman, brought up a Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this Bill was referred on 4th February, 1873, together with Appendix.

Ordered to be printed.

Mr. Burns then moved, That the second reading of the Bill (*as amended and agreed to in Select Committee*) stand an Order of the Day for Friday next.

11. STANDING ORDERS COMMITTEE:—Mr. Fitzpatrick moved, pursuant to Notice, "That" there be laid upon the Table of this House, a Return shewing,—

(1.) The number of times that the Standing Orders Committee has been summoned during this Session of Parliament.

(2.) The number of times that the said Committee has met during the same period, and the names of the Members attending at each such meeting.

(3.) The number of times that the Committee has lapsed for want of a quorum, and the names of the Members present on such occasions.

Debate ensued.

Mr. Garrett moved, That the Question be amended by omitting all the words after the word "That," with a view of inserting in their place the words "a new Standing Orders Committee be now appointed. That such Committee consist of Mr. Abbott, Mr. Allen, Mr. Baker, Mr. Bawden, Mr. Bennett, Mr. Booth, Mr. Stephen Brown, Mr. Thomas Brown, and Mr. W. C. Browne."

Debate continued.

Proposed

Proposed amendment, by leave, withdrawn.
Original Question put and passed.
The Speaker then laid the Return upon the Table.
Ordered, on motion of Mr. Fitzpatrick, to be printed.

12. ADJOURNMENT :—Mr. Hay moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.

13. POSTPONEMENTS :—The following Orders of the Day postponed, on motion of Mr. Burns :—
(1.) Equity Reform Bill ; second reading ;—*until Tuesday, 22nd April.*
(2.) Duration of Parliaments Shortening Bill ; second reading ;—*until Tuesday next.*
(3.) Hastings Electorate Subdivision Bill ; second reading ;—*until Friday, 25th April.*

14. TRANSFER OF PUBLICANS AND OTHER LICENSE FEES TO MUNICIPALITIES :—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Macintosh,—
(1.) "That," in the opinion of this House, a Bill should be introduced by the Government, without delay, transferring the fees and dues derivable from Publicans, Auctioneers, and Wine and Spirit Merchants for Licenses, to the various Municipalities throughout the Country in which such fees and dues are received.

(2.) That the above Resolution be communicated by Address to His Excellency the Governor.
Upon which Mr. Tunks had moved, that the question be amended by omitting all the words after the word "That" with a view of inserting in their place the words "the question of the transfer of Publicans and other License fees to Municipalities be referred to a Select Committee, with power to send for persons and papers, and to report. That such Committee consist of Mr. Parkes, Mr. Macintosh, Mr. De Salis, Mr. Driver, Mr. Abbott, Mr. Stephen Brown, Mr. Stewart, Mr. Cunneen, Mr. Burns, and the Mover."

Debate resumed.

Question,—That the words proposed to be omitted stand part of the Question—put and negatived.
Question put,—That the words proposed to be inserted in place of the words omitted be there inserted.

The House divided.

Ayes, 24.

Mr. Sutherland,	Mr. Bennett,
Mr. Butler,	Mr. Scholey,
Mr. Farnell,	Mr. Hoskins,
Mr. G. A. Lloyd,	Mr. Baker,
Mr. Innes,	Mr. Garrett,
Mr. Tunks,	Mr. Neale,
Captain Onslow,	Mr. Abbott,
Mr. Burns,	Mr. Teece,
Mr. W. C. Browne,	Mr. Taylor,
Mr. Grahame,	
Mr. Cunneen,	<i>Tellers.</i>
Mr. Dangar,	Mr. Macintosh,
Mr. Hurley, (Central Cumberland)	Mr. Driver.

Noes, 6.

Mr. R. B. Smith,
Mr. Lackey,
Mr. Forster,
Mr. Lucas,
<i>Tellers.</i>
Mr. Raphael,
Mr. Stewart.

And so it was resolved in the affirmative.

And Mr. Hoskins requiring that the said Committee be appointed by Ballot,—

Question,—That the question of the transfer of Publicans and other License Fees to Municipalities be referred to a Select Committee, with power to send for persons and papers, and to report,—put and passed.

Whereupon the House proceeded to the Ballot, and the Speaker declared the following to be the Committee duly appointed :—Mr. Tunks, Mr. Abbott, Mr. Stewart, Mr. Parkes, Mr. Burns, Mr. Cunneen, Mr. Baker, Mr. De Salis, Mr. Macintosh, and Mr. Fitzpatrick.

15. POSTPONEMENTS :—The following Orders of the Day postponed until Friday next :—

- (1.) Contracts Exemption Bill ; second reading ;—*on motion of Mr. Driver.*
(2.) Superannuation Act Amendment Bill ; resumption of the adjourned Debate, on the motion of Mr. Forster "That this Bill be now read a second time" ;—*on motion of Mr. Farnell.*

16. SYDNEY SEWERAGE ACT AMENDMENT BILL :—

- (1.) The Order of the Day having been read,—on motion of Mr. Driver the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to amend the Sydney Sewerage Act of 1853.

The Speaker resumed the Chair, and the Chairman reported that the Committee had agreed to the following Resolution :—

Resolved,—That it is desirable to bring in a Bill to amend the Sydney Sewerage Act of 1853.

On motion of Mr. Farnell, that report was adopted.

- (2.) Mr. Driver having presented this Bill, Bill, intituled "A Bill to amend the Sydney Sewerage Act of 1853,"—read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Friday, 4th April.

17. SYDNEY COMMON IMPROVEMENT ACT FURTHER AMENDMENT BILL :—Mr. Driver moved, That this Bill be now read a second time.

On motion of Mr. Macintosh, the Debate on this Question adjourned until Tuesday next.

18. SYDNEY CORPORATION ACT AMENDMENT BILL :—Mr. Raphael moved, That this Bill be now read a second time.

On motion of Mr. Butler, the Debate on this Question adjourned until Tuesday next.

19. SALE OF LAND SCOTS CHURCH LEGALIZING BILL :—Mr. Burns moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

On motion of Mr. Burns the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and the Chairman reported the Bill without amendment.

On motion of Mr. Burns that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for to-morrow.

20. POSTPONEMENTS :—The following Orders of the Day postponed, on motion of Mr. Driver :—

(1.) Municipal Council of Sydney Powers Extension Bill; consideration in Committee of the Whole of the propriety of bringing in a Bill to extend the powers of the Municipal Council of Sydney ;—*until Tuesday next.*

(2.) Cattle Sale Yards Act Amendment Bill; to be considered in Committee ;—*until Friday next.*

The House adjourned, at twenty-seven minutes before Ten o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 73.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 26 MARCH, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Government Land Agents :—Mr. Forster asked the Secretary for Lands, pursuant to Notice,—
 - (1.) Are Government Land Agents allowed a per centage upon all deposit moneys, whether such deposit moneys, or a portion of the same, be or be not returned to the applicant?
 - (2.) If so, what check is there upon the receipt of deposits by Land Agents in cases where the application is obviously made upon insufficient or untenable grounds, or such as will in all probability be refused?
 - (3.) In case of any deposit, or a portion of it, being returned to the applicant, is a proportionate refund exacted from the Land Agent?

Mr. Farnell answered,—

- (1.) Land Agents are allowed 2 per cent. upon all collections over and above £2,500 in the year, (with the limitation that such commission does not in any case exceed £250 per annum) without regard to the refunds which may afterwards be made.
 - (2.) In the exceptional instances where Land Agents have not used ordinary precaution in the receipt of objectionable applications, it has been held to be a dereliction of duty, for which they receive a reprimand.
 - (3.) In no case.
- (2.) Solferino Gold Field :—Mr. Forster asked the Secretary for Lands, pursuant to Notice,—
 - (1.) What is the area in square miles of the Solferino Gold Field?
 - (2.) What area (if any) was recommended by the Chief or nearest Local Commissioner?
 - (3.) What area or areas (if any) were recommended by any other persons, and by whom?
 - (4.) What extent of freehold land (if any), and belonging to what owners, has been included in the said Gold Field?
 - (5.) How much land has been granted or leased under auriferous claims or leases in the said Gold Field?
 - (6.) How much has been permanently taken up, and how much abandoned?
 - (7.) How many pre-emptive leases, and to what extent, have been included in the said Gold Field?
 - (8.) How many of such leases (if any) have been cancelled or refused?
 - (9.) What amount in rent (if any) has been received for such leases?
 - (10.) Is it the intention of the Government to provide for compensating the former holders of any such leases cancelled or refused?
 - (11.) Within what area in square miles, approximately, have gold producing reefs been ascertained to exist in such Gold Field?

Mr.

Mr. Farnell answered,—

- (1.) The western boundary being unsurveyed, rugged, and mountainous country, it is difficult to say what is the area, but I think it is within 200 square miles.
- (2.) None.
- (3.) The urgency of Proclamation was such that it was thought advisable by the Minister that the present area proclaimed be included, as it could be reduced at any future time.
- (4.) The Gold Field includes only the Crown Lands within the proclaimed area.
- (5.) 1,340 acres.
- (6.) It is impossible to state the number of ordinary claims taken up. There are 198 gold leases in existence.
- (7.) The number or extent of pre-emptive leases that are included in said Gold Field cannot be ascertained.
- (8.) The number of gold leases applied for, and since cancelled, are three, being 30 acres.
- (9.) The rent received, at £1 per acre, is £1,340.
- (10.) No.
- (11.) 100 square miles.

(3.) Parramatta Park :—Mr. Taylor asked the Secretary for Lands, pursuant to Notice,—

- (1.) Have the Trustees of the Parramatta Park ever made any rules or regulations for the protection of the Park under the Act 18 Vic. No. 33, section 5?
- (2.) If not, under what authority do they prosecute parties for offences under the said Act; or under what authority do the Magistrates impose fines at the instance of the Trustees?

Mr. Farnell answered,—

- (1.) There is no record in the Lands Office of any rules or regulations having been made by the Trustees.
- (2.) I am not aware under what authority the Trustees prosecute, unless it be under the Public Parks Act.

(4.) Manufacture of Tobacco :—Mr. Stewart asked the Colonial Treasurer, pursuant to Notice,—

- (1.) Has permission been granted to any one to manufacture Tobacco under bond for exportation?
- (2.) If so, when, to whom, and by what authority?

Mr. G. A. Lloyd answered,—

- (1.) Yes.
- (2.) On the 14th October, 1872, to Messrs. Cameron, Dunn, & Co., by the authority of the Government.

(5.) Punt at Tom Ugly's Point :—Mr. Lackey asked the Colonial Treasurer, pursuant to Notice,—Has he any objection to furnish a list of the proper Punt Charges for crossing George's River at Tom Ugly's Point; also the hours during which the ferryman is expected to be in readiness to convey the public to and fro?

Mr. G. A. Lloyd answered,—The Punt Charges for crossing George's River at Tom Ugly's Point are according to the following list, viz :—

	s.	d.
For every foot passenger	0	2
For every horse, mare, gelding, mule, or ass, drawing or not drawing ...	0	6
For every gig, dray, cart, or other vehicle, with two wheels	1	0
For every waggon, dray, carriage, or vehicle, with four wheels	1	6
For every ox or head of neat cattle, drawing or not drawing, exceeding ten in number	0	3
For every ox or head of neat cattle, drawing or not drawing, not exceeding ten in number	0	4
For every sheep, lamb, pig, or goat	0	0½

By the 19th clause of the Act, 2nd William 4th, No. 12, the Lessee is bound to be in attendance at all hours of the day and night.

(6.) Publicans Licensing Bill :—Mr. W. C. Browne asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to bring in an amended Publicans Licensing Bill during the next Session of Parliament?

Mr. Parkes answered,—The subject of the Honorable Member's question has not been under the consideration of the Government.

2. DISTRIBUTION OF FUNDS IN PERRY'S ESTATES BILL ("Formal" Order of the Day),—on motion of Mr. Butler, read a third time, and passed.

Mr. Butler then moved, That the Title of this Bill be "*An Act to provide for the distribution of certain Funds among certain Creditors in respect of claims by them against Insolvent Estates formerly assigned to Frederick William Perry late Official Assignee.*"

Question put and passed.

Whereupon Mr. Butler moved, That the Bill be carried to the Legislative Council, with the following Message :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to provide for the distribution of certain Funds among certain Creditors in respect of claims by them against Insolvent Estates formerly assigned to Frederick William Perry late Official Assignee,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 26th March, 1873.

Question put and passed.

3. MUNICIPALITIES ACT OF 1867 ("Formal" Motion) :—Mr. Lackey moved, pursuant to Notice, That the Petition presented by him on 25th March, from the Mayor and Aldermen of the Municipality of Liverpool, respecting the Municipalities Act of 1867, be printed.

Question put and passed.

4. SALE OF LAND SCOTS CHURCH LEGALIZING BILL ("Formal" Order of the Day),—on motion of Mr. Burns, read a third time, and *passed*.

Mr. Burns then moved, That the Title of this Bill be "*An Act to enable the Reverend Dr. Lang as sole surviving trustee of the Scots Church to dispose of a portion of the original allotment of the Church for certain Ecclesiastical purposes therewith connected.*"

Question put and passed.

Whereupon Mr. Burns moved, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable the Reverend Dr. Lang as sole surviving trustee of the Scots Church to dispose of a portion of the original allotment of the Church for certain Ecclesiastical purposes therewith connected,*"—presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

Legislative Assembly Chamber,
Sydney, 26th March, 1873.

Question put and passed.

5. POSTPONEMENTS:—The following Orders of the Day postponed:—
(1.) Equity Consolidation and Reform Bill; second reading;—on motion of Mr. Butler, until Thursday, 3rd April.
(2.) Superannuation Act Repeal Bill; second reading;—on motion of Mr. Parkes, to follow after the Order of the Day for the resumption of the Committee of Supply.
6. LEGISLATIVE COUNCIL BILL (No. 2):—The Order of the Day having been read,—Mr. Butler moved, "That" the report 2^o from the Committee of the Whole on this Bill be now adopted.
- Mr. Forster moved, That the Question be amended, by omitting all the words after the word "That," with a view to inserting in their place the words "this Bill be now re-committed for the purpose of further considering clause 39."
- Debate ensued.
- Question put,—That the words proposed to be omitted stand part of the Question.
- The House divided.

Ayes, 29.

Mr. Parkes,	Mr. Wearne,
Mr. Butler,	Mr. Bennett,
Mr. Farnell,	Mr. Tunks,
Mr. G. A. Lloyd,	Mr. Fitzpatrick,
Mr. Innes,	Mr. Taylor,
Mr. Sutherland,	Mr. Webb,
Mr. Thomas Brown,	Mr. Creed,
Mr. Oakes,	Mr. Combes,
Mr. Nowlan,	Mr. Stephen Brown,
Mr. Cummings,	Mr. Hannell,
Mr. Hoskins,	Mr. Robertson,
Mr. Greville,	<i>Tellers.</i>
Mr. Baker,	
Mr. Macintosh,	Mr. Burns,
Mr. Rodd,	Mr. Driver,
Mr. Stewart,	

Noes, 4.

Mr. Forster,
Mr. Booth,
Tellers.
Mr. Raphael,
Mr. Lucas.

And so it was resolved in the affirmative.

Original Question,—That the report 2^o from the Committee of the Whole on this Bill be now adopted,—put and passed.

Mr. Parkes then moved, That the third reading of the Bill stand an Order of the Day for "to-morrow."

Debate ensued.

Mr. Robertson moved, That the Question be amended, by omitting the word "to-morrow," with a view to inserting in place thereof the words "Wednesday next."

Debate continued.

Question put,—That the word proposed to be omitted stand part of the Question.

The House divided.

Ayes, 19.

Mr. Parkes,	Mr. Tunks,
Mr. Farnell,	Mr. Rodd,
Mr. Butler,	Mr. Lee,
Mr. G. A. Lloyd,	Mr. Stephen Brown,
Mr. Sutherland,	Mr. Creed,
Mr. Thomas Brown,	Mr. Driver,
Mr. Baker,	<i>Tellers.</i>
Mr. Scholey,	
Mr. Bennett,	Mr. Wearne,
Mr. Campbell,	Mr. Stewart,
Mr. Neale,	

Noes, 10.

Mr. Robertson,
Mr. Abbott,
Mr. Oakes,
Mr. Forster,
Mr. Nowlan,
Mr. Hannell,
Mr. Hill,
Captain Onslow,
Tellers.
Mr. Fitzpatrick,
Mr. Lucas.

And so it was resolved in the affirmative.

Original Question,—That the third reading of the Bill stand an Order of the Day for to-morrow,—put and passed.

7. POSTPONEMENT:—The Order of the Day for the resumption of the Committee of Supply postponed, on motion of Mr. Parkes, to follow after the Order of the Day for the second reading of the Superannuation Act Repeal Bill.

8. **SUPERANNUATION ACT REPEAL BILL**:—Mr. Parkes moved, That this Bill be now read a second time.
 Debate ensued.
 Mr. Stewart moved, That this Debate be now adjourned, and its resumption stand an Order of the Day for to-morrow.
 Debate ensued.
 Question put.
 The House divided.

Ayes, 8.

Mr. Driver,
 Mr. Webb,
 Mr. Oakes,
 Mr. Hoskins,
 Mr. Forster,
 Mr. Abbott,

Tellers.

Mr. Burns,
 Mr. Stewart.

Noes, 25.

Mr. Parkes,	Mr. Creed,
Mr. G. A. Lloyd,	Mr. Cunneen,
Mr. Farnell,	Mr. Stephen Brown,
Mr. Robertson,	Mr. Macintosh,
Mr. Sutherland,	Mr. Phelps,
Mr. Butler,	Mr. Baker,
Mr. Innes,	Mr. Hannell,
Mr. W. C. Browne,	Mr. Hill,
Mr. Lee,	Mr. Clarke,
Mr. Nelson,	<i>Tellers.</i>
Mr. Cummings,	Mr. R. B. Smith,
Mr. Scholey,	Mr. Combes.
Mr. Bennett,	
Mr. Hay,	

And so it passed in the negative.

Debate on Original Question continued.

Question put,—That this Bill be now read a second time.

The House divided.

Ayes, 22.

Mr. Parkes,	Mr. Scholey,
Mr. Butler,	Mr. Combes,
Mr. G. A. Lloyd,	Mr. Oakes,
Mr. Innes,	Mr. Clarke,
Mr. Sutherland,	Mr. Nelson,
Mr. Farnell,	Mr. Cunneen,
Mr. Hannell,	Mr. Creed,
Mr. Robertson,	Mr. Cummings,
Mr. Forster,	<i>Tellers.</i>
Mr. Phelps,	Mr. R. B. Smith,
Mr. Macintosh,	Mr. W. C. Browne.
Mr. Bennett,	

Noes, 6.

Mr. Webb,
 Mr. Burns,
 Mr. Driver,
 Mr. Baker,
Tellers.
 Mr. Stewart,
 Mr. Hoskins.

And so it was resolved in the affirmative.

Bill read a second time.

Mr. Parkes then moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for consideration of the Bill, and that the Governor's Message No. 14, of the 11th February, be referred thereto.

Question put and passed.

Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

And the Committee continuing to sit till after Midnight,—

THURSDAY, 27 MARCH, 1873, A.M.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Monday next.

The House adjourned, on motion of Mr. Parkes, at nine minutes after Twelve o'clock, A.M., until Four o'clock, P.M., This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 74.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 27 MARCH, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) The Volunteers:—*Mr. Stewart*, on behalf of *Mr. Wearne*, asked the Colonial Secretary, pursuant to Notice,—

(1.) Is it the intention of the Government to deprive Volunteer Companies of the right vested in them by clause 9 of the Volunteer Act of 1867, of nominating and electing, for recommendation to the Governor, any enrolled members thereof to be Officers of such Corps of a rank not higher than Captain of a Troop, Battery, or Company?

(2.) Is it the intention of the Government to appoint a Captain to No. 8 Company, 1st Sydney Battalion Volunteer Rifles, without any election for recommendation having been granted to, or exercised by, members of said Company?

Mr. Parkes answered,—

(1.) There is no present intention of altering the Law as regards the appointment of Officers under the 9th section of the Volunteer Act, which states that “every Volunteer Corps shall be officered “by persons appointed and commissioned by the Governor; but any Volunteer Corps may recommend to the Governor any enrolled Members thereof to be Officers of such Corps.”

(2.) No recommendation for the appointment of a Captain to No. 8 Company, 1st Sydney Battalion, has been made to the Government. It is understood that the recruits of that Company are being drilled by a Volunteer, *Mr. Dickson*, whom the Major of the Battalion recommended for that purpose to the Commandant.

- (2.) Contracts for Provisions for Government Institutions:—*Mr. Forster* asked the Colonial Treasurer, pursuant to Notice,—

(1.) By what contractor, or contractors, or other such person, or persons, are meat and other provisions supplied to the Tarban Creek Lunatic Asylum, the Parramatta Lunatic Asylum, Woolloomooloo Gaol, Biloela Dry Dock, Biloela Female Reformatory, Biloela Female Industrial School, and ship “Vernon”?

(2.) Is it a fact that an arrangement has been made, or authorized by the Government, with *Mr. Kidman*, as such contractor, or one of such contractors, under which *Mr. Kidman* receives, or is allowed to charge, a higher rate for meat or other provisions than he was entitled to under his original contract for the current year?

(3.) If so, what were the nature and terms of such arrangement, and by what authority was it made?

(4.) Is it intended to make a similar arrangement for the next year, or period of supply?

Mr. G. A. Lloyd answered,—

(1.) *Mr. Charles Kidman*.

(2.) Yes, an arrangement was made with *Mr. Kidman*, but with reference to the article of “fresh meat” only.

(3.) In consequence of the unprecedented rise last year in the price of fat cattle and other stock, which commenced in September, *Mr. Kidman* applied, on the 30th of that month, for an increase of one penny per pound on the price of fresh meat in his various contracts for the year ending the 31st instant. This application, under the special circumstances of the case, was acceded to by the authority of the Executive Council. A like concession was, at the same time, and for the same reason, made to *Mr. W. H. Whyte*, the contractor for Public Establishments at Newcastle.

(4.) I am unable, at this moment, to state the future intentions of the Government.

(3.)

(3.) Bulli Road:—Mr. Forster asked the Secretary for Public Works, pursuant to Notice,—

(1.) Has any application, petition, or memorial, been received by the Government from Mr. Samuel Smedley, or any other person, on behalf of the Trustees for the Bulli Road, asking for a grant of money to repair the damages caused by late floods?

(2.) If so, what steps have the Government taken, or do they intend taking, to comply with the said application, petition, or memorial, or to repair the damages in question?

Mr. Sutherland answered,—

(1.) Mr. Smedley is a Trustee of two Roads in the Bulli District, viz.,—the Road from North boundary of North Illawarra Municipality, *via* Bulli and Westmacott's Pass, to top of the Mountain, and the Road from North Bulli to the Coal Cliff. Communications have been received from Mr. Smedley asking for grants of money to repair flood damages on both these Roads—for £200 and £150, respectively.

(2.) Both the above Roads are on Schedule, and are consequently entitled to an annual allowance—£125 in the one case, and £42 in the other, and both these amounts have already been placed at the disposal of the Trusts. An officer was despatched from Sydney to Illawarra, directly after the late floods, to report upon the damage done, and, in the first mentioned case, a sum of £100, as a special flood grant, has been approved, and will be made available to the Trust in the course of a few days. In the matter of the Coal Cliff Road, the officer reports that any money granted for by-roads in the northern end of the Illawarra District should be conditional on an equal amount being subscribed by the inhabitants and others interested, as, in his opinion, the district referred to should be incorporated, or form a part of Municipalities already established. The matter is now under consideration.

(4.) Volunteer Land Orders:—Mr. Macintosh asked the Colonial Secretary, pursuant to Notice,—

(1.) Are Volunteers who have been, and are at the present time, serving in the Volunteer Force, since the year 1868, entitled to their Land Grants at the expiration of five years of uninterrupted service, whenever the same may transpire?

(2.) The same information respecting those who joined both before and during the year 1868?

Mr. Parkes answered,—On the 5th February I gave a reply to questions put by the Honorable Member for Yass Plains, which supplied an answer in the affirmative to the present question.

(5.) Cattle Disease:—Mr. W. C. Browne asked the Secretary for Lands, pursuant to Notice,—Has his attention been directed to a new species of cattle disease which has recently broken out in some parts of the Gwydir District; and, if so, what action have the Government taken, or do they intend taking, in the matter?

Mr. Farnell answered,—Immediately on its being reported to the Government that cattle were dying on Mr. Bucknell's Station, in the Gwydir District, from some unknown disease, a telegram was sent to the Inspector at Warialda to ascertain the facts, and report by telegram. His report has not yet been received. Mr. Bucknell, who is at present in town, reports that the disease only lasted a few days, and only a small number of cattle died from it, since which the cattle on the Station have remained quite healthy.

2. UNDERWOOD'S ESTATE BILL:—Mr. Burns presented a Petition from William Henry Mackenzie, junior, Esquire, representing that he is informed that his name has been substituted in this Bill for that of John Piper Mackenzie, Esquire; and praying that his name may be omitted, and the name of John Piper Mackenzie re-inserted.
Petition received.

3. INVENTIONS REGISTRATION ACT AMENDMENT BILL ("Formal" Motion):—Mr. Burns moved, pursuant to Notice, for leave to bring in a Bill to amend the Law in reference to Patents.
Question put and passed.

4. CUSTOMS SEIZURE OF GOODS AT MULWALA ("Formal" Motion):—Mr. Hay moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1873, the sum of £120 to defray the expenses of witnesses who gave their evidence before the Select Committee appointed to inquire into the Seizure of Goods at Mulwala, according to the certificate and order of the Chairman of such Committee.
Question put and passed.

5. LEGISLATIVE COUNCIL BILL (No. 2):—Mr. G. A. Lloyd moved, That this Bill be now read a third time.

Debate ensued.

Question put.

The House divided,

Ayes, 26.

Noes, 14.

Mr. Parkes,	Mr. Webb,
Mr. Butler,	Mr. Dangar,
Mr. G. A. Lloyd,	Mr. Burns,
Mr. Innes,	Mr. Grahame,
Mr. Farnell,	Mr. Greville,
Mr. Raphael,	Mr. Teece,
Mr. Sutherland,	Mr. Taylor,
Mr. Nelson,	Mr. Driver,
Mr. Cunneen,	Mr. Creed,
Mr. Cummings,	Mr. Lec,
Mr. Baker,	Tellers.
Mr. Hay,	Mr. W. C. Browne,
Mr. Scholey,	Mr. Rodd.
Mr. Stewart,	

Sir James Martin,	Tellers.
Mr. Robertson,	Mr. Hoskins,
Mr. Lord,	Mr. Lucas.
Mr. Phelps,	
Mr. Nowlan,	
Mr. Terry,	
Mr. Macleay,	
Captain Onslow,	
Mr. Hill,	
Mr. Hannell,	
Mr. Lackey,	
Mr. R. B. Smith,	

And so it was resolved in the affirmative.

Bill read a third time.

Interruption.

6. ASSENT TO BILLS:—The following Messages from His Excellency the Governor were delivered by Mr. Parkes, and read by the Speaker:—

(1.) Petersham Church Grant Bill:—

HERCULES ROBINSON,
Governor.

Message No. 18.

A Bill, intituled "*An Act to enable Christopher Rolleston Thomas Chaplin Breillat Stephen Campbell Brown and William Crane or other the Trustees of certain land and premises in the Parish of Petersham near Newtown to sell the same and to provide for the application of the proceeds thereof*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 26th March, 1873.

(2.) Blackwattle Bay Land Reclamation Bill:—

HERCULES ROBINSON,
Governor.

Message No. 19.

A Bill, intituled "*An Act to authorize the reclamation of Land in Blackwattle Bay*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 26th March, 1873.

(3.) City Properties Leasing and Improving Bill:—

HERCULES ROBINSON,
Governor.

Message No. 20.

A Bill, intituled "*An Act to authorize the Leasing and Improving of City Properties*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 26th March, 1873.

(4.) Town Hall Site Bill:—

HERCULES ROBINSON,
Governor.

Message No. 21.

A Bill, intituled "*An Act to authorize a Supplementary Grant of Land to the Municipal Council of Sydney for the site of the Town Hall and to enlarge the statutory time prescribed for the completion thereof*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 26th March, 1873.

(5.) Cohen's Estate Bill:—

HERCULES ROBINSON,
Governor.

Message No. 22.

A Bill, intituled "*An Act to enable the Trustees of the Will of Mr. Michael Cohen deceased to sell certain Land in Clarence-street Sydney and to make provision for the investment of the proceeds of the sale thereof*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 26th March, 1873.

(6.) Mudgee Hospital Site Bill:—

HERCULES ROBINSON,
Governor.

Message No. 23.

A Bill, intituled "*An Act to authorize the sale of the site of the Mudgee Hospital and to provide for the acquisition of a new site for the said Hospital and for the erection of suitable buildings thereon*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 26th March, 1873.

7. MESSAGES :—The Speaker reported the following Messages from the Legislative Council :—

(1.) Prince Alfred Hospital Bill :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to incorporate 'The Prince Alfred Hospital'.*"—returns the same to the Legislative Assembly, without amendment.

Legislative Council Chamber,
Sydney, 27th March, 1873.

T. A. MURRAY,
President.

(2.) Promissory Oaths Declaratory Bill :—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled "*An Act to re-enact and confirm the 'Promissory Oaths Act' and to indemnify all persons in respect of the tendering or taking of certain Oaths and the making of certain Affirmations or Declarations.*"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 27th March, 1873.

T. A. MURRAY,
President.

Bill, on motion of Mr. Butler, read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Monday next.

8. LEGISLATIVE COUNCIL BILL (No. 2) :—Mr. Parkes moved, That this Bill do now pass.

Question put and passed.

Mr. Parkes then moved, That the Title of this Bill be "*An Act to amend the Constitution Act and to provide for the Representation of the People in the Legislative Council.*"

Question put and passed.

Whereupon Mr. Parkes moved, That the Bill be carried to the Legislative Council, with the following Message :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Constitution Act and to provide for the Representation of the People in the Legislative Council.*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 27th March, 1873.

Question put and passed.

9. SUPPLY :—The Order of the Day having been read,—on motion of Mr. Parkes the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Monday next.

The House adjourned, on motion of Mr. Parkes, at twenty-four minutes after Eleven o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 75.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 28 MARCH, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTION:—The Prisoner M'Crow:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is it true that the Executive Council has decided that the prisoner M'Crow, found guilty of murder, shall suffer death?
- (2.) Had the Government before it the evidence, given at the trial, of Drs. Fortescue, Milford, and Ackland, while considering the case of M'Crow?
- (3.) Have those doctors, and others, since sent a communication to the Government that, according to their belief, M'Crow was insane when he committed the act for which he has been condemned?
- (4.) When the Executive Council decided that M'Crow should suffer death, was His Excellency the Governor present?
- (5.) Is the Government aware that the House Surgeon of the Sydney Infirmary, to which place M'Crow was taken, after having attempted to murder himself by cutting his throat, swore at the trial that M'Crow was insane while in the Infirmary, and also when he left, and that he gave a certificate of insanity to be delivered to the gaol authorities with M'Crow, and that the gaol authorities, acting upon that certificate, detained M'Crow in the ward for the insane till the morning of his trial?
- (6.) In view of all this, if the Government has decided to execute M'Crow, will it delay this very serious matter until further evidence is placed before the Executive Council?

Mr. Parkes answered,—

- (1.) It is the case that the Executive Council has decided that there is no ground for interference with the course of law in the case of the prisoner M'Crow.
- (2.) The Government has had before it the evidence of Drs. Fortescue, Milford, and one or two other medical men whose names I do not recollect.
- (3.) Other documents have been sent in to His Excellency the Governor touching the alleged insanity of the prisoner M'Crow.
- (4.) The Honorable Member, I think, should know that nothing in this matter could be done unless His Excellency the Governor was present.
- (5.) The Government is aware that the House Surgeon of the Sydney Infirmary gave it as his opinion that M'Crow was insane while in the Infirmary.
- (6.) The Government see no reason, notwithstanding all these circumstances, for any interference with the due course of law.

2. THE REV. CHARLES CURREY (*"Formal" Motion*):—Mr. Burns moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of the Depositions, Correspondence, Petitions, Reports, Minutes, and all other documents in the possession of the Government relating to the case of the Rev. Charles R. Currey.
Question put and passed.

3. SPECIAL ADJOURNMENT:—Mr. Forster moved, pursuant to Notice, That this House, at its rising this day, do adjourn to Tuesday, 1st April.
Debate ensued.
Question put.

The

The House divided.

Ayes, 3.

Mr. Lackey,
Tellers.
Mr. Forster,
Mr. Buchanan.

Noes, 21.

Mr. Parkes,	Mr. Stewart,
Mr. G. A. Lloyd,	Mr. Tunks,
Mr. Farnell,	Mr. Fitzpatrick,
Mr. Sutherland,	Mr. Baker,
Mr. Butler,	Mr. W. C. Browne,
Mr. Raphael,	Mr. Nelson,
Mr. Watson,	Mr. Driver,
Mr. Grahame,	Tellers.
Mr. Cummings,	Mr. Wearne,
Mr. Bennett,	Mr. Macintosh.
Mr. Cunneen,	
Mr. Abbott,	

And so it passed in the negative.

4. THE LEGISLATIVE ASSEMBLY CHAMBER:—Sir James Martin, on behalf of the Chairman, brought up the following Report from the Standing Orders Committee:—

The Standing Orders Committee having had under consideration the subject referred to them on the 17th December, 1872, viz. :—

- “(1.) That this Chamber is not well suited to purposes of debate by reason, firstly, of its bad properties in an acoustic point of view; and, secondly, by reason of the great distance at which the Members are necessarily placed from each other according to the present arrangement of the Seats.
“(2.) That the currents of air which pervade the Chamber are a source of great discomfort to Honorable Members.
“(3.) That it be referred to the Standing Orders Committee to inquire and report what remedies (if any) can be applied in the premises.”

and having taken evidence thereon, have adopted the following Resolutions:—

- (1.) That the Committee are unable to see any advantage in altering the disposition of the Seats.
(2.) That they cannot suggest any plan for preventing the ingress of currents of air from the East end of the Chamber, without making costly and extensive alterations, which they cannot recommend. They think the inconvenience at present arising from these draughts may be much diminished by the appointment of additional Door-keepers.
(3.) That they think the staff of Servants ought to be increased.

And now beg to lay the same before your Honorable House.

W. M. ARNOLD,
Chairman.

Legislative Assembly Chamber,
Sydney, 28th March, 1873.

Ordered, on motion of Sir James Martin, to be printed.

5. POSTPONEMENT:—The Order of the Day for the second reading of the Capital Punishment Abolition Bill postponed, on motion of Mr. Driver, until Friday next.
6. CUSTODY OF INFANTS BILL:—The Order of the Day for the resumption of the adjourned Debate, on the motion of Mr. Stewart, “That this Bill be now read a second time,”—having been read,—Debate resumed.

Question put.

The House divided.

Ayes, 8.

Mr. Robertson,
Mr. Forster,
Mr. Stewart,
Mr. Raphael,
Mr. Bennett,
Mr. Neale,
Tellers.
Mr. Hill,
Mr. Nelson.

Noes, 19.

Sir James Martin,	Mr. Macintosh,
Mr. G. A. Lloyd,	Mr. Driver,
Mr. Parkes,	Mr. Clarke,
Mr. Butler,	Mr. R. B. Smith,
Mr. Farnell,	Mr. Lackey,
Mr. Sutherland,	Tellers.
Mr. Hay,	Mr. Nowlan,
Mr. Cummings,	Mr. W. C. Browne.
Mr. Fitzpatrick,	
Mr. Booth,	
Mr. Tunks,	
Mr. Dangar,	

And so it passed in the negative.

7. PUBLIC VEHICLES REGULATION BILL:—The Order of the Day having been read,—on motion of Mr. Tunks the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Amendments made by the Legislative Council in this Bill. The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's Amendments.
On motion of Mr. Tunks, that report was adopted.
Whereupon Mr. Tunks moved, That the following Message be carried to the Legislative Council:—
MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill intituled “An Act to regulate Public Vehicles in the City and Police District of Sydney.”

Legislative Assembly Chamber,
Sydney, 28th March, 1873.

Question put and passed.

8. DENILIQUIN AND MOAMA RAILWAY BILL:—Mr. Hay, as Chairman, brought up a Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this Bill was referred on 12th March, 1873, together with Appendix.

Ordered to be printed.

Mr. Hay then moved, That the second reading of the Bill (*as amended and agreed to in Select Committee*) stand an Order of the Day for Friday next.

Question put and passed.

9. LODER'S ESTATE BILL:—The Order of the Day having been read,—the Speaker left the Chair, and House resolved itself into a Committee of the Whole for the further consideration of the Amendments made by the Legislative Council in this Bill.

The Speaker resumed the Chair.

10. UNDERWOOD'S ESTATE BILL:—Mr. Burns moved, That the Order of the Day for the second reading of this Bill be postponed until Friday next.

Debate ensued.

Question put and passed.

11. POSTPONEMENT:—The Order of the Day for the second reading of the Contracts Exemption Bill postponed, on motion of Mr. Driver, until Friday next.

12. SUPERANNUATION ACT AMENDMENT BILL:—The Order of the Day having been read for the resumption of the adjourned Debate on the motion for the second reading of this Bill,—and no Member making any motion in reference thereto, it dropped.

13. POSTPONEMENT:—The Order of the Day for the consideration in Committee of the Cattle Sale Yards Act Amendment Bill postponed, on motion of Mr. Driver, until Friday next.

14. CUSTOMS SEIZURE OF GOODS AT MULWALA:—The Order of the Day having been read,—on motion of Mr. Hay the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of presenting an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1873, the sum of £120 to defray the expenses of witnesses who gave their evidence before the Select Committee appointed to inquire into the Seizure of Goods at Mulwala, according to the certificate and order of the Chairman of such Committee.

The Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman (*with the concurrence of the House*) that the said Resolution be now received.

The Chairman then reported a Resolution, which was read a first time, as follows:—

Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1873, the sum of £120 to defray the expenses of witnesses who gave their evidence before the Select Committee appointed to inquire into the Seizure of Goods at Mulwala, according to the certificate and order of the Chairman of such Committee.

Resolution then, on motion of Mr. Hay, read a second time, and agreed to.

The House adjourned, at a quarter before Ten o'clock, until Monday next, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 76.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

MONDAY, 31 MARCH, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) The Attorney General :—Mr. Buchanan asked the Attorney General, pursuant to Notice,—
 - (1.) Is the Attorney General the sole Grand Jury in this Country, and does he, in any case, ever delegate his powers to others?
 - (2.) Does the Attorney General find true bills against all prisoners tried at all the Courts of Quarter Sessions in the Country?
 - (3.) Does the Attorney General, in any case, delegate his power of putting any prisoner on his trial; and, if so, whom does he entrust with this responsibility?
 - (4.) Has the Attorney General read all the depositions in the various cases tried at the different Quarter Sessions in the Country since he held office, and have those various prisoners been put on their trial by his orders?

Mr. Butler answered,—

- (1.) The Attorney General is not the Grand Jury in this Country, sole or otherwise, and he does not delegate his powers to others.

(2.) No.

- (3.) The Attorney General does not delegate his power of putting a prisoner on trial, and does not entrust any one with this responsibility.

- (4.) The Attorney General has not read all the depositions in the various cases tried at the different Quarter Sessions in the Country, and those various prisoners have not been put on their trial by his orders.

- (2.) Road across Cook's River Dam :—Mr. Hill asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Adverting to his questions of a recent date respecting repairs to Cook's River Dam, is he aware that the whole of this Road is placed by the Government in the hands of Trustees?

- (2.) Is he aware that, though this Road passes through three Municipalities, the Trustees have entire command over it, and keep it in repair without the interference in any way of the Municipalities?

- (3.) Has the Government contributed, at any time, an amount to the Road Trust for the repairs of the Road across the Dam?

- (4.) Will he have any objection to lay on the Table of this House all papers relating to the appointment of Trustees, in the first instance, for the care and management of this Road?

- (5.) Is the Road across the Dam a public one?

- (6.) If so, does not the 118th clause of the Municipalities Act take all control of it from the hands of the St. Peter's Municipality?

Mr. Sutherland answered,—

- (1.) No.

- (2.) Yes.

- (3.) Yes; annual votes of £125 were taken on Schedule for the years 1866 to 1871, inclusive, for the Road from Sydney to south side of Dam, and these amounts were handed over to the Cook's River Road Trust for expenditure.

(4.)

- (4.) The Cook's River Road Trust is a legal body, elected under the provisions of the Parish Roads Act, and are not appointed by the Government.
- (5.) Yes.
- (6.) The 118th clause of the Municipalities Act does not take the control of the Road out of the hands of the St. Peter's Municipality, as the termination of the Cook's River Road Trust is at the north side of the Dam, and consequently the Road over the Dam is not included in any Trust.
- (3.) Denominational School, Petersham:—Mr. Stewart asked the Colonial Secretary, pursuant to Notice,—
- (1.) Has the Council of Education made any reply to Mr. Halloran's letter of 11th April, 1872, relating to the Petersham Denominational School?
- (2.) If any reply was made, was a copy, intentionally or otherwise, omitted from the Return laid upon the Table on 2nd May, 1872?

Mr. Parkes answered,—

- (1.) The Council of Education has replied to Mr. Halloran's letter of the 11th April, relating to the Petersham Denominational School.
- (2.) The Return to the Address moved by Mr. Stewart was laid upon the Table on 2nd May, 1872. The reply from the Council of Education was not received until the 11th of that month. That reply, with subsequent correspondence, was laid upon the Table, as a Return to Address moved by the Honorable Member for Newtown, and ordered to be printed on 4th February, 1873.
- (4.) Custom House at Morpeth:—Mr. Booth asked the Colonial Treasurer, pursuant to Notice,—
- (1.) The amount of Tonnage Dues collected, and the amount of Revenue paid, on dutiable goods through the Custom House at Morpeth, during the year 1872?
- (2.) The number of officials employed in collecting the same, and the amount of salaries paid for that period?
- (3.) Is there any other part on the Hunter River, besides Newcastle and Morpeth, where tonnage dues and duty on goods are paid; if so, the amount, and the cost of collecting the same during the year 1872?

Mr. Parkes answered,—

- (1.) Tonnage Dues, £306 18s.; Pilotage, £10; Customs Duties, £2,438 15s. 1d.
- (2.) One officer, salary £300. Supervised from Newcastle.
- (3.) The same officer, under the same supervision, and without additional salary, collects Customs Duties (but not Tonnage) at Maitland. Amount, £5,127 14s. 2d.
- (5.) Mining Bill:—Mr. Baker asked the Colonial Secretary, pursuant to Notice,—
- (1.) Is it the intention of the Government to proceed with the Mining Bill this Session till it is finally disposed of?
- (2.) If the Government do not intend to proceed with the Mining Bill this Session, is it their intention to endeavour to remedy the serious evils alleged to exist on the gold-fields, and in the mining affairs of the Colony generally, by framing new mining regulations, by making better departmental arrangements in the metropolis, and by taking steps for the more efficient management of mining affairs on the gold-fields and other places where mining is carried on?

Mr. Parkes answered,—The Government cannot give the information which the Honorable Member asks at the present moment, but before the close of this week, say on Thursday, the Government will state definitely the course which they propose to themselves in dealing with the Government Business now on the Paper.

2. PAPER:—Mr. Parkes laid upon the Table, Statement of Accounts of Government Savings Banks, from 1st January to 31st December, 1872.
Ordered to be printed.
3. INVENTIONS REGISTRATION ACT AMENDMENT BILL:—Mr. Burns having *presented* this Bill, Bill, intituled "*A Bill to amend the Law in reference to Patents*,"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Friday, 18th April.
4. MURRAY RIVER CUSTOMS DUTIES ("*Formal*" Motion):—Mr. Parkes moved, pursuant to Notice, That this House will, on Wednesday next, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to make provision for suspending the collection of Customs Duties on the River Murray.
Question put and passed.
5. SPECIAL ADJOURNMENT:—Mr. Driver moved, pursuant to Notice, That this House, at its rising this day, do adjourn until "to-morrow at Seven o'clock."
Mr. Tunks moved, That the Question be amended, by omitting the words "to-morrow at Seven o'clock," with a view to inserting in their place the words "Wednesday next."
Debate ensued.
Question put,—That the words proposed to be omitted stand part of the Question.
The House divided.

Ayes, 20.

Mr. Parkes,	Mr. Buchanan,
Mr. Butler,	Mr. Combes,
Mr. Farnell,	Mr. Greville,
Mr. Sutherland,	Mr. Stewart,
Mr. Innes,	Mr. Wearne,
Mr. Raphael,	Mr. Fitzpatrick,
Mr. Burns,	Mr. Driver,
Mr. Robertson,	<i>Tellers.</i>
Mr. Stephen Brown,	Mr. Baker,
Mr. Grahame,	Mr. Moses.
Mr. Cunneen,	

Noes, 10.

Mr. Tunks,	<i>Tellers.</i>
Mr. Phelps,	
Mr. Bennett,	Mr. Hill,
Mr. Booth,	Mr. Taylor.
Mr. Neale,	
Mr. Hay,	
Mr. Macleay,	
Mr. Forster,	

And so it was resolved in the affirmative.

Original

Original Question then put,—That this House, at its rising this day, do adjourn until to-morrow at Seven o'clock.

The House divided.

Ayes, 28.

Mr. Parkes,	Mr. Wearne,
Mr. Butler,	Mr. Nelson,
Mr. Farnell,	Mr. Stewart,
Mr. Sutherland,	Mr. Burns,
Mr. Innes,	Mr. Moses,
Mr. Robertson,	Mr. Fitzpatrick,
Mr. Stephen Brown,	Mr. Tunks,
Mr. Grahame,	Mr. Taylor,
Mr. Cummings,	Mr. Driver,
Mr. Neale,	Mr. Hill,
Mr. Combes,	Mr. Hay,
Mr. Booth,	<i>Tellers.</i>
Mr. Bennett,	
Mr. Phelps,	Mr. Baker,
Mr. Greville,	Mr. Raphael.

Noes, 2.

Tellers.

Mr. Macleay,
Mr. Forster.

And so it was resolved in the affirmative.

6. POSTPONEMENTS:—The Orders of the Day Nos. 1 to 11 postponed, on motion of Mr. Parkes, to follow after the Order of the Day for the resumption of the Committee of Ways and Means.
7. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Parkes the Speaker left the Chair, and the House resolved itself into a Committee of Supply.
The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.
The Chairman also reported that the Committee had come to certain Resolutions.
Ordered, on motion of the Chairman, that the said Resolutions be received on Wednesday next.
The House adjourned, on motion of Mr. Parkes, at a quarter before Twelve o'clock, until To-morrow, at Seven o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 77.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 1 APRIL, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) Gaol Accommodation at Young:—Mr. Watson asked the Colonial Secretary, pursuant to Notice,—Referring to the question put by the Member for the Lachlan, on the subject of the erection of a Gaol at Young, on the 13th December, 1872, and the answer given to same, which was to the effect that plans were being prepared, and tenders would be called for the erection of said Gaol during the month of January ensuing; and such tenders not having been called for,—Will the Colonial Secretary have any objection to state if the Government intend to proceed with the erection of the building, and, if so, when?

Mr. Parkes answered,—The plans are in course of preparation, but, in consequence of the press of business in the Works Department, their completion has been delayed. They will be far enough advanced by the end of the present month to enable tenders to be called for.

- (2.) Post and Telegraph Offices, Burrowa:—Mr. Watson asked the Colonial Secretary, pursuant to Notice,—Have the Government decided where the Post and Telegraph Offices will be erected in the Town of Burrowa, and when will tenders be called for erection of same?

Mr. Parkes answered,—Instructions have been given to the Colonial Architect to prepare the plans for the Post and Telegraph Offices at Burrowa as soon as possible, but nothing has been determined as to the site.

- (3.) Water Supply to the City and Suburbs:—Mr. Neale asked the Colonial Secretary, pursuant to Notice,—Referring to the answer given by the Colonial Secretary in reply to question No. 3 on the Business Paper of 12th November last,—When does the Government intend to bring in the measure then promised for securing to the City and Suburbs of Sydney a reliable and plentiful Water Supply?

Mr. Parkes answered,—It was stated, in answer to a question put by the Honorable Member, that the Government would submit a measure for improving the Water Supply to the City of Sydney during this Session. The subject has been under the anxious consideration of the Government, but various causes have operated to produce delay, and now there is every prospect of the whole affairs of the City Corporation being brought, in a very short time, before the Government, which affords serious grounds for further consideration. Until something definite is known as to the state of the affairs of the City generally, no measure will be submitted to Parliament. It is feared that, under any circumstances, a measure of this importance could not now be submitted to Parliament with any hope of its being carried into law during the present Session; but the subject has engaged, and is still engaging, the anxious attention of the Government.

2. THE ELECTORATE OF THE GWYDIR:—Mr. Dangar presented a Petition from certain Electors of the Electoral District of The Gwydir, and residents therein, praying that this Electorate may be divided, and a Member assigned to each portion.
Petition received.
3. PERMISSIVE LIQUOR BILL (*"Formal" Motion*):—Mr. Stewart, on behalf of Mr. Wearne, moved, pursuant to Notice, That the Order of the Day for the resumption of the adjourned Debate, on the motion for the second reading of the Permissive Liquor Bill, which lapsed by the House being counted out on Friday, the 21st March, be restored to the Paper, and stand an Order of the Day for Friday, 11th April.
Question put and passed.

4. **SEWERAGE OF THE CITY**:—Mr. Macintosh moved, pursuant to Notice, That this House will, on Tuesday next, resolve itself into a Committee of the Whole to consider the following Resolution:—
That, in the opinion of this House, steps should be taken by the Government, either by the construction of a main sewer, taking its rise from some central part of the City of Sydney, and leading to the seaboard at or near Bondi, or by such other method as may be considered most advisable for carrying off the storm waters and *debris* which now flow into the Harbour of Port Jackson from the high levels of the City and Eastern Suburbs, thereby filling it up and impeding navigation.
Question put and passed.
5. **CAPTAIN COOK'S STATUE**:—Mr. Nelson moved, pursuant to Notice, That this House will, on Friday, 4th April, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present year a sum for the completion of Captain Cook's Statue.
Debate ensued.
Question put.
The House divided.

Ayes, 13.

Mr. Parkes,	Mr. Bennett,
Mr. Butler,	Mr. Hannell,
Mr. G. A. Lloyd,	Mr. Driver,
Mr. Sutherland,	<i>Tellers.</i>
Mr. Nelson,	
Mr. Jacob,	Mr. R. B. Smith,
Mr. Cummings,	Mr. Macintosh.
Mr. Dangar,	

Noes, 12.

Mr. Combes,	Mr. Hill,
Mr. Teece,	Mr. Buchanan,
Mr. Cunneen,	<i>Tellers.</i>
Mr. Baker,	
Mr. Hoskins,	Mr. Raphael,
Mr. Nowlan,	Mr. Garrett.
Mr. Abbott,	
Mr. Stewart,	

And so it was resolved in the affirmative.

6. **ROAD FROM BATHURST TO TAMBAROORA AND HILL END**:—Mr. Cummings moved, pursuant to Notice, That this House will, on Tuesday, the 15th April next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for the present year, a sum not exceeding £6,000 for the repairs of the Road from Bathurst and Kelso, by Wattle Flat, Sofala, to Tambaroora and Hill End.
Debate ensued.
Question put.
And Division called for,—
But there being no Tellers on the part of the *Noes*, no Division could be had, and the Speaker declared the Question to have passed in the *affirmative*.
7. **BATHURST CATTLE SALE YARDS BILL**:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Combes, "That this Bill be now read a second time,"—

Notice was taken that there was not a Quorum present.

The Speaker counted the House, and there being only Nineteen Members present, exclusive of the Speaker, namely,—Mr. Abbott, Mr. Baker, Mr. Bennett, Mr. Butler, Mr. Combes, Mr. Cummings, Mr. Cunneen, Mr. Dangar, Mr. Driver, Mr. Hoskins, Mr. G. A. Lloyd, Mr. Macintosh, Mr. Nelson, Mr. Nowlan, Mr. Parkes, Mr. Raphael, Mr. Stewart, Mr. Sutherland, and Mr. Webb,—the Speaker adjourned the House, at sixteen minutes before Ten o'clock, until to-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 78.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 2 APRIL, 1873.

- I. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Tolls on Public Roads :—Mr. Nelson asked the Colonial Treasurer, pursuant to Notice,—
 (1.) What is the amount received annually from Tolls on all the Public Roads in the Colony?
 (2.) What is the amount of rent received from each Toll-bar on the Northern, Southern, and Western Roads?
 (3.) What is the distance between each Toll-bar?

Mr. G. A. Lloyd answered,—In answer to the Honorable Member's question, I have caused a Return to be prepared, which I will lay upon the Table presently.

- (2.) Mr. D. B. Duffy :—Mr. Forster asked the Colonial Treasurer, pursuant to Notice,—
 (1.) Was Mr. D. B. Duffy dismissed or removed from the office of "Locker" in the Customs Department?
 (2.) Was Mr. Duffy heard in his defence?
 (3.) Has he ever applied for inquiry into his case, or for reversal of the decision against him, or for salary alleged to be due to him by the Government, and with what result?
 (4.) What course do the Government intend taking in Mr. Duffy's case, and is their decision final?

Mr. G. A. Lloyd answered,—

- (1.) He was charged with intoxication.
 (2.) Yes; he was called upon by the Executive Council to show cause why he should not be dismissed from the Public Service, and his answer was not considered satisfactory.
 (3.) He has made such application, but, as the case was regularly decided by a previous Government, I saw no reason for re-opening it. He has also applied for salary, which has been refused, on the report of the Collector of Customs that he had to pay for performing Mr. Duffy's duty during his absence.
 (4.) The Government regard the decision of their predecessors as final and conclusive.
 (3.) Boring Apparatus used in Darlinghurst Gaol :—Mr. Tunks asked the Colonial Secretary, pursuant to Notice,—Is it true that expensive apparatus belonging to the Government was in use in Her Majesty's Gaol, Darlinghurst, some years ago, in employing prison labour in deep sinking into the earth for water, or for scientific purposes or otherwise; if so, has the work been abandoned, and what has become of the apparatus?

Mr. Parkes answered,—It is true that boring apparatus was purchased in 1851 for the purpose of boring an Artesian Well in Darlinghurst Gaol. The work proceeded under great difficulties until June, 1853, when it was finally abandoned. A report of the proceedings will be found as a Return to an Address, laid upon the Table of the Legislative Council, and ordered to be printed on 23rd June, 1853.

- (4.) The Gurley Run :—Mr. Forster asked the Secretary for Lands, pursuant to Notice,—
 (1.) Is it the intention of the Government to issue a lease of the Gurley Run, in accordance with the award of the arbitrators in the recent arbitration?
 (2.) In what material respects, if in any, does the boundary determined by the said award differ from that which was recommended by certain minutes of the then Commissioner of Crown Lands, dated March 21, and April 27, 1870, and approved of by the then Secretary for Lands, in a promise of lease dated May 4, 1870?
 (3.) Has this promise been nullified or suspended, or failed of fulfilment by the Government?

Mr.

Mr. Farnell answered,—

(1.) The arbitrators failed to make an award. It is, however, the intention of the Government to issue a lease in accordance with the award made by the umpire.

(2.) The boundary determined by the award differs from that given in the promise of lease, dated 4th May, 1870, inasmuch as it includes country north of the Bomuckledi, and on the Plain Creek, of an area of about 23,000 acres, not embraced in the promise of lease referred to.

(3.) Ordinarily a lease would issue in pursuance of such a promise. In this case the promise embraced only a portion of the country in dispute, and it was not thought advisable to issue a lease, pending a settlement of the whole matter.

(5.) Public School at Gundaroo:—Mr. Forster asked the Colonial Secretary, pursuant to Notice,—

(1.) Has any communication been received by the Government, or the Council of Education, from a Member or Members of the Local School Board, or Local Patron or Patrons, or from any other person or persons, complaining of the closing of the Public School at Gundaroo?

(2.) How long has the School been closed?

(3.) When is it probable that the School will be re-opened, and what further steps do the Government, or the Council of Education, intend taking in the matter?

Mr. Parkes answered,—

(1.) Two communications, dated 6th January, and 5th February, respectively, have been received from the Public School Board, complaining of the closing of the School.

(2.) The School was closed on the 31st October, 1872, in consequence of the inefficiency of the teacher, Mr. Slatterie, of whom the Inspector reported in the following terms:—

“The teacher is incompetent. He is neither industrious, skilful, nor painstaking in the discharge of his duty, and utterly devoid of all aptitude for tuition. The School Board admit that he performs his duties inefficiently.”

(3.) It is not possible to say when the School will be re-opened, in consequence of the difficulty of finding a suitable teacher who will accept the appointment, the amount of remuneration attached to the position being very small on account of the paucity of scholars. The Council will, however, endeavour to provide a suitable teacher as soon as possible.

(6.) Applications for new Denominational Schools:—Mr. Forster asked the Colonial Secretary, pursuant to Notice,—

(1.) How many applications for new Denominational Schools, and from what religious denominations, have been received by the Council of Education, from the beginning of the current year to the time when the latest change by new appointments took place in the composition of the Council?

(2.) How many such applications have been received since?

Mr. Parkes answered,—

(1.) One application for a new Roman Catholic Denominational School, viz., at Adelong, formerly refused by the Council of Education, was received by the Council between the beginning of the current year and the time when the latest change by new appointments took place in the composition of the Council, viz., 7th January last.

(2.) Two new applications have since been received, as follows:—

Baulkham Hills:—For Church of England School at, on 28th February.

Petersham:—For a Church of England School at, on 18th March.

The last mentioned is a renewal of the application formerly declined by the Council. I may add that in reality there have been no new applications, as all these three cases were previously before the Council.

(7.) Compensation to James Ireland of Woolloomooloo Bay:—Mr. Hill asked the Secretary for Lands, pursuant to Notice,—

(1.) Has the Government received any application from James Ireland, of Woolloomooloo Bay, for compensation for loss of water frontage to his property in Susan-place, occasioned by the reclamation necessary for the construction of the Wharf in such Bay; and, if so, when?

(2.) Was such application made in conformity with the provisions of 26 Vic. No. 3, sec. 2?

(3.) What was the answer of the Government to such application?

(4.) Is it the intention of the Government to take steps for ascertaining the amount of compensation to which James Ireland is entitled, by appraisalment, in the manner specified in such Statute?

Mr. Farnell answered,—

(1.) Yes; on the 15th April, 1863.

(2.) I cannot find that there are any particular provisions in the Act quoted as to the making of applications.

(3.) He was offered (subject to the approval of Parliament) the reclaimed land as compensation in full for loss of water frontage.

(4.) The Government are prepared to carry out the offer so made to Mr. Ireland.

(8.) Destitute Children's Asylum, Randwick:—Mr. Macintosh asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to place any amount on the Supplementary Estimates on account of the Randwick Destitute Children's Asylum?

Mr. Parkes answered,—The Government has come to no final decision on this subject, though it has been under consideration.

(9.) Public School Board, Camperdown:—Mr. Macintosh asked the Colonial Secretary, pursuant to Notice,—

(1.) What are the names of the gentlemen on the Public School Board for Camperdown?

(2.) The number of meetings held by such Board for the last two years?

(3.) What are the names of the members who composed the meetings?

(4.) What are the names of the members who have signed the vouchers for payment during that time?

Mr.

Mr. Parkes answered,—

(1.) The names of the gentlemen on the Public School Board are:—

John Lucas, Esq., M.P.	J. Bennett, Esq.
M. Chapman, Esq., J.P.	L. Moore, Esq.
J. Hinton, Esq.	

(2 and 3.) The Council has no information as to the number of meetings held by the Public School Board, nor of the names of the members of the Board who composed the meetings.

(4.) The names of the members who have signed the vouchers for payments during the last two years are:—

Salary Abstract for April,	1871—John Lucas.
do. May,	do.
do. June,	do.
do. July,	do.
do. August,	J. Bennett.
do. September,	do.
do. October,	John Lucas.
do. November,	do.
do. December,	do.
do. January,	1872—John Lucas.
do. February,	do.
do. March,	do.
do. April,	do.
do. May,	Lewis Moore.
do. June,	J. Bennett.
do. July,	John Lucas.
do. August,	J. Bennett.
do. September,	John Lucas.
do. October,	J. Bennett.
do. November,	do.
do. December,	do.
do. January,	1873 do.
do. February,	do.
do. March,	do.

Vouchers for repairs—May 3rd,	1871—John Lucas.
do. October 5th,	do.
do. class room, January 24th,	1872 do.

(10.) Wollondilly Bridge:—*Mr. Combes*, on behalf of *Mr. Teece*, asked the Secretary for Public Works, pursuant to Notice,—When will tenders be called for the reconstruction of the Wollondilly Bridge?

Mr. Parkes answered,—The tenders will be called for in about a week.

(11.) Railway Passes:—*Mr. Forster* asked the Secretary for Public Works, pursuant to Notice,—

(1.) By what person or persons, official or otherwise, are railway passes issued, or authorized to be issued?

(2.) Is every such pass submitted to a Minister or head of a department; and, if so, to whom?

(3.) Is any record kept of all or any number of such passes issued or authorized to be issued?

(4.) Are such passes issued indiscriminately, or at the discretion of any person or persons, official or otherwise, or are they issued subject to any, and, if so, to what regulations?

Mr. Parkes answered,—

(1.) Railway passes are authorized, as a rule, by the Secretary for Public Works. For Railway Service they are issued under the same authority by the Commissioner; the Engineer-in-Chief; the Officers in charge of Permanent Way; the Traffic Managers, and the Locomotive Foremen. Volunteer free passes are issued by the authority of the Commandant.

(2.) Returns of free passes issued, showing to whom issued, and for what purpose, are kept daily as issued, and are furnished monthly for the information of the Secretary for Public Works, except the Returns of Volunteer free passes, which are furnished quarterly. The whole of them are carefully checked by the Traffic Auditor.

(3.) Yes. See answer to No. 2.

(4.) No passes are issued indiscriminately. For other than Railway Service they are issued at the discretion of the Minister for Public Works, except the passes issued to Members of Parliament, their Honors the Judges, and the Officers of H.M. Ships in Harbour, and distinguished visitors. The former being authorized by a Resolution of the Assembly, and the three latter by the Governor and the Executive Council. Regulations have been established for the issue of passes to Railway servants; to the wives of workmen for market purposes, and to the children of Railway servants attending School, in cases where they reside at a distance from markets, and where there are no Schools in the localities where the parents are employed.

(12.) Wallerawang and Mudgee Road:—*Mr. Buchanan* asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is it true that portions of the road between Wallerawang and Mudgee, of considerable extent, are to be left unmade?

(2.) Is the Minister for Works aware that those portions of the road are several miles in extent, and are at the present moment unsafe to pass over, and in wet weather a series of quagmires?

(3.) Will the Government see to this, and not leave unfinished a job which has already cost so much money?

Mr. Parkes answered,—

(1.) Some portions of road, naturally better than metalled road, will be left undone for the present, but of no great extent.

(2.)

- (2.) There is no portion to be left unmetalled of such length, and no such portion is unsafe. Final arrangements for expenditure of amount available are not completed, so that portions referred to may be those on which work is not yet commenced.
- (3.) The work will not be left unfinished.

2. PAPERS :—

Mr. G. A. Lloyd laid upon the Table a Statement shewing the amounts received annually from each Toll-bar and Ferry on the Northern, Southern, Western, and other Roads; and the distance between each Toll-bar.

Ordered to be printed.

Mr. Parkes laid upon the Table the following Papers :—

- (1.) Return to an Order, made on 7th March, 1873, in reference to the case of Senior-Constable Tant.

Ordered to be printed, and referred to the Select Committee now sitting on the subject.

- (2.) By-Laws of the Municipal District of Nowra.

- (3.) Return to an Order, made on 4th March, 1873, in reference to the case of Mr. Pass, Railway Station Master.

Ordered to be printed.

3. MESSAGES :—The Speaker reported the following Messages from the Legislative Council :—

(1.) Postage Stamps Extension Bill :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to authorize the use of Postage Stamps for the purposes of the Stamp Acts*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 2nd April, 1873.

T. A. MURRAY,
President.

(2.) Distribution of Funds in Perry's Estates Bill :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to provide for the distribution of certain funds among certain creditors in respect of claims by them against insolvent estates formerly assigned to Frederick William Perry late Official Assignee*," with the Amendments indicated by the accompanying Schedule, in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 2nd April, 1873.

T. A. MURRAY,
President.

DISTRIBUTION OF FUNDS IN PERRY'S ESTATES BILL.

SCHEDULE of the Amendments referred to in Message of 2nd April, 1873.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, Preamble, lines 13 and 14. Omit "and whereas the said Frederick William Perry has
"been convicted of embezzling moneys as such Official
"Assignee as aforesaid"

Page 2, " lines 7 and 8. Omit "conviction or"

Examined,—

J. DOCKER,

Chairman of Committees.

Ordered, on motion of Mr. Butler, that the consideration in Committee of the Amendments made by the Legislative Council in this Bill stand an Order of the Day for to-morrow.

4. ASSENT TO BOWENFELS COAL MINING AND COPPER SMELTING COMPANY'S RAILWAY BILL :—The following Message from His Excellency the Governor was delivered by Mr. Parkes, and read by the Speaker :—

HERCULES ROBINSON,
Governor.

Message No. 24:

A Bill, intituled "*An Act to enable certain persons carrying on business at Bowenfels and Sydney under the name and style of the 'Bowenfels Coal Mining and Copper Smelting Company' to construct a Railway or Tramway from land in Lithgow Valley belonging to them to and to connect the same with the Great Western Railway*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 2nd April, 1873.

5. PARRAMATTA PARK ("Formal" Motion) :—Mr. Taylor moved, pursuant to Notice, That there be laid upon the Table of this House,—

- (1.) A Return shewing the amount of rent and agistment fees or charges received by the Trustees of the Parramatta Park, in each year, from the 1st January, 1865, to the 31st December, 1872, distinguishing the amount received for rent from that of agistment.

- (2.) A Return shewing the expenditure by the said Trustees during the above-mentioned period.

- (3.) A Return shewing the number of meetings called and held during the years 1871 and 1872, and the names of the Trustees who attended the same.

Question put and passed.

6. **BORDER DUTIES BILL**.—The Order of the Day having been read,—on motion of Mr. Parkes the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to make provision for suspending the collection of Customs Duties on the River Murray.

The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the following Resolution:—

Resolved,—That it is desirable to bring in a Bill to make provision for suspending the collection of Customs Duties on the River Murray.

On motion of Mr. Parkes, that report was adopted.

7. **POSTPONEMENT**.—The Order of the Day for the resumption of the Committee of Supply postponed, on motion of Mr. Parkes, until to-morrow.
8. **SUPPLY**.—*Reception of Resolutions from Committee*.—The Chairman of Committees reported from the Committee of Supply certain Resolutions, which were read a first time, as follows:—

TO BE RAISED BY LOAN.

No. 1.

(147.) Resolved, that there be granted to Her Majesty, for the year 1873, to be raised by Loan, a sum not exceeding £1,901,500 for Railways,—being £60,000 for Rolling Stock manufactured in the Colony; £10,000 for Trial Surveys; £1,131,000 towards the construction of a line from Goulburn to Wagga Wagga, 174 miles, at £6,500 a mile; £60,000 for the construction of the line Kelso to Bathurst; £279,000 for the construction of a line from Bathurst to Orange, 46½ miles, at £6,000 a mile; and £361,500 for the construction of a line from Murrurundi to Tamworth, 60½ miles, at £6,000 per mile.

No. 2.

(148.) Resolved, that there be granted to Her Majesty, for the year 1873, to be raised by Loan, a sum not exceeding £164,560 for Harbours and Rivers Navigation,—being £20,000 for removing obstructions and improving the Navigation of the Rivers Murray, Murrumbidgee, and Darling, further sum; £1,000 for improving the Navigation of the Edward River, further sum; £4,000 for extension of Wharf Accommodation, Newcastle; £21,560 for enlarging, deepening, and completing Kiama Harbour; £15,000 for Darling Harbour Wharf, further sum; £9,000 for improving the entrance of Moruya River; £5,000 for construction of small Dredge and Punts; and £89,000 for increased Wharf Accommodation at Sydney.

(149.) Resolved, that there be granted to Her Majesty, for the year 1873, to be raised by Loan, a sum not exceeding £47,000, for Public Works and Buildings,—being £10,000 for completion of New General Post Office, further sum; £3,000 for erection of Custom House, Newcastle, further sum; £20,000, towards providing New Public Offices, further sum; £4,000 for Water Supply for Abattoirs, Glebe Island; and £10,000 for Light-house on Seal Rocks.

(150.) Resolved, that there be granted to Her Majesty, for the year 1873, to be raised by Loan, a sum not exceeding £58,000 for Roads and Bridges,—being £4,000 for approaches and addition to height of Hay Bridge, further sum; £50,000 for Bridges over Parramatta River at Five Dock and at Iron Cove Creek (the money to be expended on condition of the Field of Mars Common—about 6,235 acres—being resumed by the Government, under Act of Parliament); and £4,000 for Bridge over the Barwon.

(151.) Resolved, that there be granted to Her Majesty, for the year 1873, to be raised by Loan, a sum not exceeding £55,220 for Electric Telegraphs,—being £3,000, Casino to Richmond River Heads *via* Lismore; £860 for Second Wire, Tenterfield to Queensland Boundary, 46 miles; £4,800 to construct a line—Bendemeer through Bundarra,—to connect the several Tin Mines; £3,000 to complete through communication from Maitland to Port Macquarie, *via* the Manning River; £3,500 to carry a line from Carcoar, *via* Cowra to Young; £2,610 for additional Wire, Sydney to Bathurst; £200 for additional Wire, Wolumla to Bega, to place a Morse Instrument in circuit; £1,100 to place Balmain, North Shore, Newtown, Paddington, Redfern, William-street, Darlinghurst, and Glebe, in Telegraph communication with Head Office; £100, Wahgunyah to Corowa; £850 for removal of line from Great Northern Road to Railway Line, between Singleton and Murrurundi, including new Insulators, and for two Wires; £1,700 for 94 miles of extra Wire on the Southern and Western Railways, for connecting intermediate Stations; £1,000, Jervis Bay to Ulladulla; £9,000 for 3,000 Iron Poles, for Railways, &c.; £500 for Second Wire to Newcastle, further sum; and £23,000 for Additional Wires on Southern, Western, and Northern Lines.

(152.) Resolved, that there be granted to Her Majesty, for the year 1873, to be raised by Loan, a sum not exceeding £50,000 for Immigration.

(153.) Resolved, that there be granted to Her Majesty, for the year 1873, to be raised by Loan, a sum not exceeding £35,000 for Fortifications,—being for completion of Works of Defence, now being carried on under existing Contracts, further sum.

(154.) Resolved, that there be granted to Her Majesty, for the year 1873, to be raised by Loan, a sum not exceeding £100,000 for Repayment of Loans, to meet the following Public Works Debentures maturing in 1873, *viz.*:—Second Instalment of the Loan of £300,000, under 29 Vic. No. 5, falling due 31st December, 1873.

Resolutions then, on motion of Mr. G. A. Lloyd, read a second time, and agreed to.

9. **WAYS AND MEANS**.—The Order of the Day having been read,—on motion of Mr. G. A. Lloyd the Speaker left the Chair, and the House resolved itself into a Committee of Ways and Means. The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.

The Chairman also reported that the Committee had come to a certain Resolution.

Ordered, on motion of the Chairman, (*with the concurrence of the House*) that the said Resolution be now received.

The

The Chairman then reported the Resolution, which was read a first time, as follows :—

(5.) *Resolved*, That towards making good the supply granted to Her Majesty during the present Session a sum not exceeding £2,411,280 be raised by the sale of Debentures, or otherwise, secured upon the Consolidated Revenue Fund of the Colony, and bearing interest at a rate not exceeding five per centum per annum, to defray the expenses connected with certain Railways of the Colony, for carrying on certain Public Works of the Colony, and for other purposes.

Resolution then, on motion of Mr. G. A. Lloyd, read a second time, and agreed to.

10. RAILWAY LOAN BILL :—

(1.) Ordered, on motion of Mr. G. A. Lloyd, that leave be given to bring in a Bill, founded on Resolution of Ways and Means No. 5, to enable the Government to raise a Loan for Railways.

(2.) Mr. Lloyd having *presented* this Bill, Bill, intituled "*A Bill to enable the Government to raise a Loan for Railways*,"—read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for to-morrow.

11. FUNDED STOCK BILL :—

(1.) Ordered, on motion of Mr. G. A. Lloyd, that leave be given to bring in a Bill, founded on Resolution of Ways and Means No. 5, to authorize the Government to raise a Loan for Public Works and other purposes by means of a "Funded Stock."

(2.) Mr. Lloyd having *presented* this Bill, Bill, intituled "*A Bill to authorize the Government to raise a Loan for Public Works and other purposes by means of a 'Funded Stock,'*"—read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Wednesday next.

12. POSTPONEMENTS :—The following Orders of the Day postponed, on motion of Mr. Parkes, until To-morrow :—

(1.) General Elections Bill of 1873 ; second reading.

(2.) Lunacy Bill ; second reading.

(3.) Imported Stock Act Amendment Bill ; second reading.

(4.) Woolloomooloo Bay Water-frontage Compensation Bill ; second reading.

(5.) Criminal Law Consolidation and Amendment Bill ; second reading.

(6.) Colonial Produce Distillation Bill ; to be further considered in Committee.

(7.) Mining Bill ; to be further considered in Committee.

(8.) Colonial Defence Bill ; consideration in Committee of the Whole of the expediency of bringing in a Bill to make better provision for the Military Defence of the Colony.

(9.) Hunter River, Wollongong, and Kiama Tonnage Duties Abolition Bill ; second reading.

13. SUPERANNUATION ACT REPEAL BILL :—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

The Speaker resumed the Chair ; and the Chairman reported progress, and obtained leave to sit again To-morrow.

The House adjourned, on motion of Mr. Parkes, at a quarter before Twelve o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 79.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 3 APRIL, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTION :—Bridges over Loddon River and King's Falls :—*Mr. Stewart*, on behalf of *Mr. Hurley (Narellan)*, asked the Secretary for Public Works, pursuant to Notice,—When is it probable that tenders will be called for, for the construction of Bridges over the Loddon River and King's Falls, on the road between Appin and Wollongong?

Mr. Sutherland answered,—In about a fortnight. The drawings are now being prepared.

2. ASSENT TO BILLS :—The following Messages from His Excellency the Governor were delivered by *Mr. Parkes*, and read by the Speaker :—

- (1.) Prince Alfred Hospital Bill :—

HERCULES ROBINSON,
Governor.

Message No. 25.

A Bill, intituled "*An Act to incorporate 'The Prince Alfred Hospital,'*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 3rd April, 1873.

- (2.) Public Vehicles Regulation Bill :—

HERCULES ROBINSON,
Governor.

Message No. 26.

A Bill, intituled "*An Act to regulate Public Vehicles in the City and Police District of Sydney,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 3rd April, 1873.

3. ADJOURNMENT :—*Mr. Nelson* moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

4. MESSAGES :—The Speaker reported the following Messages from the Legislative Council :—

- (1.) Angora Goats Protection Bill :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend the Law authorizing the destruction of Goats,*"—with the Amendments indicated by the accompanying Schedule, in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 3rd April, 1873.

T. A. MURRAY,
President.

ANGORA

ANGORA GOATS PROTECTION BILL.

*SCHEDULE of the Amendments referred to in Message of 3rd April, 1873.*JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, Preamble, line 3. *After "used" insert "in"*
 " " " *Omit "in or"*
 " clause 1, line 13. *After "other" insert "branded"*
 " " line 14. *After "used" insert "in"*
 " " " *Omit "in or"*

Examined,—

J. DOCKER,
Chairman of Committees.

Ordered, on motion of Mr. Farnell, that the consideration in Committee of the Amendments made by the Legislative Council in this Bill stand an Order of the Day for Monday next.

(2.) Sale of Land Scots Church Legalizing Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to enable the Reverend Dr. Lang as sole surviving Trustee of the Scots Church to dispose of a portion of the original allotment of the Church for certain Ecclesiastical purposes therewith connected*,"—with the Amendments indicated by the accompanying Schedule, including an Amendment in the Title, in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 3rd April, 1873.T. A. MURRAY,
President.

SALE OF LAND SCOTS CHURCH LEGALIZING BILL.

*SCHEDULE of the Amendments referred to in Message of 3rd April, 1873.*JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, Title, line 2. *Omit "of a portion"*
 " Preamble, line 6. *Omit "there is a portion of"*
 " " " *After "Church" insert "is"*
 " " line 7. *After "and" insert "is"*
 " " line 8. *After "object" insert "and whereas the said allotment is now vested in the Reverend Dr. Lang as the sole surviving Trustee of the Scots Church Sydney"*
 " clause 1, line 13. *After "Lang" omit "as the sole surviving Trustee of the Scots Church Sydney to dispose of such portion of the allotment aforesaid as may be required for the payment of the said debt" insert "as such Trustee as aforesaid his heirs or assigns to sell and dispose of the allotment aforesaid by public auction and either in one lot or in several lots as he shall deem expedient for such price or prices as can be reasonably obtained for the same and to convey and assure the same or any part or parts thereof when sold to the purchaser or purchasers thereof in fee simple freed and discharged from all trusts affecting the said allotment And the receipt in writing of the said Trustee his heirs or assigns for the purchase moneys arising from such sale or sales shall be a sufficient discharge to the purchaser or purchasers of the said lands and shall exonerate him her or them from seeing to the application of the said moneys and from all liability in respect of the misapplication or non-application thereof"*

Page 2. *Insert New Clause 2.*

" 2. The said Trustee his heirs or assigns shall stand possessed of the moneys arising from such sale or sales as aforesaid upon trust to apply the proceeds thereof in or towards the payment of the said debt of fourteen hundred and eighty pounds and to pay the balance to the office-bearers of the Church And the receipts of any person or persons to whom any moneys shall be paid by the said Trustee his heirs or assigns under the provisions of this Act shall be a valid and complete discharge to the said Trustee his heirs or assigns for such moneys"

Examined,—

J. DOCKER,
Chairman of Committees.

Ordered, on motion of Mr. Burns, that the consideration in Committee of the Amendments made by the Legislative Council in this Bill stand an Order of the Day for to-morrow.

5. EQUITY CONSOLIDATION AND REFORM BILL:—Mr. Parkes moved, That the Order of the Day for the second reading of this Bill be postponed until Monday next.
 Debate ensued.
 Question put and passed.

6. PUBLIC GATES BILL:—The Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to authorize the erection of Public Gates across certain Roads*,"—with the Amendments indicated by the accompanying Schedule, in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 3rd April, 1873.

T. A. MURRAY,
President.

PUBLIC GATES BILL.

SCHEDULE of the Amendments referred to in Message of 3rd April, 1873.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1.	Preamble.	Line 2.	Omit "owners or"
"	"	"	After "of" insert "inclosed"
"	"	" 3.	After "any" insert "unfenced"
"	"	"	Omit "across such roads"
"	clause 2,	" 10.	After "occupant" insert "shall"
"	"	"	Omit "s" in "means"
"	"	" 11.	Omit "legal" insert "lawful"
"	"	lines 11 to 14.	Omit "and not being the owner thereof as hereinafter defined "The word owner means any person in the like possession of land and having an estate or interest equal to "an estate of freehold therein"
"	"	line 14.	After "public road" insert "shall"
"	"	"	Omit "s" in "means"
"	"	" 15.	After "road" insert "and also any track or portion of a track "within the meaning of the nineteenth section of the Crown "Lands Occupation Act of 1861"
"	"	"	Omit "and" insert "or"
Page 2,	clause 3,	" 1.	Omit "owner or"
"	"	" 2.	Before "public" insert "unfenced"
"	"	"	Omit "a gate or"
"	"	" 3.	Omit "where the same passes through his land" insert "wherever "the same intersects any fence enclosing or bounding his land "or any part thereof"
"	"	" 9.	Omit "any" insert "every"
"	"	" 11.	After "length" add "Provided that the Secretary for Lands may "so soon as any road or portion of road passing through "enclosed lands has been securely fenced on both sides revoke "and cancel the permission granted for the erection of gates "across such road or portion of road"
"	clause 4.	"	Omit clause 4.
"	" 5, lines 20 and 21.	"	Omit "on which the words 'Public Gate' are at the time "painted as hereinbefore prescribed"
"	" line 21.	"	After "same" insert "or whosoever shall break or injure such gate "or deface or attempt to deface the words painted thereon",
"	"	" 23.	Omit "neglect" insert "misconduct"

Examined,—

J. DOCKER,

Chairman of Committees.

Ordered, on motion of Mr. Farnell, that the consideration in Committee of the Amendments made by the Legislative Council in this Bill stand an Order of the Day for Monday next.

7. DISTRIBUTION OF FUNDS IN PERRY'S ESTATES BILL:—The Order of the Day having been read,—on motion of Mr. Butler the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Amendments made by the Legislative Council in this Bill. The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's Amendments.

On motion of Mr. Butler, that report was adopted.

Whereupon Mr. Butler moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill intituled "*An Act to provide for the distribution of certain Funds among certain Creditors in respect of claims by them against Insolvent Estates formerly assigned to Frederick William Perry late Official Assignee.*"

Legislative Assembly Chamber,
Sydney, 3rd April, 1873.

Question put and passed.

8. POSTPONEMENTS:—The following Orders of the Day postponed, on motion of Mr. G. A. Lloyd, until Monday next:—

- (1.) Supply; resumption of the Committee.
- (2.) Ways and Means; resumption of the Committee.

9. RAILWAY LOAN BILL:—Mr. G. A. Lloyd moved, That this Bill be now read a second time.
 Debate ensued.
 Question put.
 The House divided.

Ayes, 37.

Mr. Parkes,	Mr. Webb,
Mr. Farnell,	Mr. Neale,
Mr. Butler,	Mr. Cunneen,
Mr. G. A. Lloyd,	Mr. Moses,
Mr. Innes,	Mr. Clarke,
Mr. Sutherland,	Mr. Lucas,
Mr. Nelson,	Mr. Raphael,
Mr. Booth,	Mr. Baker,
Mr. Robertson,	Mr. Teece,
Mr. Watson,	Mr. Lee,
Mr. Allen,	Mr. Thomas Brown,
Mr. Cummings,	Mr. Oakes,
Mr. Hoskins,	Mr. Taylor,
Mr. Combes,	Mr. Macintosh,
Mr. Hay,	Mr. Driver,
Captain Onslow,	<i>Tellers.</i>
Mr. Bennett,	Mr. Hannell,
Mr. Scholey,	Mr. Creed.
Mr. Torry,	
Mr. Abbott,	

Noes, 2.

Tellers.

Mr. Forster,
 Mr. Stewart.

And so it was resolved in the affirmative.

Bill read a second time.

On motion of Mr. Lloyd the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and the Chairman reported the Bill without amendment.

On motion of Mr. Lloyd that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for to-morrow.

10. POSTPONEMENTS:—The following Orders of the Day postponed, on motion of Mr. Parkes, until Monday next.

- (1.) General Elections Bill of 1873; second reading.
- (2.) Lunacy Bill; second reading.
- (3.) Imported Stock Act Amendment Bill; second reading.
- (4.) Woolloomooloo Bay Water-frontage Compensation Bill; second reading.
- (5.) Criminal Law Consolidation and Amendment Bill; second reading.
- (6.) Colonial Produce Distillation Bill; to be further considered in Committee.
- (7.) Mining Bill; to be further considered in Committee.
- (8.) Colonial Defence Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to make better provision for the Military Defence of the Colony.
- (9.) Hunter River, Wollongong, and Kiama Tonnage Duties Abolition Bill; second reading.

11. SUPERANNUATION ACT REPEAL BILL:—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

And the Committee continuing to sit till after Midnight,—

FRIDAY, 4 APRIL, 1873, A.M.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Monday next.

The House adjourned, on motion of Mr. Parkes, at fourteen minutes after Twelve o'clock, A.M., until Four o'clock, P.M., This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 80.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 4 APRIL, 1873.

1. The House met pursuant to adjournment ; the Speaker took the Chair.

QUESTIONS :—

- (1.) Court House, Gunnedah :—Mr. Bennett asked the Colonial Secretary, pursuant to Notice,—
On whose authority has the Clerk of Petty Sessions at Gunnedah refused the Rev. Mr. M'Ewen, Wesleyan Minister, the use of the Court House for the purpose of performing Divine Service therein ?

Mr. Parkes answered,—I have ascertained, on reference, that the Reverend Mr. M'Ewen has not been refused the use of the Court House at Gunnedah for the purpose of holding Divine Service. It was represented to the Bench that the children who attended his Services were in the habit, prior to his arrival at the building, of interfering with and destroying the records of the Court, and a letter was then written, by the authority of the Bench, to Mr. M'Ewen, requesting him to find another room in which to hold Service ; but on his showing that this was not feasible, and undertaking that in the future the records of the Court should not be interfered with, he was allowed to use the Court House, and continues to do so.

- (2.) Court House, Gunnedah :—Mr. Bennett asked the Colonial Secretary, pursuant to Notice,—
(1.) Is the Government aware that the Clerk of Petty Sessions at Gunnedah has converted the Court House at that place into a permanent residence for himself ?
(2.) If so, on whose authority has he done so ?

Mr. Parkes answered,—I have ascertained, on reference, that the Clerk of Petty Sessions occupies permanently the room set apart for the use of the Bench, with the sanction and under the authority of the Bench.

- (3.) Shipping Coal at Newcastle :—Mr. Stewart asked the Colonial Treasurer, pursuant to Notice,—
(1.) Is it true that sailing vessels seeking coal at Newcastle are compelled to wait till steam colliers have been supplied ?
(2.) If so, on what public grounds are steam colliers allowed this priority of supply ?
(3.) Is it true that this matter has been repeatedly brought under the notice of Government as a grievance affecting the owners of sailing colliers ?
(4.) Is it intended to make any change in the regulations relating to the shipping of coal for foreign consumption ?

Mr. G. A. Lloyd answered,—

(1.) It is not true that sailing vessels are compelled to wait until steam colliers are supplied with coal. There are eight cranes, besides staiths and other appliances for shipping coal, and one only of these cranes is set apart for steam colliers. This, however, is frequently used by sailing vessels on occasions when not required for steam colliers. I may state that the crane referred to was erected for the special use of steam colliers under a vote of Parliament.

(2.) The priority of supply, so far as the one crane is concerned, is allowed in consideration of the special enterprise shown by steam collier proprietors in procuring a superior and more costly class of vessels than sailing colliers.

(3.) Yes.

(4.) There does not appear to be any necessity for a change in the regulations.

(4.)

- (4.) **Border Duties**:—*Mr. Robertson*, on behalf of Sir James Martin, asked the Colonial Treasurer, pursuant to Notice,—What sum was received, during the month of March last, in respect of Duties on goods imported across or by way of the River Murray, including the Duties paid on goods taken out of bond; what amount was received at each place of collection.

Mr. G. A. Lloyd answered,—

	£	s.	d.		£	s.	d.
Albury ...	1,748	0	8	Swan Hill ...	0	16	10
Wagga Wagga ...	401	8	0	Euston ...	34	8	4
Howlong ...	30	18	1	Wentworth ...	769	14	5
Corowa ...	146	18	7	Bourke ...	119	5	7
Tocumwall ...	6	8	8	Adelaide ...	942	16	1
Moama ...	1,932	3	9				
				Total ...	£6,132	19	0

- (5.) **Court House, Cowra**:—*Mr. Buchanan* asked the Secretary for Public Works, pursuant to Notice,—

- (1.) What was the contract price for the Court House at Cowra, contracted for by *Mr. Doorey*?
- (2.) Has the contractor since become insolvent?
- (3.) Has the contract been completed, and was it completed by the Official Assignee, and at what cost?
- (4.) Will the Government recognise and settle the claims of parties in Cowra who provided the bricks, timber, &c., but who have not been paid, through the contractor's insolvency?

Mr. Sutherland answered,—

- (1.) £760.
- (2.) Yes.
- (3.) Yes. The contract was completed by the Official Assignee.
- (4.) No.

- (6.) **Expenditure on Roads**:—*Mr. Nelson* asked the Secretary for Public Works, pursuant to Notice,—What was the amount voted to be expended on the Northern, Southern, and Western Roads, respectively, for the year 1873?

Mr. Sutherland answered,—

	Northern.			Southern.			Western.		
Revenue ...	£89,259	0	0	£89,593	0	0	£60,058	0	0
Loans ...	4,000	0	0	4,000	0	0			
Totals...	£93,259	0	0	£93,593	0	0	£60,058	0	0

- (7.) **Matrimonial Causes Act**:—*Mr. Robertson*, on behalf of *Mr. R. B. Smith*, asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is it the usual course for His Excellency the Governor, before assenting to Bills passed by Parliament, to obtain the opinion of the Crown Law Officers as to the propriety of His Excellency exercising his power of assent?
- (2.) Has the opinion of the Crown Law Officers been obtained by the Governor with reference to the Matrimonial Causes Act; and, if so, was the opinion of His Excellency's advisers in favor of the Queen's assent being accorded to that Act?

Mr. Parkes answered,—It is the usual practice to obtain the opinion of the Crown Law Officers in reference to the propriety of His Excellency exercising his power of assent to Bills. In the case of the Matrimonial Causes Act the opinion of the Crown Law Officers was obtained, and His Excellency gave the Royal Assent on the advice of the Attorney General.

2. **AID TO AGRICULTURAL SOCIETIES**:—*Mr. Stewart* presented a Petition from certain Residents of Kiama, and surrounding Districts, praying the House to vote the sum proposed for aiding these Societies.

Petition received.

3. **ANNUITY TO JOHN DUNMORE LANG** ("Formal" Motion):—*Mr. Robertson* moved, pursuant to Notice, That this House will, on Tuesday next, resolve itself into a Committee of the Whole for the purpose of considering the expediency of bringing in a Bill to confer an Annuity on John Dunmore Lang.

Question put and passed.

4. **CESSNOCK ROAD** ("Formal" Motion):—*Mr. Burns* moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Correspondence, Minutes, and all other documents in possession of the Government, in reference to the employment of relatives of Trustees, or of other persons in authority, on the Road from West Maitland to Cessnock, or from West Maitland, *via* Cessnock, to the Dividing Range, from 1st September, 1871, to the present date.

Question put and passed.

5. **RAILWAY LOAN BILL** ("Formal" Order of the Day),—on motion of *Mr. G. A. Lloyd*, read a third time, and passed.

Mr. Lloyd then moved, That the Title of this Bill be "*An Act to enable the Government to raise a Loan for Railways.*"

Question put and passed.

Whereupon *Mr. Lloyd* moved, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable the Government to raise a Loan for Railways*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 4th April, 1873.

Question put and passed.

6. **THE CIVIL SERVICE:**—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Captain Onslow, "That the Report of the Select Committee on the Civil Service, brought up on the 5th March, be now adopted by this House,"—
And the Debate not being resumed,—
Question put.
The House divided.

Ayes, 6.

Captain Onslow,
Mr. Hay,
Mr. Macleay,
Mr. Jacob,
Tellers.
Mr. Phelps,
Mr. Garrett.

Noes, 25.

Mr. Parkes,	Mr. Bennett,
Mr. G. A. Lloyd,	Mr. Scholey,
Mr. Farnell,	Mr. Tunks,
Mr. Robertson,	Mr. Forster,
Mr. Sutherland,	Mr. Wearne,
Mr. Macintosh,	Mr. Driver,
Mr. Innes,	Mr. Burns,
Mr. Stewart,	Mr. Buchanan,
Mr. Cummings,	Mr. Combes,
Mr. Nelson,	Sir James Martin,
Mr. Abbott,	Tellers.
Mr. Oakes,	
Mr. Hurley (Central Cumberland),	Mr. Nowlan, Mr. R. B. Smith.

And so it passed in the negative.

7. **MUNICIPALITIES ACT OF 1867 AMENDMENT BILL:**—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
The Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
On motion of Mr. Tunks (*with the concurrence of the House*) that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for Monday next.
8. **BORDER DUTIES BILL:**—Mr. Parkes having presented this Bill, Bill, intituled "*A Bill to make provision for suspending the collection of Customs Duties on the River Murray*,"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Wednesday next.
9. **SYDNEY SEWERAGE ACT AMENDMENT BILL:**—Mr. Driver moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Driver the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.
The Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
Ordered, on motion of Mr. Driver, That the adoption of that report stand an Order of the Day for Tuesday next.
10. **POSTPONEMENT:**—The Order of the Day for the second reading of the Capital Punishment Abolition Bill postponed, on motion of Mr. Farnell, until Friday, 25th April.
11. **DENILQUIN AND MOAMA RAILWAY BILL:**—Mr. Hay moved, That this Bill be now read a second time.
Debate ensued.
Question put.
The House divided.

Ayes, 27.

Mr. Parkes,	Mr. Garrett,
Mr. Farnell,	Mr. Lackey,
Mr. G. A. Lloyd,	Mr. Scholey,
Mr. Sutherland,	Mr. Cummings,
Mr. Innes,	Mr. Abbott,
Mr. Nelson,	Mr. Jacob,
Mr. Robertson,	Mr. Bennett,
Mr. Driver,	Mr. Hoskins,
Mr. Creed,	Mr. Macleay,
Mr. Fitzpatrick,	Mr. Forster,
Mr. Oakes,	Tellers.
Mr. Burns,	
Mr. Raphael,	Mr. Phelps,
Mr. Stewart,	Mr. Hay.
Mr. Macintosh,	

Noes, 3.

Sir James Martin,
Tellers.
Mr. Lord;
Mr. R. B. Smith.

And so it was resolved in the affirmative.

Bill read a second time.

On motion of Mr. Hay the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Tuesday next.

12. **UNDERWOOD'S ESTATE BILL:**—Mr. Burns moved, That this Bill be now read a second time.
Question put and passed.

Bill read a second time.

On motion of Mr. Burns the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and the Chairman reported the Bill with amendments, and with an amendment in the Title.

On motion of Mr. Burns (*with the concurrence of the House*) that report was adopted, and the third reading of the Bill ordered to stand an Order of the day for Tuesday next.

13. **POSTPONEMENTS**:—The following Orders of the Day postponed, on motion of Mr. Driver, until Friday, 18th April:—

- (1.) Contracts Exemption Bill; second reading.
- (2.) Cattle Sale Yards Act Amendment Bill; to be considered in Committee.

14. **CAPTAIN COOK'S STATUE**:—The Order of the Day having been read,—Mr. Nelson moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider the propriety of presenting an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present year, a sum for the completion of Captain Cook's Statue.

Question put.

The House divided.

Ayes, 15.

Mr. Parkes,	Mr. Innes,
Mr. Sutherland,	Mr. Driver,
Mr. Farnell,	<i>Tellers.</i>
Mr. G. A. Lloyd,	Mr. Macintosh,
Mr. Burns,	Mr. Nelson.
Mr. Combes,	
Mr. Cummings,	
Mr. Scholey,	
Mr. Dangar,	
Mr. Bennett,	
Mr. R. B. Smith,	

Noes, 9.

Mr. Forster,
Mr. Hay,
Mr. Lackey,
Mr. Raphael,
Mr. Abbott,
Mr. Jacob,
Mr. Fitzpatrick,
<i>Tellers.</i>
Mr. Garrett,
Mr. Stewart.

And so it was resolved in the affirmative.

Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

The Speaker resumed the Chair; and the Chairman reported that there was not a Quorum present in the Committee.

The Speaker counted the House, and there being a Quorum present, the Committee resumed.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Friday, 18th April.

15. **SALE OF LAND SCOTS CHURCH LEGALISING BILL**:—The Order of the Day having been read,—on motion of Mr. Burns the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Amendments made by the Legislative Council in this Bill.

The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's Amendments.

On motion of Mr. Burns that report was adopted.

Whereupon Mr. Burns moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill, intituled "*An Act to enable the Reverend Dr. Lang as sole surviving Trustee of the Scots Church to dispose of a portion of the original allotment of the Church for certain Ecclesiastical purposes therewith connected*,"—including the Amendment in the Title.

*Legislative Assembly Chamber,
Sydney, 4th April, 1873.*

Question put and passed.

16. **POSTPONEMENTS**:—The following Orders of the Day postponed:—

- (1.) Walker and Carlow-streets Enclosure Bill (*as agreed to in Select Committee*); second reading;—*on motion of Mr. Tunks, until Tuesday next.*
- (2.) Duration of Parliaments Shortening Bill; second reading;—*on motion of Mr. Burns, until Friday next.*

17. **SYDNEY COMMON IMPROVEMENT ACT FURTHER AMENDMENT BILL**:—The Order of the Day having been read for the adjourned Debate on the motion for the second reading of this Bill,—Mr. Stewart moved, That this Order of the Day be postponed until this day week.

Debate ensued.

Question put.

The House divided.

Ayes, 3.

Mr. Forster,
<i>Tellers.</i>
Mr. Tunks,
Mr. Stewart.

Noes, 16:

Mr. G. A. Lloyd,	Mr. Baker,
Mr. Farnell,	Mr. Hay,
Mr. Combes,	Mr. Abbott,
Mr. Sutherland,	Mr. Dangar,
Mr. Raphael,	Mr. Burns,
Mr. Innes,	<i>Tellers.</i>
Mr. Cummings,	Mr. Macintosh,
Mr. Nelson,	Mr. Driver.
Mr. Fitzpatrick,	

And it appearing by the Tellers Lists that there was not a Quorum present,—

The Speaker adjourned the House, at eighteen minutes after Ten o'clock, until Monday next, at Four o'clock.

W. M. ARNOLD,

Speaker.

New South Wales.

No. 81.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

MONDAY, 7 APRIL, 1873.

1. The House met pursuant to adjournment ; the Speaker took the Chair.

QUESTIONS :—

- (1.) Road from Wellington to Dubbo :—Mr. Lord asked the Secretary for Public Works, pursuant to Notice,—Is it the intention of the Government to place in repair the main line of road from Wellington to Dubbo ; if so, when ?

Mr. Sutherland answered,—Tenders have been invited in the local papers, to be opened by the local Road Officer. For the first and second contracts no eligible tenders were received ; for the third, no tenders. The works have been re-advertised, and will be commenced when eligible tenders are received.

- (2.) Dr. Bailey :—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—

(1.) Did the Colonial Secretary receive, in December, 1872, any communications from Dr. Bailey, Bishop of the Free Church of England, together with a memorial from Dr. Bailey to the Registrar General ?

(2.) If so, will the Colonial Secretary lay the documents upon the Table of the House ?

(3.) Has the Colonial Secretary, since the receipt of said documents, had any communication, directly or indirectly, with the Registrar General in reference to the case of Dr. Bailey ?

Mr. Parkes answered,—

(1.) A communication such as is referred to has been received from Dr. Bailey.

(2.) I shall have no objection to lay the papers on the Table.

(3.) The communication mentioned in my answer to question No. 1 was referred to the Registrar General, and reported on by that officer.

- (3.) Manufacture of Tobacco :—Sir James Martin asked the Colonial Treasurer, pursuant to Notice,—

(1.) Has authority been given by the Governor and Executive Council, or by any Minister, for the manufacture in bond, in a building in Liverpool-street, of imported leaf tobacco ; and, if so, under what law has such authority been so given ?

(2.) Is it the fact that in the same building leaf grown in New South Wales, and imported leaf on which duty has been paid, are manufactured ?

(3.) Is it the fact that in the same building stocks of tobacco made from New South Wales leaf, and of tobacco made from imported leaf, are ordinarily kept for sale ; and, if so, by what authority is this permitted ?

Mr. G. A. Lloyd answered,—

(1.) Yes ; authority of the nature indicated has been given to Messrs. Cameron, Dunn, & Co., with the approval of the Governor and Executive Council, under clause 7 of the Act 13 Vic., No. 43.

(2.) No ; tobacco is not manufactured from leaf grown in New South Wales.

(3.) No ; they are not so kept.

2. RETURN OF WRIT :—The Speaker reported that the Writ issued by him on the 28th February, 1873, for the election of a Member to serve for the Electoral District of The Hume, in the room of James M'Laurin, Esquire, resigned, had been duly returned, with a certificate endorsed thereon of the election of Thomas Robertson, Esquire, to serve as such Member.

3. MEMBER SWORN:—Thomas Robertson, Esquire, having taken the Oath and subscribed the Roll, took his Seat as Member for the Electoral District of The Hume.
4. BATHURST CATTLE SALE YARDS BILL:—Mr. Buchanan presented a Petition from Henry Rotton, of Bathurst, Farmer and Grazier, praying that this Bill may be amended in certain respects, or rejected.
Petition received.
5. PETITION OF JOHN DARGIN:—Mr. Driver (*with the concurrence of the House*) moved, without Notice, That the Deed of Grant in favor of John Blackman, dated 30th June, 1823, handed in to the Select Committee on the Petition of John Dargin, on the 21st January, 1873, be returned to Mr. Dargin.
Question put and passed.
6. ADJOURNMENT:—Mr. Buchanan moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
7. PAPERS:—
Mr. Parkes laid upon the Table, By-Law of the Borough of Petersham.
Ordered to be printed.
Mr. Farnell laid upon the Table, Report from the Acting Chief Inspector on Live Stock,—being for the year 1872.
Ordered to be printed.
8. VOLUNTEER LAND GRANTS ABOLITION BILL (*"Formal" Motion*):—Mr. Parkes moved, pursuant to Notice, for leave to bring in a Bill to repeal the provisions of the "Volunteer Force Regulation Act of 1867" relating to Grants of Land.
Question put and passed.
9. CROWN LANDS OCCUPATION ACT AMENDMENT BILL (*"Formal" Motion*):—Mr. John Robertson moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the the Whole to consider the propriety of bringing in a Bill to amend the Crown Lands Occupation Act of 1861.
Question put and passed.
10. AID TO AGRICULTURAL SOCIETIES (*"Formal" Motion*):—Mr. Stewart moved, pursuant to Notice, That the Petition presented by him on 4th April, from certain Residents of Kiama and its vicinity, in favor of Endowments to Agricultural Societies, be printed.
Question put and passed.
11. POSTPONEMENTS:—The Orders of the Day of Government Business Nos. 1 to 14 postponed, on motion of Mr. Parkes, to follow after the Order of the Day for the second reading of the Grape Vines and Grapes Importation Prohibition Bill.
12. SUPERANNUATION ACT REPEAL BILL:—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

And the Committee continuing to sit till after Midnight,—

TUESDAY, 8 APRIL, 1873, A.M.

The Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
Ordered, on motion of Mr. Parkes, that the adoption of that report stand an Order of the Day for to-morrow.

13. VOLUNTEER LAND GRANTS ABOLITION BILL:—Mr. Parkes having presented this Bill, Bill, intituled "*A Bill to repeal the provisions of the 'Volunteer Force Regulation Act of 1867' relating to Grants of Land,*"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Wednesday next.

The House adjourned, on motion of Mr. Parkes, at a quarter after Twelve o'clock, A.M., until Four o'clock, P.M., This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 82.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 8 APRIL, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) The Eucalyptus:—Mr. Phelps asked the Colonial Secretary, pursuant to Notice,—Has the Government taken any, and, if so, what steps, towards carrying out the Resolutions passed by this House on the 18th February last, recommending an inquiry into the medicinal properties of the species of Eucalyptus indigenous to New South Wales?

Mr. Parkes answered,—The Director of the Botanical Gardens has been spoken to, as to the best means of instituting this inquiry, but nothing further has been done, nor will anything be done, on account of the pressure of other business, until after the prorogation, when the matter will be fully considered.

- (2.) Roads from Willow Tree to Narrabri, and from Tamworth to Barraba:—Mr. Bennett asked the Secretary for Public Works, pursuant to Notice,—The amount of money expended on the roads from Willow Tree to Narrabri, and from Tamworth to Barraba, for the year 1872, stating where expended, and the respective amounts expended at each place?

Mr. Sutherland answered,—I will answer the Honorable Member by laying a Return upon the Table in a few minutes, and asking for its being printed.

- (3.) Goods Trains running on Sydney and Goulburn Railway:—Mr. Macleay asked the Secretary for Public Works, pursuant to Notice,—

(1.) What number of Goods Trains have been run on the Sydney and Goulburn Railway during the month of March, 1873?

(2.) What was the average weight of such Trains, including locomotives?

(3.) What was the average weight of goods conveyed by these Trains?

Mr. Sutherland answered,—I have not been able to get the information to enable me to answer the question of the Honorable Member. If he will put the question again on this day week, I believe I shall be able to answer it.

- (4.) Bridge over the Cockburn River:—Mr. Bennett asked the Secretary for Public Works, pursuant to Notice,—

(1.) Have the Government decided on a site for the new Bridge over the Cockburn River, Tamworth?

(2.) If so, at what point, and when will tenders be invited for the erection of the said Bridge?

(3.) When will the roads be surveyed and opened for general traffic leading from the Cockburn River, by way of Dungowan Creek, Peel River, Bowling Alley Point, on to Nundle, and from Nundle to Hanging Rock?

Mr. Sutherland answered,—

(1 and 2.) The proposed site for this Bridge is at Johnson's Farm, between Five-mile Swamp and Swan's Flat. Plans will be prepared and tenders invited as soon as it is finally determined where the Bridge is to be erected.

(3.) The papers are with the Surveyor General, and the District Surveyor has been requested to expedite.

(5.)

- (5.) Wharfage Rates levied at Circular Quay:—Mr. Macintosh asked the Colonial Treasurer, pursuant to Notice,—
- (1.) Is it the intention of the Government to re-adjust the wharfage rates now levied at the Circular Quay on all imported merchandise?
 - (2.) What rate of wharfage per bale is charged on wool exported from the Circular Quay?
- Mr. G. A. Lloyd answered,—
- (1.) Not at present.
 - (2.) There is no export wharfage at present charged at the Circular Quay, in consequence of an omission in the Act 10 Vict. No. 11, section 3.
2. ADJOURNMENT:—Mr. Nelson moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
3. PAPERS:—
Mr. Parkes laid upon the Table the following Papers:—
- (1.) Proposed Regulations for the promotion of Immigration under "The Funded Stock Act of 1873."
 - (2.) Further Correspondence respecting Border Customs Duties.
- Ordered to be printed.
- Mr. Sutherland laid upon the Table a Return shewing the Expenditure on the Roads from Willow Tree to Narrabri, and from Tamworth to Barraba.
Ordered to be printed.
4. THE GWYDIR ELECTORATE ("Formal" Motion):—Mr. Dangar moved, pursuant to Notice, That the Petition presented by him on 1st April, from certain Electors of the Gwydir, relative to a division of the Gwydir Electorate, be printed.
Question put and passed.
5. THE CASE OF "HANLEY" ("Formal" Motion):—Mr. Buchanan moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Papers in reference to the dismissal of "Hanley" from the office of Porter or Pointsman on the Railway.
Question put and passed.
6. BATHURST CATTLE SALE YARDS BILL ("Formal" Motion):—Mr. Buchanan moved, pursuant to Notice, That the Petition presented by him on 7th April, from Henry Rotton, relative to the Bathurst Cattle Sale Yards Bill, be printed.
Question put and passed.
7. APPEALS IN MINING CASES BILL ("Formal" Motion):—Mr. Forster moved, pursuant to Notice, That leave be given to bring in a Bill to regulate Appeals in Mining Cases.
Question put and passed.
8. UNDERWOOD'S ESTATE BILL ("Formal" Order of the Day),—on motion of Mr. Burns, read a third time, and passed.
Mr. Burns then moved, That the Title of this Bill be "*An Act to authorize the sale of certain lands and hereditaments devised by the Will of the late James Underwood and the payment of the proceeds thereof into the Supreme Court.*"
Question put and passed.
Whereupon Mr. Burns moved, That the Bill be returned to the Legislative Council, with the following Message:—
- MR. PRESIDENT,
The Legislative Assembly has this day agreed to the Bill, returned herewith, intituled "*An Act to authorize the sale of certain lands and hereditaments devised by the Will of the late James Underwood and the payment of the proceeds thereof into the Supreme Court.*"—with the Amendments indicated by the accompanying Schedule, including an Amendment in the Title, in which Amendments the Assembly requests the concurrence of the Legislative Council.
*Legislative Assembly Chamber,
Sydney, 8th April, 1873.*

UNDERWOOD'S ESTATE BILL.

SCHEDULE of the Amendments made by the Legislative Assembly in the Bill intituled "An Act to authorize the sale of certain lands and hereditaments devised by the Will of the late James Underwood, and the payment of the proceeds thereof into the Supreme Court,"—returned to the Legislative Council, with Message of 8th April, 1873.

STEPHEN W. JONES,
Clerk of Legislative Assembly.

Page 1, Title, line 1. Omit "certain"; insert "the"

" Preamble, line 4. After "writing" omit all words to end of line 31, page 2: insert
"bearing date the twelfth day of March in the year one thousand eight hundred
"and forty which in so far as the same related to his real estate was in the words
"following that is to say 'I give and devise unto John Campbell Esquire and Robert
"Campbell the younger Esquire both of the Wharf George-street in Sydney afore-
"said all my messuages lands tenements and hereditaments whatsoever and where-
"soever and which I have power to dispose of by this my will To hold the same
"unto the said John Campbell and Robert Campbell their heirs and assigns for ever upon
"the trusts hereinafter declared that is to say upon trust that they my said Trustees
"or the survivor of them or the Trustees or Trustee for the time being of this my will do
"and shall stand and be possessed of my said real estates in the manner following that is
"to

"to say As to my house and premises situated in George-street in Sydney aforesaid
 "occupied by Mr. Francis Gaunson at the yearly rent of three hundred and thirty pounds
 "also my house and premises in the same street occupied by Mr. Samuel Peek at the yearly
 "rent of two hundred pounds upon trust for my son Joseph Underwood and his assigns
 "during his life and from and after his decease upon trust for all and every such one or
 "more child or children of the said Joseph Underwood in equal shares and proportions as
 "tenants in common in tail with cross remainders between them in tail and if there shall
 "be but one such child the whole to be in trust for such only child in tail and do and shall
 "stand and be possessed of my house and premises in George-street aforesaid occupied by
 "Messrs. Hebblewhite and Vickery at the yearly rent of two hundred and fifty pounds also
 "my house and premises in the same street occupied by the said Samuel Peek for a term of
 "five years at the yearly rent of two hundred pounds for my son Edward Underwood and
 "his children and do and shall stand and be possessed of my house and premises in George-
 "street aforesaid occupied by Mr. Cohen at the yearly rent of two hundred and twenty
 "pounds also my house and premises in the same street occupied by Mr. William Perry at
 "the yearly rent of one hundred and ninety pounds for my son Richard Underwood and
 "his children and do and shall stand and be possessed of my house and premises situated
 "in Queen-street in Sydney aforesaid occupied by the said Messrs. Hebblewhite and
 "Vickery at the annual rent of one hundred pounds also one hundred acres of land situated
 "on the Liverpool Road occupied by Mr. John Ireland and his wife at the annual rent of
 "fifty pounds for my son William Underwood and his children and do and shall stand and
 "be possessed of my premises in Underwood-street in Sydney aforesaid occupied by Mr.
 "William Underwood at the yearly rent of twenty-six pounds also two hundred acres of
 "land on the Parramatta Road called Fleming's Farm occupied by Mr. Potts with other
 "lands for my son Thomas Underwood and his children and do and shall stand and be
 "possessed of my land situated between George-street aforesaid and New Pitt-street at
 "present unoccupied as to one-third part thereof for my said son Edward Underwood and
 "his children and as to one other third part thereof for my said son William Underwood and
 "his children and as to the remaining third part thereof for my grandson George Grimes son
 "of my daughter Mary Ann the wife of George Grimes of Sydney aforesaid master
 "mariner and his children and do and shall stand and be possessed of three hundred and
 "nine acres of land or thereabouts formerly Powell's property and now occupied by the
 "said Mr. Potts and my land at Long Cove containing one hundred and seventy-five acres
 "occupied by Mr. William Taveuer and the said John Ireland as to one-fourth part thereof
 "for my said son Joseph Underwood and his children and as to one other fourth part
 "thereof for my said son Edward Underwood and his children and as to one other fourth
 "part thereof for my said son Richard Underwood and his children and as to the remaining
 "fourth part thereof for my said grandson George Grimes and his children and do and
 "shall stand and be possessed of my premises occupied by Mr. William Abercrombie and
 "all other my lands situated on or near the South Head Road and all the residue of my
 "said real estate whatsoever and wheresoever which I shall be seized of or entitled to at
 "the time of my decease as to one-fifth part thereof for my said son Joseph Underwood
 "and his children as to one other fifth part thereof for my said son Edward Underwood
 "and his children and as to one other fifth part thereof for my said son Richard Underwood
 "and his children and as to one other fifth part thereof for my said son William Underwood
 "and his children and as to the remaining fifth part thereof for my said son Thomas
 "Underwood and his children Upon such and the same trust respectively and for such and
 "the same estates and interests respectively as I have hereinbefore declared of the messuages
 "and premises first hereinbefore devised to my said son Joseph Underwood and his children
 "and as if I had again declared and repeated these trusts each time that I devised my
 "remaining property using the names of the party or parties for whom the same are
 "intended and I do hereby declare that in case any or either of my said five sons shall
 "depart this life without leaving any child or children him or them surviving then I devise
 "the share or shares of such son or sons unto and equally between the survivors and
 "survivor of them my said sons and their respective heirs as tenants in common in tail"
 "And whereas the"

Page 2, preamble, lines 35 to 57. *After* "surviving" *omit* all words to and inclusive of
 "declared" in line 57.

- " 3, preamble, line 2. *After* "hereditaments" *insert* "thereby devised."
- " " line 3. *After* "whereas" *insert* "large portions of"
- " " line 4. *Omit* "a large number of"
- " " line 6. *Omit* "therein" *insert* "in the whole of the said lands so devised by the
 "said James Underwood"
- " preamble, line 8. *Omit* "subdivided and"
- " " line 9. *Omit* "be"
- " clause 1, lines 17 and 18. *Omit* "described in the Schedules A B and C hereto" *insert*
 "devised by the said will of the said James Underwood"
- " clause 1, line 19. *Omit* "and"
- " " line 20. *Omit* "both" *insert* "and Robert John King merchant all"
- " clause 2, line 23. *Omit* "and"
- " " line 23. *Omit* "or the survivor of them" *insert* "and Robert John King or other
 "the Trustees or Trustee for the time being of this Act"
- " clause 2, line 24. *Before* "lands" *insert* "said"
- " " line 24. *After* "hereditaments" *omit* "described in the Schedules A B and C
 "hereto" *insert* "or any part thereof"
- " clause 2, line 27. *After* "expedient" *insert* "subject to such terms and conditions"
- " clause 3, line 37. *Omit* "and"
- " " line 37. *Omit* "or the survivor of them" *insert* "and Robert John King or
 "other the Trustees or Trustee for the time being of this Act"

Page 3, clause 3, line 38. *After* "purchaser" *omit* "or purchasers of the said lands and heredita-
ments"

" clause 3, line 39. *Omit* "ten" *insert* "three"

" " line 40. *Omit* "or her or their"

" " line 41. *Omit* "and"

" " line 42. *Omit* "or the survivor of them" *insert* "and Robert John King or
other the Trustees or Trustee"

" *After* clause 3 *insert* new clause 4 viz. :—

"4. It shall be lawful for the said William Henry Mackenzie senior John Piper
"Mackenzie and Robert John King or other the Trustees or Trustee of this Act for the
"time being on the receipt of the proceeds of the sale of any property sold under the provisions of this
"Act to deduct the costs and expenses of and incidental to such sale and also so much of the costs
"and expenses of all parties of and incidental to the passing of this Act as shall be fairly charge-
"able to the several parties interested in the property out of the sale of which such proceeds shall
"have arisen having regard to the amount of the interest of each of such several parties therein
"And the said William Henry Mackenzie senior John Piper Mackenzie and Robert John
"King or other the Trustees or Trustee aforesaid shall after deducting such costs and
"expenses of sale and costs of passing this Act as aforesaid pay the balance of the said proceeds
"together with the rents if any received in respect of the same premises into the Supreme Court
"of New South Wales in its Equitable Jurisdiction in the matter of the said will and to an
"account to be entitled in the trusts of the said will as affecting the property out of the sale of
"which the said proceeds have arisen."

Page 3, clause 4, lines 47 to 52. *Omit* "4. The said William Henry Mackenzie and John Piper
"Mackenzie or the survivor of them shall immediately upon receipt of the moneys from
"each and every such sale after deducting the costs and expenses thereof and connected
"therewith pay the same into the Supreme Court in its equitable jurisdiction in the
"matter of the said will in trust to attend the orders of the Court and" *insert* "5"

Page 4, clause 5, line 1. *Omit* "5" *insert* "6"

" clause 5, line 2. *Omit* "and"

" " line 3. *Omit* "or the survivor of them" *insert* "and Robert John King or
"other the Trustees or Trustee for the time being of this Act."

" *After* clause 5 *insert* new clauses 7 and 8, viz. :—

"7. Whenever any of the Trustees herein named shall die or go to reside out of the Colony
"of New South Wales or shall desire to be discharged from or refuse or become unfit or incapable
"to act in the trusts in him reposed before the same shall have been fully discharged and performed
"he shall be held to have vacated the said trusts and it shall be lawful for the surviving or
"continuing Trustees or Trustee for the time being or the acting executors or administrators of a
"last surviving or continuing Trustee or for the last retiring Trustees or Trustee by instrument
"in writing to appoint any new Trustee or Trustees in the place of the Trustee or Trustees so
"vacating as aforesaid and as often as any new Trustee or Trustees shall be so appointed as afore-
"said all the trust property then remaining unconveyed shall by virtue of such instrument and
"without other assurance in the law be divested out of the surviving or continuing Trustee or
"Trustees and the Trustee or Trustees so vacating as aforesaid and shall become and be vested in
"the new Trustee or Trustees either solely or jointly with the surviving or continuing Trustees or
"Trustee and every new Trustee to be appointed as aforesaid shall have the same powers authorities
"and discretions as if he had been originally named a Trustee in this Act."

"8. This Act may be cited as 'Underwood's Estate Act of 1873.'"

Page 4. *Omit* Schedules A and B.

Page 5. *Omit* Schedule C.

Examined,—

RICHARD DRIVER,

Chairman of Committees.

Question put and passed.

9. MUNICIPALITIES LIGHTING BILL ("Formal" Motion):—Mr. Parkes moved, pursuant to Notice, for
leave to bring in a Bill to amend the Municipalities Act of 1867.

Question put and passed.

10. THE CASE OF W. J. STEERE AND JOHN QUINN:—Mr. Tunks moved, pursuant to Notice, That there
be laid upon the Table of this House, copies of all Correspondence, Minutes, and other Papers in
the possession of the Government, having reference to the dismissal or removal of William James
Steere and John Quinn from their situations as boatmen of Her Majesty's Customs, Broken Bay.

Debate ensued.

Question put and passed.

11. LAND ADJOINING THE NEW SCHOOL OF INDUSTRY:—Mr. Buchanan moved, pursuant to Notice,—
(1.) That, in the opinion of this House, the Government should resume, without delay, that piece
of land at Darlinghurst, next to the new School of Industry, at present in the possession of the
authorities of the Roman Catholic Church, although said parties have been ousted from such pos-
session by the decision of a Court of law, at the instance of a former Government.
(2.) That the above Resolution be communicated by Address to His Excellency the Governor.

Debate ensued.

Motion, by leave, withdrawn.

12. PETITION OF JAMES TWADDELL:—Mr. Garrett moved, pursuant to Notice, That the Report of the
Select Committee on the Petition of James Twaddell, brought up on the 17th March, 1873, be now
adopted by this House.

Debate ensued.

The Speaker ruled that the motion could not be entertained in its present form,—the 3rd and 4th
sections of the Report proposed to be adopted involving a grant of public money, which had neither
received the recommendation of the Crown, nor been considered in Committee.

Mr. Garrett then gave notice of his intention to submit the question to a Committee of the Whole
House.

Proceeds how
dealt with.

Provision for ap-
pointment of new
Trustees.

Short title.

13. RAILWAY RATES FOR GRAIN AND FLOUR:—Sir James Martin moved, pursuant to Notice,—
 (1.) "That" this House disapproves of the rates for the carriage of grain and flour on the Government Railways, as notified in the *Government Gazette* of the 28th March last.
 (2.) That the foregoing Resolution be transmitted by Address to His Excellency the Governor.
 Debate ensued.
 Mr. Macleay moved, That the Question be amended, by omitting all the words after the word "That" in the first Resolution, with a view to inserting in their place the words "the Railway Rates for goods are in some instances too-high, and ought to be reduced."
 Debate continued.

And the House continuing to sit till after Midnight,—

WEDNESDAY, 9 APRIL, 1873, A.M.

Mr. Teece moved, That this Debate be now adjourned, and its resumption stand an Order of the Day for to-morrow.
 Debate ensued.
 Question put and negatived.
 Debate on Main Question continued.
 Mr. Combes moved, That this House do now adjourn.
 Debate ensued.
 Question put.
 The House divided.

Ayes, 8.

Mr. John Robertson,
 Sir James Martin,
 Mr. Combes,
 Mr. Macleay,
 Mr. Garrett,
 Mr. Hoskins,

Tellers.

Mr. Teece,
 Mr. J. S. Smith.

Noes, 26.

Mr. Parkes,	Mr. Fitzpatrick,
Mr. G. A. Lloyd,	Mr. Wearne,
Mr. Farnell,	Mr. Driver,
Mr. Sutherland,	Mr. Tunks,
Mr. Innes,	Mr. Stewart,
Mr. Butler,	Mr. Burns,
Mr. Thomas Robertson,	Mr. Baker,
Mr. Moses,	Mr. Macintosh,
Mr. Cummings,	Mr. Rodd,
Mr. Jacob,	Mr. Bennett,
Mr. Cunneen,	
Mr. Neale,	Tellers.
Mr. Scholey,	Mr. Dangar,
Mr. Hurley (<i>Central Cumberland</i>),	Mr. Nelson.

And so it passed in the negative.

Main Question again proposed.

Debate continued.

Question,—That the words proposed to be omitted stand part of the Question,—put and passed.
 Original Question then put,—and negatived.

14. MUNICIPALITIES LIGHTING BILL:—Mr. Parkes having presented this Bill, Bill, intituled "*A Bill to amend the Municipalities Act of 1867*,"—read a first time.
 Ordered to be printed, and that the second reading stand an Order of the Day for This Day.
15. POSTPONEMENTS:—The following Orders of the Day postponed:—
 (1.) Sewerage of the City; consideration in Committee of the Whole of the following Resolution:—
 That, in the opinion of this House, steps should be taken by the Government, either by the construction of a main sewer, taking its rise from some central part of the City of Sydney, and leading to the seaboard at or near Bondi, or by such other method as may be considered most advisable for carrying off the storm waters and debris which now flow into the Harbour of Port Jackson from the high levels of the City and Eastern Suburbs, thereby filling it up and impeding navigation;—*on motion of Mr. Macintosh, until Tuesday next.*
 (2.) Annuity to John Dunmore Lang; consideration in Committee of the Whole of the expediency of bringing in a Bill to confer an Annuity on John Dunmore Lang;—*on motion of Mr. John Robertson, until Friday, 18th April.*
16. SYDNEY SEWERAGE ACT AMENDMENT BILL:—On motion of Mr. Driver, the Report from the Committee of the Whole on this Bill adopted.
 Ordered, on motion of Mr. Driver, that the third reading of the Bill stand an Order of the Day for This Day.
17. POSTPONEMENTS:—The following Orders of the Day postponed:—
 (1.) Deniliquin and Moama Railway Bill; to be further considered in Committee;—*on motion of Mr. Hay, until Friday, 18th April.*
 (2.) Walker and Carlow Streets Enclosure Bill (*as agreed to in Select Committee*); second reading;—*on motion of Mr. Tunks, until Tuesday next.*
 (3.) Crown Lands Occupation Act Amendment Bill; consideration in Committee of the Whole of the propriety of bringing in a Bill to amend the Crown Lands Occupation Act of 1861;—*on motion of Mr. John Robertson, until Friday, 18th April.*
18. MUNICIPALITIES ACT OF 1867 AMENDMENT BILL:—The Order of the Day having been read,—Mr. Tunks moved, That this Bill be now read a third time.
 Motion, by leave, withdrawn.
 On motion of Mr. Tunks the Order of the Day was postponed until a later hour of the day.

19. POSTPONEMENTS:—The following Orders of the Day postponed, on motion of Mr. Driver, until Tuesday next:—

- (1.) Sydney Corporation Act Amendment Bill; adjourned Debate, on the motion of Mr. Raphael, "That this Bill be now read a second time."
- (2.) Municipal Council of Sydney Powers Extension Bill; consideration in Committee of the Whole of the propriety of bringing in a Bill to extend the powers of the Municipal Council of Sydney.
- (3.) Bathurst Cattle Sale Yards Bill; resumption of the adjourned Debate, on the motion of Mr. Combes, "That this Bill be now read a second time."

20. SUPERANNUATION ACT REPEAL BILL:—The Order of the Day having been read,—Mr. Parkes moved, That the Report from the Committee of the Whole on this Bill be now adopted.

Question put.

The House divided.

Ayes, 15.

Mr. Parkes,	Mr. Scholey,
Mr. Farnell,	Mr. Teece,
Mr. Butler,	Mr. Driver,
Mr. G. A. Lloyd,	Mr. Macintosh,
Mr. Sutherland,	<i>Tellers.</i>
Mr. Bennett,	
Mr. Cunneen,	Mr. Dangar,
Mr. Thomas Robertson,	Mr. Tunks.
Mr. Jacob,	

Noes. 3.

Mr. Hurley (*Central
Cumberland*),

Tellers.

Mr. Stewart,
Mr. Wearne.

And it appearing by the Tellers Lists that there was not a Quorum present, the Speaker adjourned the House, at twenty-two minutes after Two o'clock, A.M., until Four o'clock, P.M., This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 83.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 9 APRIL, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) University Public Examinations:—Mr. Forster asked the Colonial Secretary, pursuant to Notice,—

(1.) How many pupils from Public Schools, and how many from Certified Denominational Schools, passed or obtained honors in the University Public Examinations in November, 1872, and how many were rejected?

(2.) What are the names or descriptions of the said Schools?

Mr. Parkes answered,—I am not in a position to give the information which the Honorable Member asks, but I learn from the authorities at the University that it can probably be supplied to-morrow.

- (2.) Menangle Bridge:—Mr. Hurley (*Narellan*) asked the Secretary for Public Works, pursuant to Notice,—What is the intention of the Government as regards the reconstruction of the Menangle Bridge, which was swept away by the late disastrous floods?

Mr. G. A. Lloyd answered,—It is proposed that a ford be constructed of sandstone some distance down stream, with a small open span, say of 40 feet, constructed from old bridge material, to carry summer water, and an arrangement made to allow foot passengers, when river is flooded, to pass over Railway Bridge. It is estimated that £300 will be required to make a good permanent work.

- (3.) Orphan Schools:—Mr. Forster asked the Colonial Secretary, pursuant to Notice,—When, and in what manner, do the Government intend giving effect to the Resolutions of this House, of February 25, relative to the Protestant and Roman Catholic Orphan Schools?

Mr. Parkes answered,—It has been decided to introduce a Bill next Session dealing with this subject.

2. ADJOURNMENT:—Captain Onslow moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

3. ASSENT TO BILLS:—The following Messages from His Excellency the Governor were delivered by Mr. Parkes, and read by the Speaker:—

- (1.) Postage Stamps Extension Bill:—

HERCULES ROBINSON,

Governor.

Message No. 27.

A Bill, intituled "*An Act to authorize the use of Postage Stamps for the purposes of the Stamp Acts*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 9th April, 1873.

(2.)

(2.) Distribution of Funds in Perry's Estates Bill:—

HERCULES ROBINSON,
Governor.

Message No. 28.

A Bill, intituled "*An Act to provide for the distribution of certain Funds among certain Creditors in respect of claims by them against Insolvent Estates formerly assigned to Frederick William Perry late Official Assignee*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 9th April, 1873.

4. QUESTION—Amendment of the Electoral Law:—Mr. Forster asked the Colonial Secretary, pursuant to Notice,—What course do the Government intend taking with reference to the Resolution of this House, of March 4, relative to Amendment of the Electoral Law?
Mr. Parkes answered,—A Bill to alter and extend the Electoral system will be introduced at the commencement of the next Session of Parliament.
5. PAPER:—Mr. Parkes laid upon the Table, Census of 1871. Part 5.—Social Condition.
Ordered to be printed.
6. ADJOURNMENT:—Mr. Raphael moved, That this House do now adjourn.
Question put and negatived.
7. FUNDED STOCK BILL:—Mr. G. A. Lloyd moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.
On motion of Mr. Lloyd the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.
The Speaker resumed the Chair; and the Chairman reported the Bill with Amendments.
Ordered, on motion of Mr. Lloyd, that the adoption of that report stand an Order of the Day for to-morrow.
The House adjourned, on motion of Mr. Parkes, at thirteen minutes after Eleven o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 84.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 10 APRIL, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS:—

- (1.) Tamworth School Board:—Mr. Bennett asked the Colonial Secretary, pursuant to Notice,—
 - (1.) The names of the members of the Tamworth School Board first appointed, and the changes (if any) which have taken place in the Board?
 - (2.) The number of meetings held, and the attendance thereat of each member?

Mr. Parkes answered,—

(1.) The names of the members of the Tamworth Public School Board first appointed on 28th January, 1867, are:—Messrs. Walter Scott, M.D., William Smith, G. Cochrane, Daniel Regan, J. Macdonald. Since then Messrs. Smith and Cochrane have resigned, and Messrs. Grace and James Garland have been appointed as additional members.

(2.) The Council of Education has no information as to the number of meetings held by the Board, or of the attendance of the members thereat.

- (2.) Dams for Storage of Water:—Mr. Phelps asked the Colonial Secretary, pursuant to Notice,—
 - (1.) Is it the intention of the Government to introduce a Bill next Session to regulate the erection, maintenance, and preservation of Dams for storage of water, as well for the interest of the Colony as for the individual parties concerned?
 - (2.) Is the Government aware that life is liable to be endangered through want of legislation as to the cutting of Dams, and that a case that may become serious and perhaps imperil life now exists on the Merowie Creek, near the Lachlan River?

Mr. Farnell answered,—

(1.) It is the intention of the Government to introduce a Bill next Session to regulate the erection, maintenance, and preservation of Dams for storage of water.

(2.) It has been reported to me that several armed men proceeded to Merowie Creek for the purpose of cutting a Dam. If there were effective legislation relative to Dams and storage of water, in all probability such an occurrence as that referred to would not take place.

- (3.) The Eucalyptus:—Mr. Phelps asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to place on the Supplementary Estimates for the year 1873 a sufficient sum to enable the Government to carry out the Resolutions, passed by this House on the 18th February last, recommending an inquiry into the medicinal properties of the species of Eucalyptus indigenous to New South Wales?

Mr. Parkes answered,—If, after inquiry, any sum should be considered necessary for instituting a thorough investigation of this subject, it will be placed on the Supplementary Estimates.

- (4.) Railway Rates for carriage of Flour:—Mr. Garrett asked the Secretary for Public Works, pursuant to Notice,—What course do the Government intend taking with reference to the increased rates of carriage of Flour by Railway?

Mr. Sutherland answered,—It is intended to amend the Goods Classification Sheet, of date 1st April, 1873, by reducing the charge for the carriage of Flour.

- (5.) The Case of John Roach:—Mr. Buchanan asked the Attorney General, pursuant to Notice,—
 - (1.) Is it true that a man named John Roach was lately committed for trial by the Gundagai Bench on a charge of cattle-stealing?
 - (2.) Is it true that the stolen cattle were found in Roach's paddock with his (Roach's) brand on two of them, and were identified by Mr. Smith, the owner's son, as the property of his father?
 - (3.) Is it true that the committing Magistrates, in sending Roach for trial, expressed themselves to the effect that they never met with a clearer case?
 - (4.) Is it true that the Attorney General has declined to file a Bill in this case?

Mr.

Mr. Butler answered,—

(1.) Yes.

(2.) Yes; but it is also true that the cattle referred to were branded some months previously, and that it was stated by Roach, about the time of such branding, to Smith's son, who was looking after his father's cattle, that the branding was done by mistake, and that two head of cattle would be given for those so branded, and as Smith acceded to this arrangement, the same two head of cattle were, some considerable time afterwards, driven into his paddock by Roach, with some of his own cattle, from a place where Smith's and Roach's cattle, from their adjoining runs, were in the habit of mixing; and there was no evidence that such driving was felonious.

(3.) I do not know; but if the Magistrates did so express themselves, their opinion, under the circumstances, would be immaterial.

(4.) Yes; and the Solicitor General, upon reading the depositions, formed the same opinion of the case that I did.

2. PAPERS:—Mr. Parkes laid upon the Table the following Papers:—

(1.) Report from Board relative to Expenditure of Government Asylums for 1872.

(2.) Return to an Order, made on 17th December, 1872, in reference to the Half-time School at Lower Hawkesbury.

(3.) Return to an Address, adopted on 28th March, 1873, in reference to the case of the Rev. Charles Currey.

Ordered to be printed.

3. ADJOURNMENT:—Mr. Lucas moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

4. ASSENT TO SALE OF LAND SCOTS CHURCH LEGALIZING BILL:—The following Message from His Excellency the Governor was delivered by Mr. Parkes, and read by the Speaker:—

HERCULES ROBINSON,
Governor.

Message No. 29.

A Bill, intituled "*An Act to enable the Reverend Dr. Lang as sole surviving Trustee of the Scots Church to dispose of the original allotment of the Church for certain Ecclesiastical purposes therewith connected*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 10th April, 1873.

5. MESSAGES:—The Speaker reported the following Messages from the Legislative Council:—

(1.) Isler's Estate Bill:—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled "*An Act to enable the Trustees of the Will of Henry Isler deceased to sell certain lands situate at Gladesville on the Parramatta River near Sydney being part of the real estate of the said Henry Isler and to invest the money to arise from such sale for the benefit of the parties severally interested in the said real estate under the said Will*,"—presents the same to the Legislative Assembly for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before the Select Committee thereon.

Legislative Council Chamber,

Sydney, 10th April, 1873.

T. A. MURRAY,

President.

Bill, on motion of Mr. Farnell, read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for Wednesday next

(2.) Navigation Act Amendment Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend in certain particulars the Navigation Act of 1871*,"—with the Amendments indicated by the accompanying Schedule, in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,

Sydney, 10th April, 1873.

T. A. MURRAY,

President.

NAVIGATION ACT AMENDMENT BILL.

SCHEDULE of the Amendments referred to in Message of 10th April, 1873.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 3, clause 13, line 2. After "sections" insert "twenty-nine"

" " line 4. After "say" insert "In section twenty-nine the words 'British Posses-

" " sions' are substituted for the words 'Australasian Colonies'"

" " line 7. After "hundred" insert "tons"

" " line 8. After "fifty" insert "tons"

" " clause 17, line 41. After "Act" insert "to amend an Act entitled an Act"

Examined,—

J. DOCKER,

Chairman of Committees.

Ordered, on motion of Mr. G. A. Lloyd, that the Amendments made by the Legislative Council in this Bill be taken into consideration on Wednesday next.

(3.)

(3.) Underwood's Estate Bill:—

Mr. SPEAKER,

The Legislative Council has this day agreed to the Amendments made by the Legislative Assembly in the Bill, intituled "*An Act to authorize the sale of certain lands and hereditaments devised by the Will of the late James Underwood and the payment of the proceeds thereof into the Supreme Court.*"

Legislative Council Chamber,
Sydney, 10th April, 1873.

T. A. MURRAY,
President.

6. SPECIAL ADJOURNMENT ("*Formal*" Motion):—Mr. Parkes moved, pursuant to Notice, That this House, at its rising this day, do adjourn until Tuesday next.
Question put and passed.
7. GOVERNMENT BUSINESS:—Mr. Parkes moved, pursuant to Notice, That Government Business take precedence of General Business on Tuesday next.
Debate ensued.
Mr. Forster moved, That the Question be amended, by adding at the end the words "except such Business as is already on the Paper."
Debate continued.
Question,—That the words proposed to be added be so added,—put and negatived.
Original Question, by leave, withdrawn.
8. SUPERANNUATION ACT REPEAL BILL:—Mr. Parkes moved, pursuant to Notice, That the Order of the Day for the adoption of the Report from a Committee of the Whole on the Superannuation Act Repeal Bill, which lapsed, on Wednesday, 9th April, A.M., for want of a Quorum, be restored to the Paper, and stand an Order of the Day for Tuesday next.
Debate ensued.
Question put and passed.
9. FUNDED STOCK BILL:—The Order of the Day having been read,—Mr. G. A. Lloyd moved, That the Report from the Committee of the Whole on this Bill be now adopted.
Debate ensued.
Question put and passed.
Ordered, on motion of Mr. Lloyd, that the third reading of the Bill stand an Order of the Day for Tuesday next.
10. BORDER DUTIES BILL:—Mr. Parkes moved, That this Bill be now read a second time.
Debate ensued, and, on motion of Mr. Combes, adjourned to Tuesday next.
The House adjourned, on motion of Mr. Parkes, at thirteen minutes before Twelve o'clock, until Tuesday next, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 85.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 15 APRIL, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.
 QUESTION.—Roads for Travelling Stock:—Mr. Phelps asked the Secretary for Lands, pursuant to Notice,—Is it the intention of the Government to introduce a Bill next Session to enable them to proclaim and reserve from sale roads one mile wide in Pastoral Districts to the west, for the use of stock travelling to market?
 Mr. Farnell answered,—It is the intention of the Government to introduce a Bill next Session to enable them to deal with roads generally; and the question of proclaiming roads one mile wide in and through Pastoral Districts, for the use of travelling stock, will be considered in the framing of any such Bill.
2. VOLUNTEER ARTILLERY FORCE.—GUNNER WILLIAMSON (*"Formal" Motion*):—Mr. Macintosh moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 (1.) Copies of all charges made, correspondence, petitions, reports, and minutes thereon, having reference to the suspension from duty, and subsequent dismissal, of Gunner James Williamson from the Artillery Volunteer Force.
 (2.) That such copies embrace all documents having reference to the subject matter between the dates of August 19th, 1872, and March 18th of present year.
 Question put and passed.
3. FUNDED STOCK BILL (*"Formal" Order of the Day*),—on motion of Mr. G. A. Lloyd, read a third time, and passed.
 Mr. Lloyd then moved, That the Title of this Bill be "*An Act to authorize the Government to raise a Loan for Public Works and other purposes by means of a 'Funded Stock.'*"
 Question put and passed.
 Whereupon Mr. Lloyd moved, That the Bill be carried to the Legislative Council, with the following Message:—
 MR. PRESIDENT,
 The Legislative Assembly having this day passed a Bill, intituled "*An Act to authorize the Government to raise a Loan for Public Works and other purposes by means of a 'Funded Stock.'*" presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 15th April, 1873.
 Question put and passed.
4. PAPER:—Mr. Butler laid upon the Table, Return to an Address, adopted on 27th November, 1872, in reference to the case of E. G. Clerk.
 Ordered to be printed.
5. FEMALE TEACHERS IN ROMAN CATHOLIC SCHOOLS:—Mr. Stewart moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of all instructions to Inspectors, Minutes of Council, Reports, Correspondence, and other documents relating to the examination of females employed as Teachers in Roman Catholic Schools under the Public Schools Act.
 Debate ensued.
 Motion, by leave, withdrawn.

6. PAYMENT OF MEMBERS OF PARLIAMENT :—Mr. Forster moved, pursuant to Notice, That this House shall, on Friday next, resolve itself into a Committee of the Whole to consider an Address to the Governor, praying that His Excellency will be pleased to cause provision to be made, in contemplation of any change in the Electoral Law, for payment of Members of any future Parliament, by way of reimbursement for expenses of travelling and attendance, and other Parliamentary services.

Debate ensued.

And the House continuing to sit till after Midnight,—

WEDNESDAY, 16 APRIL, 1873, A.M.

Question put.

The House divided.

Ayes, 15.

Mr. John Robertson,	Mr. Lucas,
Mr. Stewart,	Mr. Baker,
Mr. Forster,	Mr. Cunneen,
Mr. Hoskins,	Mr. Teece,
Mr. Bennett,	<i>Tellers.</i>
Mr. Cummings,	
Mr. Terry,	Mr. Thomas Robertson,
Mr. Hay,	Mr. Garrett.
Mr. Nelson,	

Noes, 15.

Mr. Parkes,	Mr. Fitzpatrick,
Mr. G. A. Lloyd,	Mr. Macleay,
Mr. Farnell,	Mr. Abbott,
Mr. Butler,	Mr. Driver,
Mr. Raphael,	<i>Tellers.</i>
Mr. Phelps,	
Mr. Thomas Brown,	Mr. Macintosh,
Mr. Wearne,	Captain Onslow.
Mr. Burns,	

The numbers being equal, the Speaker,—in order to afford the House another opportunity for considering the question,—gave his casting Vote with the *Ayes*, and declared the Question to have passed in the *affirmative*.

7. POSTPONEMENTS :—The following Orders of the Day postponed until Friday next :—

- (1.) Road from Bathurst to Tambaroora and Hill End; consideration in Committee of the Whole of the propriety of presenting an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for the present year, a sum not exceeding £6,000 for the repairs of the Road from Bathurst to Kelso, by Wattle Flat, Sofala, to Tambaroora and Hill End;—*on motion of Mr. Cummings.*
- (2.) Sewerage of the City; consideration in Committee of the Whole of the following Resolution :—
That, in the opinion of this House, steps should be taken by the Government, either by the construction of a main sewer, taking its rise from some central part of the City of Sydney, and leading to the seaboard at or near Bondi, or by such other method as may be considered most advisable for carrying off the storm waters and *debris* which now flow into the Harbour of Port Jackson from the high levels of the City and Eastern Suburbs, thereby filling it up and impeding navigation;—*on motion of Mr. Macintosh.*
- (3.) Walker and Carlow-streets Enclosure Bill (*as agreed to in Select Committee*); second reading.
- (4.) Sydney Corporation Act Amendment Bill; adjourned Debate, on the motion of Mr. Raphael, "That this Bill be now read a second time."
- (5.) Municipal Council of Sydney Powers Extension Bill; consideration in Committee of the Whole of the propriety of bringing in a Bill to extend the powers of the Municipal Council of Sydney.
- (6.) Bathurst Cattle Sale Yards Bill; resumption of the adjourned Debate, on the motion of Mr. Combes, "That this Bill be now read a second time";—*on motion of Mr. Combes.*

on motion of Mr. Driver.

8. SYDNEY SEWERAGE ACT AMENDMENT BILL,—on motion of Mr. Driver, read a third time, and *passed*.
Mr. Driver then moved, That the Title of this Bill be "*An Act to amend the Sydney Sewerage Act of 1853.*"

Question put and passed.

Whereupon Mr. Driver moved, That the Bill be carried to the Legislative Council, with the following Message :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Sydney Sewerage Act of 1853,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 16th April, 1873, A.M.

Question put and passed.

9. POSTPONEMENTS :—The following Orders of the Day postponed :—

- (1.) Municipalities Act of 1867 Amendment Bill; third reading;—*on motion of Mr. Driver, until Friday next.*
- (2.) Permissive Liquor Bill; resumption of the Debate, on the motion of Mr. Wearne, "That this Bill be "now" read a second time"—upon which Mr. Tunks had moved, That the Question be amended by omitting the word "now" with a view of adding at the end the words "this day six months";—*on motion of Mr. Wearne, until Friday, 25th April.*
- (3.) Duration of Parliaments Shortening Bill; second reading;—*on motion of Mr. Burns, until Friday next.*

The House adjourned, on motion of Mr. Parkes, at a quarter before One o'clock, A.M., until Four o'clock, P.M., This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 86.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 16 APRIL, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) University Public Examinations :—Mr. Forster asked the Colonial Secretary, pursuant to Notice,—

(1.) How many pupils from Public Schools, and how many from Certified Denominational Schools, passed or obtained honors in the University Public Examinations in November, 1872, and how many were rejected?

(2.) What are the names or descriptions of the said Schools?

Mr. Parkes answered,—

(1.) Number * of Candidates who came up to the University Senior and Junior Examinations in November, 1872, from Public Schools, also of those who passed and obtained honors, and of those who were rejected.

School	No. which came up.	Passed.	Rejected.
Fort-street Sydney	40	15	25
Cleveland-street, Sydney ...	1	0	1
Goulburn	15	6	9
Grafton	4	2	2
Kiama	9	8	1
Appin	1	0	1
Bega	1	0	1
Albury	1	1	0
Peterborough	1	0	1
Shellharbour	3	1	2
TOTALS	76	33	43

- (2.) Number of Candidates who came up from Certified Denominational Schools, also of those who passed and obtained honors, and of those who were rejected.

School	No. which came up.	Passed.	Rejected.
Church of England, Mudgee	1	1	0
Church of England, Yass	3	3	0
Church of Rome, Albury	2	2	0
Wesleyan, Surry Hills, Sydney ...	4	1	3
TOTALS	10	7	3

* This does not include those who came up for the Civil Service Examination.

(2.)

(2.) **Railway Rates for Carriage of Sugar**:—Mr. Hoskins asked the Secretary for Public Works, pursuant to Notice,—Do the Government intend to reduce existing charges for the conveyance of Sugar by Railway?

Mr. Sutherland answered,—The charges for Sugar have not been reconsidered; but the Government will give its consideration to the Railway Goods Tariff generally, with a view to adjusting any inequalities which are found to exist.

(3.) **Bridge over the Tumut River at Brungle**:—Mr. Hoskins asked the Secretary for Public Works, pursuant to Notice,—When do the Government intend to call for tenders for the erection of a Bridge over the Tumut River at Brungle?

Mr. Sutherland answered,—On the return of the Commissioner for Roads (who is at present absent on duty in the Southern Districts) the site will be determined, and tenders invited as soon as the necessary plans can be prepared.

2. **PAPERS**:—Mr. Parkes laid upon the Table the following Papers:—

(1.) Report of the Council of Education upon the condition of the Public Schools, for 1872.

(2.) Report of the Council of Education upon the condition of the Certified Denominational Schools, for 1872.

Ordered to be printed.

3. **ADJOURNMENT**:—Mr. Raphael moved, That this House do now adjourn.

Question put and negatived.

4. **SYDNEY MARKETS** ("Formal" Motion):—Mr. Driver moved, pursuant to Notice, That this House will, on Thursday next, resolve itself into a Committee of the Whole for the purpose of considering the propriety of bringing in a Bill to extend the powers of the Municipal Council of Sydney with respect to the Sydney Markets.

Question put and passed.

5. **SPECIAL ADJOURNMENT**:—Mr. Driver moved, pursuant to Notice, That this House, at its rising this day, do adjourn until To-morrow, at Seven o'clock.

Debate ensued.

Question put.

The House divided.

Ayes, 14.

Mr. Driver,	Mr. Phelps,
Mr. Taylor,	<i>Tellers.</i>
Mr. Macintosh,	
Mr. Tunks,	Mr. Raphael,
Mr. Combes,	Mr. Nelson.
Mr. Terry,	
Mr. Burns,	
Mr. Campbell,	
Mr. Hurley (<i>Narellan</i>),	
Mr. Cunneen,	
Mr. Bennett,	

Noes, 19.

Sir James Martin,	Mr. Forster,
Mr. Parkes,	Mr. Macleay,
Mr. G. A. Lloyd,	Mr. Lee,
Mr. Butler,	Mr. Teece,
Mr. Farnell,	Mr. Lucas,
Mr. Sutherland,	Mr. Hurley (<i>Central</i>
Mr. Stewart,	<i>Cumberland</i>),
Mr. Hay,	<i>Tellers.</i>
Mr. Cummings,	
Mr. Wearne,	Mr. Hoskins,
Mr. Scholey,	Captain Onslow.

And so it passed in the negative.

6. **RAILWAY LOAN BILL**:—The Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to enable the Government to raise a Loan for Railways*,"—returns the same to the Legislative Assembly without Amendment.

Legislative Council Chamber,
Sydney, 16th April, 1873.

JOSEPH DOCKER,
Chairman Presiding.

7. **ADJOURNMENT**:—Captain Onslow moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

8. **PRINCE ALFRED MEMORIAL HOSPITAL SITE DEDICATION BILL**:—

(1.) Mr. Parkes moved, pursuant to Notice, That leave be given to bring in a Bill to authorize the resumption by the Crown, and dedication as a site for the Prince Alfred Memorial Hospital, of a portion of the land granted to the University of Sydney.

Question put and passed.

(2.) Mr. Parkes having presented this Bill, Bill, intituled "*A Bill to authorize the resumption by the Crown and dedication as a site for the Prince Alfred Memorial Hospital of a portion of the Land granted to the University of Sydney*,"—read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for to-morrow.

9. **NAVIGATION ACT AMENDMENT BILL**:—The Order of the Day having been read,—on motion of Mr. G. A. Lloyd the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Amendments made by the Legislative Council in this Bill.

The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's Amendments.

On motion of Mr. Lloyd, that report was adopted.

Whereupon Mr. Lloyd moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill intituled "*An Act to amend in certain particulars the Navigation Act of 1871*."

Legislative Assembly Chamber,
Sydney, 16th April, 1873.

Question put and passed.

10. **SUPERANNUATION ACT REPEAL BILL** (*House in Division*):—The Order of the Day having been read,—
Question put,—That the Report from the Committee of the Whole on this Bill be now adopted.
The House divided.

Ayes, 27.

Mr. Parkes,	Mr. Hay,
Mr. Farnell,	Mr. Scholey,
Mr. Butler,	Mr. Abbott,
Mr. G. A. Lloyd,	Mr. Tunks,
Mr. Watson,	Mr. Lucas,
Mr. Allen,	Mr. Raphael,
Mr. Nelson,	Mr. Combes,
Mr. Hurley (<i>Narellan</i>),	Mr. Macintosh,
Mr. Phelps,	Mr. Lee,
Mr. Bennett,	Mr. Teece,
Mr. Cummings,	<i>Tellers.</i>
Mr. Thomas Robertson,	Mr. Taylor,
Mr. Macleay,	Mr. W. C. Browne.
Mr. Cunneen,	
Mr. Campbell,	

Noes, 6.

Mr. Forster,
Mr. Driver,
Mr. Burns,
Mr. Hoskins,

Tellers.

Mr. Wearne,
Mr. Stewart.

And so it was resolved in the affirmative.

Ordered, on motion of Mr. Parkes, That the third reading of the Bill stand an Order of the Day for to-morrow.

11. **POSTPONEMENTS**:—The following Orders of the Day postponed, on motion of Mr. Parkes:—
(1.) **Border Duties Bill**; resumption of the adjourned Debate, on the motion of Mr. Parkes, "That this Bill be now read a second time.";—*to follow after the Order of the Day respecting the Public Gates Bill.*

(2.) **Volunteer Land Grants Abolition Bill**; second reading.

(3.) **Municipalities Lighting Bill**; second reading.

(4.) **Promissory Oaths Declaratory Bill**; second reading.

(5.) **Grape Vines and Grapes Importation Prohibition Bill**; second reading.

} *until To-morrow.*

12. **ANGORA GOATS PROTECTION BILL**:—The Order of the Day having been read,—on motion of Mr. Farnell the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Amendments made by the Legislative Council in this Bill. The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's Amendments.

On motion of Mr. Farnell, that report was adopted.

Whereupon Mr. Farnell moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill intituled "*An Act to amend the Law authorizing the destruction of Goats.*"

Legislative Assembly Chamber,

Sydney, 16th April, 1873.

Question put and passed.

13. **POSTPONEMENT**:—The Order of the Day for the second reading of the Equity Consolidation and Reform Bill postponed, on motion of Mr. Butler, until Wednesday next.

14. **PUBLIC GATES BILL**:—The Order of the Day having been read,—on motion of Mr. Farnell the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Amendments made by the Legislative Council in this Bill. The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's Amendments.

On motion of Mr. Farnell, that report was adopted.

Whereupon Mr. Farnell moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill intituled "*An Act to authorize the erection of Public Gates across certain roads.*"

Legislative Assembly Chamber,

Sydney, 16th April, 1873.

Question put and passed.

15. **BORDER DUTIES BILL**:—The Order of the Day having been read for the resumption of the adjourned Debate on the motion for the second reading of this Bill,—

Debate resumed.

Question put,—That this Bill be now read a second time.

The House divided,

Ayes, 25.

Mr. Parkes,	Mr. Cummings,
Mr. G. A. Lloyd,	Mr. Moses,
Mr. Butler,	Mr. Macleay,
Mr. Farnell,	Mr. Hoskins,
Mr. Sutherland,	Mr. Scholey,
Mr. Burns,	Mr. Baker,
Mr. Dangar,	Mr. Cunneen,
Mr. Groville,	Mr. Wearne,
Mr. W. C. Browne,	Mr. Hurley (<i>Central</i>
Mr. Tunks,	<i>Cumberland</i>),
Mr. Bennett,	<i>Tellers.</i>
Mr. Fitzpatrick,	Mr. Hay,
Mr. Thomas Robertson,	Mr. Phelps.
Mr. Neale,	

Noes, 9.

Mr. John Robertson,
Mr. Raphael,
Mr. Webb,
Mr. Clarke,
Mr. J. S. Smith,
Mr. Lucas,
Mr. Single,

Tellers.

Mr. Combes,
Mr. Stewart.

And so it was resolved in the affirmative.

Bill

Bill read a second time.

On motion of Mr. Parkes the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again to-morrow.

The House adjourned, on motion of Mr. Parkes, at five minutes before Twelve o'clock, until to-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 87.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 17 APRIL, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Cessnock Road :—Mr. Forster asked the Secretary for Public Works, pursuant to Notice,—

(1.) Has any complaint or remonstrance been received, within the last twelve months, by the Government, or by the Commissioner for Roads, from a person named Price, or from any other person, with reference to alleged misconstruction of, or misuse or waste of public money upon, the Cessnock Road, or any other road under control of the Maitland District Council?

(2.) If so, what course have the Government or the Commissioner for Roads taken, or do they intend taking, in the matter?

Mr. Sutherland answered,—In compliance with an Order of the House on the 4th instant, passed at the instance of the Honorable Member for The Hunter, I will presently lay upon the Table copies of the Correspondence referred to, which will supply the information required.

- (2.) Compensation to Mr. T. Collett :—Mr. Forster asked the Colonial Secretary, pursuant to Notice,—

(1.) Is it the intention of the Government to compensate, or take any steps for compensating, Mr. T. Collett, of Mungerarie, near Moruya, for loss or damage to his property by late floods?

(2.) If so, will similar steps be taken in all similar cases; and, if so, to what extent?

Mr. Parkes answered,—I do not know what this question refers to. I have no application from a gentleman named Collett, nor is there any application of the character from any person.

2. PAPERS :—

(1.) Mr. Sutherland laid upon the Table, Return to an Order, made on 4th April, 1873, in reference to the Cessnock Road.

Ordered to be printed.

(2.) Mr. Parkes laid upon the Table, Correspondence respecting Steam Postal Communication *via* San Francisco.

Ordered to be printed.

3. STEAM POSTAL SERVICE *via* SAN FRANCISCO :—Mr. Parkes moved, pursuant to Notice, That this House will, on Monday next, resolve itself into a Committee of the Whole to consider the expediency of adopting the following Resolutions,—

(1.) That the Government be authorized to make arrangements for the establishment of an efficient line of Steam Mail Packets between the port of Sydney and the port of San Francisco, in connection with the mail services between the last-named port and Great Britain.

(2.) That such service shall secure the delivery of mails between this port and a port in Great Britain, in both directions, in forty-five days, and shall not entail upon this Colony a subsidy exceeding £30,000 per annum.

(3.) That the Colony of New Zealand be invited to join in the establishment of this service.

(4.) That the foregoing Resolutions be transmitted by Address to His Excellency the Governor.

Debate ensued.

Question

Question put.

The House divided.

Ayes, 29.

Mr. Parkes,	Mr. Teece,
Mr. Butler,	Mr. Wearne,
Mr. G. A. Lloyd,	Mr. Clarke,
Mr. Farnell,	Mr. John Robertson,
Mr. Sutherland,	Mr. Hurley (<i>Central</i>
Mr. Watson,	<i>Cumberland</i>),
Mr. Booth,	Mr. Burns,
Mr. Cummings,	Mr. Terry,
Mr. Allen,	Mr. W. C. Browne,
Mr. Webb,	Mr. Taylor,
Mr. Thomas Brown,	Mr. Thomas Robertson,
Mr. Bennett,	Mr. Driver,
Mr. Macleay,	<i>Tellers.</i>
Mr. Combes,	
Mr. Hay,	Mr. Raphael,
Mr. Abbott,	Mr. Macintosh.

Noes, 3.

Mr. Forster,
Tellers.
Mr. Stewart,
Mr. Lucas.

And so it was resolved in the affirmative.

4. POSTPONEMENT:—The Order of the Day for the second reading of the Prince Alfred Memorial Hospital Site Dedication Bill postponed, on motion of Mr. Parkes, to follow after the Order of the Day respecting the Border Duties Bill.

5. SUPERANNUATION ACT REPEAL BILL:—Mr. Parkes moved, "That" this Bill be now read a third time.

Debate ensued.

Mr. John Robertson moved, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Order for the third reading be discharged, and the Bill be referred back to a Committee of the Whole House, for the purpose of the reconsideration of the 4th clause."

Debate continued.

Question,—That the words proposed to be omitted stand part of the Question,—put and passed.

Original Question put,—That this Bill be now read a third time.

The House divided.

Ayes, 26.

Mr. Parkes,	Mr. Thomas Robertson,
Mr. Butler,	Mr. Lackey,
Mr. G. A. Lloyd,	Mr. Clarke,
Mr. Farnell,	Mr. Nowlan,
Mr. Sutherland,	Mr. Phelps,
Mr. John Robertson,	Mr. Macintosh,
Mr. Bennett,	Mr. W. C. Browne,
Mr. Hill,	Mr. Lee,
Mr. Cummings,	Mr. Taylor,
Mr. Single,	Mr. Hannell,
Mr. Macleay,	<i>Tellers.</i>
Mr. Abbott,	
Mr. Hay,	Mr. Combes,
Mr. Cunneen,	Mr. Nelson.

Noes, 8.

Mr. Baker,
Mr. Hurley (*Central*
Cumberland),
Mr. Wearne,
Mr. Stewart,
Mr. Burns,
Mr. Driver,
Tellers.
Mr. Webb,
Mr. Hoskins.

And so it was resolved in the affirmative.

Bill read a third time, and, on motion of Mr. Parkes, *passed*.

Mr. Parkes then moved, That the Title of this Bill be "*An Act to repeal the Superannuation Act of 1864 and to provide for terminating the system of Allowances and Gratuities established thereunder.*"

Question put and passed.

Whereupon Mr. Parkes moved, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to repeal the Superannuation Act of 1864 and to provide for terminating the system of Allowances and Gratuities established thereunder,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 17th April, 1873.

Question put and passed.

6. POSTPONEMENTS:—The following Orders of the Day postponed, on motion of Mr. Parkes, to follow after the Order of the Day for the second reading of the Prince Alfred Memorial Hospital Site Dedication Bill:—

- (1.) Volunteer Land Grants Abolition Bill; second reading.
- (2.) Municipalities Lighting Bill; second reading.
- (3.) Promissory Oaths Declaratory Bill; second reading.
- (4.) Grape Vines and Grapes Importation Prohibition Bill; second reading.

7. BORDER DUTIES BILL:—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

The Speaker resumed the Chair; and the Chairman reported the Bill with amendments.

Ordered, on motion of Mr. Parkes, that the adoption of that report stand an Order of the Day for to-morrow.

8. **POSTPONEMENTS**:—The following Orders of the Day postponed, on motion of Mr. Parkes:—
- (1.) Prince Alfred Memorial Hospital Site Dedication Bill; second reading.
 - (2.) Volunteer Land Grants Abolition Bill; second reading.
 - (3.) Municipalities Lighting Bill; second reading.
 - (4.) Promissory Oaths Declaratory Bill; second reading;—*to follow after the Order of the Day for the resumption of the Committee of Supply.*
- } *until Monday next.*
9. **GRAPE VINES AND GRAPES IMPORTATION PROHIBITION BILL**:—Mr. Farnell moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Farnell, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.
The Speaker resumed the Chair; and the Chairman reported the Bill with an amendment.
On motion of Mr. Farnell (*with the concurrence of the House*), that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for to-morrow.
10. **POSTPONEMENT**:—The Order of the Day for the resumption of the Committee of Supply postponed, on motion of Mr. Parkes, until Monday next.
11. **PROMISSORY OATHS DECLARATORY BILL**:—Mr. Butler moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Butler, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.
The Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Butler, that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for to-morrow.
12. **POSTPONEMENTS**:—The following Orders of the Day postponed, on motion of Mr. Parkes, until Monday next:—
- (1.) Ways and Means; resumption of the Committee.
 - (2.) General Elections Bill of 1873; second reading.
 - (3.) Lunacy Bill; second reading.
 - (4.) Imported Stock Act Amendment Bill; second reading.
 - (5.) Woolloomooloo Bay Water-frontage Compensation Bill; second reading.
 - (6.) Criminal Law Consolidation and Amendment Bill; second reading.
 - (7.) Colonial Produce Distillation Bill; to be further considered in Committee.
 - (8.) Mining Bill; to be further considered in Committee.
 - (9.) Colonial Defence Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to make better provision for the Military Defence of the Colony.
 - (10.) Hunter River, Wollongong, and Kiama Tonnage Duties Abolition Bill; second reading.
13. **MARKETS AMENDMENT BILL**:—
- (1.) The Order of the Day having been read,—on motion of Mr. Driver, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to extend the powers of the Municipal Council of Sydney with respect to the Sydney Markets.
The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the following Resolution:—
Resolved.—That it is desirable to bring in a Bill to extend the powers of the Municipal Council of Sydney with respect to the Sydney Markets.
On motion of Mr. Farnell, that report was adopted.
 - (2.) Mr. Driver having *presented* this Bill, Bill, intituled "*A Bill to extend the powers of the Municipal Council of Sydney with respect to the Sydney Markets*,"—read a first time.
Ordered to be printed, and that the second reading stand an Order of the Day for Tuesday next.
14. **ISLER'S ESTATE BILL**:—Mr. Farnell moved, That this Bill be now read a second time.
Debate ensued.

And the House continuing to sit till after Midnight,—

FRIDAY, 18 APRIL, 1873, A.M.

Mr. Burns moved, That this Debate be now adjourned until Monday next.
Debate continued.

Notice was taken that there was not a Quorum present.

The Speaker counted the House, and there being only sixteen Members present, exclusive of the Speaker, namely,—Mr. W. C. Browne, Mr. Burns, Mr. Butler, Mr. Cummings, Mr. Cunneen, Mr. Driver, Mr. Farnell, Mr. Forster, Mr. G. A. Lloyd, Mr. Nelson, Mr. Parkes, Mr. Phelps, Mr. John Robertson, Mr. Scholey, Mr. Sutherland, and Mr. Webb,—the Speaker adjourned the House, at twenty minutes after Twelve o'clock, A.M., until Four o'clock, P.M., This Day.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 88.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 18 APRIL, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Road through Municipality of Camperdown :—Mr. Lucas asked the Secretary for Public Works, pursuant to Notice,—

(1.) What do the Government intend doing with that portion of the road, lately purchased from the Pyrmont Bridge Company, which runs through the Municipality of Camperdown?

(2.) Are the Government aware that the above-mentioned piece of road is in a dangerous state of repair; if they are not aware of its condition, will they send an officer to report upon it, and if found to be unfit for traffic, will they cause it to be put in a good state of repair?

Mr. Sutherland answered,—

(1.) It is proposed to hand over the portion of road referred to, to the Camperdown Municipality.

(2.) Yes, and tenders have been invited in the *Gazette* for the supply of metal to repair it and the other portions which are out of repair.

- (2.) Detention of a Railway Train :—Mr. Stewart asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is it true that the ordinary train to Richmond was detained at Blacktown last Saturday morning till His Excellency the Governor was forwarded by a special train?

(2.) Is it usual to supply His Excellency with a special train when starting at or about the same time as an ordinary train?

Mr. Sutherland answered,—

(1.) The ordinary train, which was a very heavy one, was detained at Blacktown for eight minutes until the train conveying His Excellency and suite had passed, it being deemed more safe that the heavy train should run after and not before the light one.

(2.) A carriage for His Excellency is sometimes attached to the ordinary train. At other times, both for the convenience of His Excellency and the accommodation of the traffic, a special is run. On the occasion referred to it was more convenient for the traffic that a special should be run.

2. DESTRUCTION OF BONDED STORE AT NEWCASTLE ("Formal" Motion):—Mr. Burns moved, pursuant to Notice, That there be laid upon the Table of this House, copies of the Report and Minutes of Evidence, and of all other Papers, relating to the destruction by fire of the Bonded Store at Newcastle.

Question put and passed.

3. GRAPE VINES AND GRAPES IMPORTATION PROHIBITION BILL ("Formal" Order of the Day),—on motion of Mr. Farnell, read a third time, and passed.

Mr. Farnell then moved, That the Title of this Bill be "*An Act to prohibit the Importation of Grape-vines Grape-vine cuttings and Grapes.*"

Question put and passed.

Whereupon Mr. Farnell moved, That the Bill be carried to the Legislative Council, with the following Message :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to prohibit the Importation of Grape-vines Grape-vine cuttings and Grapes,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 18th April, 1873.

Question put and passed.

4. **POSTPONEMENTS**:—The following Orders of the Day postponed:—
 (1.) Inventions Registration Act Amendment Bill; second reading;—*on motion of Mr. Burns, to follow after the Order of the Day respecting the Deniliquin and Moama Railway Bill.*
 (2.) Contracts Exemption Bill; second reading;—*on motion of Mr. Lucas, until Friday next.*
 (3.) Cattle Sale Yards Act Amendment Bill; to be considered in Committee;—*on motion of Mr. Driver, until Tuesday next.*
5. **CAPTAIN COOK'S STATUE**:—The Order of the Day in reference to this subject read, and, on motion of Mr. Nelson, discharged.
6. **POSTPONEMENT**:—The Order of the Day respecting an Annuity to John Dunmore Lang postponed, on motion of Mr. John Robertson, until Tuesday next.
7. **DENILIQUIN AND MOAMA RAILWAY BILL**:—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
 The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Tuesday next.
8. **POSTPONEMENT**:—The Order of the Day for the second reading of the Inventions Registration Act Amendment Bill postponed, on motion of Mr. Burns, until Friday next.
9. **CROWN LANDS OCCUPATION ACT AMENDMENT BILL**:—The Order of the Day having been read,—on motion of Mr. John Robertson the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to amend the Crown Lands Occupation Act of 1861.
 The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the following Resolution:—
Resolved,—That it is desirable to bring in a Bill to amend the Crown Lands Occupation Act of 1861.
 On motion of Mr. Robertson, that report was adopted.
10. **PAYMENT OF MEMBERS OF PARLIAMENT**:—The Order of the Day having been read for the consideration in Committee of the Whole of the propriety of presenting an Address to the Governor, praying that His Excellency will be pleased to cause provision to be made, in contemplation of any change in the Electoral Law, for payment of Members of any future Parliament, by way of reimbursement for expenses of travelling and attendance, and other Parliamentary services,—
 Mr. Forster moved, That this Order of the Day be postponed until Tuesday next.
 Question put.
 The House divided.

Ayes, 15.

Mr. John Robertson,	
Mr. Cummings,	<i>Tellers.</i>
Mr. West,	Mr. W. C. Browne,
Mr. Bennett,	Mr. Stewart.
Mr. Forster,	
Mr. Nelson,	
Mr. Hoskins,	
Mr. Hill,	
Mr. Terry,	
Mr. Cunneen,	
Mr. Thomas Robertson,	
Mr. Baker,	
Mr. Lucas,	

Noes, 24.

Mr. Parkes,	Mr. J. S. Smith,
Mr. G. A. Lloyd,	Mr. Dangur,
Mr. Farnell,	Mr. Scholey,
Mr. Sutherland,	Mr. Wearne,
Mr. Butler,	Mr. Nowlan,
Mr. Combes,	Mr. Macintosh,
Mr. Wobb,	Mr. Hannell,
Mr. Phelps,	Mr. Driver,
Mr. Hurley (<i>Narellan</i>),	Mr. Single,
Mr. Burns,	<i>Tellers.</i>
Mr. Fitzpatrick,	
Mr. Booth,	Mr. Stephen Brown,
Mr. Hurley (<i>Central Cumberland</i>),	Mr. Abbott.

And so it passed in the negative.

Mr. Burns then moved, "That" the Order of the Day be discharged.

Debate ensued.

Mr. John Robertson moved, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Order stand an Order of the Day for Friday next."

Debate continued.

Question put,—That the words proposed to be omitted stand part of the Question.

The House divided.

Ayes, 21.

Mr. Parkes,	Mr. Moses,
Mr. Butler,	Mr. Phelps,
Mr. G. A. Lloyd,	Mr. Burns,
Mr. Farnell,	Mr. Wearne,
Mr. Sutherland,	Mr. R. B. Smith,
Mr. Single,	Mr. Driver,
Mr. Combes,	<i>Tellers.</i>
Mr. Hurley (<i>Narellan</i>),	
Mr. Abbott,	Mr. Raphael,
Mr. Nowlan,	Mr. Fitzpatrick.
Mr. Webb,	
Mr. Booth,	
Mr. Hurley (<i>Central Cumberland</i>),	

Noes, 11.

Mr. John Robertson,
Mr. Stewart,
Mr. Cunneen,
Mr. Bennett,
Mr. Greville,
Mr. Scholey,
Mr. W. C. Browne,
Mr. Baker,
Mr. Nelson,
<i>Tellers.</i>
Mr. Hoskins,
Mr. Lucas.

And so it was resolved in the affirmative.

Question then,—That the Order of the Day be discharged,—put and passed.

11. **CROWN LANDS OCCUPATION ACT AMENDMENT BILL**:—Mr. Farnell having *presented* this Bill, Bill, intituled "*A Bill to amend the Crown Lands Occupation Act of 1861*,"—read a first time.
 Ordered to be printed, and that the second reading stand an Order of the Day for Monday next.

The House adjourned, on motion of Mr. Parkes, at twenty-four minutes before Eleven o'clock, until Monday next, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 89.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

MONDAY, 21 APRIL, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

STEAM POSTAL SERVICE *via* SAN FRANCISCO:—The following Message from His Excellency the Governor was delivered by Mr. Parkes, and read by the Speaker:—

HERCULES ROBINSON,
Governor.

Message No. 30.

In accordance with the 54th Clause of the Constitution Act, the Governor recommends to the Legislative Assembly to make provision for the establishment of a Steam Packet Mail Service between the Port of Sydney and the Port of San Francisco, in connection with the Mail Services between the last-named Port and Great Britain.

*Government House,
Sydney, 21st April, 1873.*

2. PAPERS:—

Mr. Parkes laid upon the Table the following Papers:—

(1.) By-Law of the Borough of Waverley.

(2.) Return (*in part*) to an Address, adopted on 10th May, 1861 A.M., in reference to Letters of Registration of Inventions.

Ordered to be printed.

Mr. Sutherland laid upon the Table the following Papers:—

(1.) Road Trust Accounts, for the Half-years ending 30 June and 31 December, 1871.

(2.) Report on Railways of New South Wales, from 1866 to 1871, inclusive.

Ordered to be printed.

3. ADJOURNMENT:—Sir James Martin moved, That this House do now adjourn.

Debate ensued.

- Question put and negatived.

4. CLAIM OF MR. STEPHEN SCHOLEY:—Mr. Cunneen, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this subject was referred on 4th February, 1873, together with Appendix.

Ordered to be printed.

5. POSTPONEMENTS:—The following Orders of the Day read, and postponed, on motion of Mr. Parkes:—

(1.) Steam Postal Service *via* San Francisco; consideration in Committee of the Whole of the expediency of adopting the following Resolutions,—

(1.) That the Government be authorized to make arrangements for the establishment of an efficient line of Steam Mail Packets between the port of Sydney and the port of San Francisco, in connection with the mail services between the last-named port and Great Britain.

(2.) That such service shall secure the delivery of mails between this port and a port in Great Britain, in both directions, in forty-five days, and shall not entail upon this Colony a subsidy exceeding £30,000 per annum.

(3.) That the Colony of New Zealand be invited to join in the establishment of this service.

(4.) That the foregoing Resolutions be transmitted by Address to His Excellency the Governor.

(2.) Prince Alfred Memorial Hospital Site Dedication Bill; second reading.

(3.) Volunteer Land Grants Abolition Bill; second reading.

(4.) Municipalities Lighting Bill; second reading.

To follow after the Order of the Day for the third reading of the Promissory Oaths Declaratory Bill.

(5.)

- (5.) Supply; resumption of the Committee. } *until Wednesday next.*
 (6.) Ways and Means; resumption of the Committee. }
 (7.) General Elections Bill of 1873; second reading. } *until Thursday next.*
 (8.) Lunacy Bill; second reading. }
 (9.) Imported Stock Act Amendment Bill; second reading. }
 (10.) Woolloomooloo Bay Water-frontage Compensation Bill; second } *until Wednesday next.*
 reading. }
 (11.) Criminal Law Consolidation and Amendment Bill; second reading;—*until Monday, 5th May.*
 (12.) Colonial Produce Distillation Bill; to be further considered in Committee;—*to follow after the Order of the Day for the second reading of the Municipalities Lighting Bill.*
 (13.) Mining Bill; to be further considered in Committee.
 (14.) Colonial Defence Bill; consideration in Committee of the Whole } *until Monday, 5th May.*
 of the expediency of bringing in a Bill to make better provision }
 for the Military Defence of the Colony.

6. HUNTER RIVER, WOLLONGONG, AND KIAMA TONNAGE DUTIES ABOLITION BILL:—The Order of the Day having been read,—Mr. Parkes moved, "That" this Order of the Day be postponed, to follow after the Order of the Day respecting the Colonial Produce Distillation Bill.

Mr. Forster moved, That the Question be amended, by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Order of the Day be postponed until this day six months."

Question put,—That the words proposed to be omitted stand part of the Question.
 The House divided.

Ayes, 20.

Mr. Parkes,	Mr. Moses,
Mr. Butler,	Mr. Neale,
Mr. G. A. Lloyd,	Mr. Wearne,
Mr. Farnell,	Mr. Hurley (<i>Central</i>
Mr. Sutherland,	<i>Cumberland</i>),
Mr. John Robertson,	Mr. Rodd,
Mr. Allen,	Mr. Fitzpatrick,
Mr. Booth,	<i>Tellers.</i>
Mr. Bennett,	
Mr. Thomas Robertson,	Mr. Taylor,
Mr. Hay,	Mr. Driver.
Mr. Cunneen,	

Noes, 5.

Mr. Stewart,
Mr. Macleay,
Mr. Forster,
<i>Tellers.</i>
Mr. Raphael,
Mr. Hoskins.

And so it was resolved in the affirmative.

Original Question then put and passed.

7. POSTPONEMENT:—The Order of the Day for the second reading of the Crown Lands Occupation Act Amendment Bill postponed, on motion of Mr. Parkes, to follow after the Order of the Day last postponed.

8. BORDER DUTIES BILL:—The Order of the Day having been read,—Mr. Parkes moved, That the report from the Committee of the Whole on this Bill be now adopted.

Question put,—

And Division called for,—

But there being no Tellers on the part of the *Noes*, no Division could be had, and the Speaker declared the Question to have passed in the *affirmative*.

Ordered, on motion of Mr. Parkes, that the third reading of the Bill stand an Order of the Day for Wednesday next.

9. PROMISSORY OATHS DECLARATORY BILL,—on motion of Mr. Butler, read a third time, and *passed*.

Mr. Butler then moved, That the Title of this Bill be "*An Act to re-enact and confirm the 'Promissory Oaths Act' and to indemnify all persons in respect of the tendering or taking of certain Oaths and the making of certain Affirmations or Declarations.*"

Question put and passed.

Whereupon Mr. Butler moved, That the Bill be returned to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day agreed to the Bill, intituled "*An Act to re-enact and confirm the 'Promissory Oaths Act' and to indemnify all persons in respect of the tendering or taking of certain Oaths and the making of certain Affirmations or Declarations,*"—returns the same to the Legislative Council, without amendment.

Legislative Assembly Chamber.

Sydney, 21st April, 1873.

Question put and passed.

10. STEAM POSTAL SERVICE *via* SAN FRANCISCO:—The Order of the Day having been read,—Mr. Parkes moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider the expediency of adopting the following Resolutions:—

(1.) That the Government be authorized to make arrangements for the establishment of an efficient line of Steam Mail Packets between the port of Sydney and the port of San Francisco, in connection with the mail services between the last-named port and Great Britain.

(2.) That such service shall secure the delivery of mails between this port and a port in Great Britain, in both directions, in forty-five days, and shall not entail upon this Colony a subsidy exceeding £30,000 per annum.

(3.) That the Colony of New Zealand be invited to join in the establishment of this service.

(4.) That the foregoing Resolutions be transmitted by Address to His Excellency the Governor,—

And that the Governor's Message No. 30 be referred to the Committee.

Question

Question put.
The House divided.

Ayes, 30.

Mr. Parkes,	Mr. Neale,
Mr. Butler,	Mr. Hurley (<i>Central</i>
Mr. G. A. Lloyd,	<i>Cumberland</i>),
Mr. Farnell,	Mr. Wearne,
Mr. Sutherland,	Mr. Macleay,
Mr. John Robertson,	Mr. Allen,
Mr. Burns,	Mr. Rodd,
Mr. Raphael,	Mr. Fitzpatrick,
Mr. Nelson,	Mr. Tecce,
Mr. Bennett,	Mr. Tunks,
Mr. Thomas Robertson,	Mr. Taylor,
Mr. Hay,	Mr. Driver,
Mr. Cunneen,	<i>Tellers.</i>
Mr. Booth,	
Mr. Hoskins,	Mr. R. B. Smith,
Mr. Terry,	Mr. Lee.
Mr. Moses,	

Noes, 2.

Tellers.
Mr. Forster,
Mr. Stewart.

And so it was resolved in the affirmative.

Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

The Speaker resumed the Chair; and the Chairman reported that the Committee had come to certain Resolutions.

Ordered, on motion of the Chairman, that the reception of the said Resolutions stand an Order of Day for Wednesday next.

11. PAPER:—Mr. Parkes laid upon the Table, Further Correspondence respecting Border Customs Duties. Ordered to be printed.

12. PRINCE ALFRED MEMORIAL HOSPITAL SITE DEDICATION BILL:—Mr. Parkes moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

On motion of Mr. Parkes the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and the Chairman reported the Bill without amendment.

On motion of Mr. Parkes, that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for to-morrow.

13. VOLUNTEER LAND GRANTS ABOLITION BILL:—Mr. Parkes moved, That this Bill be now read a second time.

Debate ensued.

Mr. Wearne moved, That this Debate be now adjourned until Monday next.

Debate ensued.

Question put.

The House divided.

Ayes, 3.

Mr. Tunks,
<i>Tellers.</i>
Mr. Wearne,
Mr. Terry.

Noes, 26.

Mr. Parkes,	Mr. Rodd,
Mr. Farnell,	Mr. Phelps,
Mr. G. A. Lloyd,	Mr. Hay,
Mr. Lucas,	Mr. Bennett,
Mr. Booth,	Mr. Sutherland,
Mr. Butler,	Mr. Tecce,
Mr. Thomas Robertson,	Mr. Lee,
Mr. Hannell,	Mr. Cunneen,
Mr. Hurley (<i>Central</i>	Mr. Macintosh,
<i>Cumberland</i>),	Mr. Taylor,
Mr. Scholey,	<i>Tellers.</i>
Mr. Moses,	
Mr. Burns,	Mr. Hoskins,
Mr. Baker,	Mr. Stewart.
Mr. Driver,	

And so it passed in the negative.

Original Question,—That this Bill be now read a second time,—put and passed.

Bill read a second time.

On motion of Mr. Parkes the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and the Chairman reported the Bill with amendments.

Ordered, on motion of Mr. Parkes, that the adoption of that report stand an Order of the Day for to-morrow.

The House adjourned, on motion of Mr. Parkes, at nineteen minutes after Eleven o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

13

New South Wales.

No. 90.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 22 APRIL, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) The Old Barracks, Windsor :—Mr. Driver asked the Secretary for Public Works, pursuant to Notice,—

(1.) Has the attention of the Government been directed to the state of the buildings known as the Old Barracks, in the Town of Windsor?

(2.) Is it intended to repair such buildings?

Mr. Sutherland answered,—

(1.) A report has been received.

(2.) It is the intention of the Government to repair them.

- (2.) Post and Telegraph Offices, Richmond :—Mr. Driver asked the Secretary for Public Works, pursuant to Notice,—

(1.) Has any application been made to the Government with reference to the erection of a Post Office and Telegraph Office in the Town of Richmond?

(2.) Has such an application been considered; and, if so, with what result?

Mr. Sutherland answered,—

(1.) Yes.

(2.) A sum for this purpose will be placed on next Estimates.

2. MARKETS AMENDMENT BILL :—Mr. Raphael presented a Petition from certain Green-grocers, Dealers, and Citizens of the City of Sydney, against the passing of this Bill.
Petition received.

3. FIRE AT NEWCASTLE :—Mr. Stephen Brown presented a Petition from William Petherbridge, Frank Gardner, and James Downey, of Newcastle, praying the House to inquire into the circumstances connected with the destruction, by fire, of a Bonded Store at Newcastle.
Petition received.

4. ISLER'S ESTATE BILL ("Formal" Motion) :—Mr. Farnell moved, pursuant to Notice, That the Order of the Day for the second reading of Isler's Estate Bill, which lapsed by the House being counted out on the 18th April, A.M., be restored to the Paper, and stand an Order of the Day for to-morrow.
Question put and passed.

5. APPLICATIONS FOR MINERAL LEASES :—Mr. Terry moved, pursuant to Notice, That there be laid upon the Table of this House a copy of the Applications, Papers, Correspondence, and all documents relative to four blocks of 20 acres each of mineral lands, situate at Cope's Creek, applied for by Edward Baker, on the 9th day of April, 1872, under mineral lease, numbers 2,110, 2,111, 2,112, 2,113; and also a copy of the Applications, Papers, Correspondence, and all documents relative to mineral land applied for by J. A. Edwards & Co., on 16th June, 1872, under mineral lease, numbers 5,360 to 5,365.
Debate ensued.

Motion, by leave, withdrawn.

6. RE-ASSEMBLING OF PARLIAMENT :—Mr. Hoskins moved, pursuant to Notice,—

(1.) That this House is of opinion that Parliament ought to re-assemble for the despatch of business next Session not later than the month of August.

(2.) That the foregoing Resolution be transmitted by Address to His Excellency the Governor.

Debate ensued.

Motion, by leave, withdrawn.

7. GOULBURN VOLUNTEER CORPS:—Mr. Teece, as Chairman, brought up the Report from, and laid upon the Table the Minutes of the Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this subject was referred on 7th February, 1873, together with Appendix.
Ordered to be printed.
8. PAPER:—Mr. Parkes laid upon the Table the Blue Book for the year 1872.
Ordered to be printed.
9. TOLLS ON PUBLIC ROADS:—Mr. Nelson moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of bringing in a Bill to abolish the collection of Tolls on all Public Roads throughout the Colony.
Debate ensued.
Question put.
The House divided.

Ayes, 17.

Mr. Parkes,	Mr. Combes,
Mr. Butler,	Mr. Thomas Robertson,
Mr. Farnell,	Mr. Scholey,
Mr. G. A. Lloyd,	Mr. Rodd,
Mr. Sutherland,	Mr. Lackey,
Mr. Thomas Brown,	
Mr. Burns,	<i>Tellers.</i>
Mr. Hay,	Mr. Teece,
Mr. Lucas,	Mr. Nelson.
Mr. Cummings,	

Noes, 11.

Mr. John Robertson,	<i>Tellers.</i>
Mr. Hurley (<i>Narellan</i>),	
Mr. Cunneen,	Mr. Stewart,
Mr. Wearne,	Mr. J. S. Smith.
Mr. Tunks,	
Mr. Forster,	
Mr. Hill,	
Mr. R. B. Smith,	
Mr. Driver,	

And so it was resolved in the affirmative.

10. FEMALE TEACHERS EMPLOYED IN ROMAN CATHOLIC SCHOOLS:—Mr. Stewart moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of Instructions to Inspectors, Minutes of Council, Reports, Correspondence, and other documents relating to or consequent upon any objections raised against the examination of females employed as Teachers in Roman Catholic Schools under the Public Schools Act.
Question put and passed.
11. POSTPONEMENT:—The Order of the Day for the second reading of the Equity Reform Bill postponed, on motion of Mr. Driver, until Friday next.
12. MARKETS AMENDMENT BILL:—Mr. Driver moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.
On motion of Mr. Driver, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.
The Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
Ordered, on motion of Mr. Driver, that the adoption of that report stand an Order of the Day for Wednesday, 21st May.
13. POSTPONEMENTS:—The following Orders of the Day postponed:—
(1.) Cattle Sale Yards Act Amendment Bill; to be considered in Committee;—*on motion of Mr. Driver, until Tuesday, 6th May.*
(2.) Annuity to John Dunmore Lang; consideration in Committee of the Whole of the expediency of bringing in a Bill to confer an Annuity on John Dunmore Lang;—*on motion of Mr. John Robertson, until Tuesday next.*
14. DENILQUIN AND MOAMA RAILWAY BILL:—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
The Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
Ordered, on motion of Mr. Hay, that the adoption of that report stand an Order of the Day for to-morrow.
15. ROAD FROM BATHURST TO TAMBAROORA AND HILL END:—The Order of the Day having been read,—Mr. Cummings moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider the propriety of presenting an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for the present year, a sum not exceeding £6,000 for the repairs of the Road from Bathurst to Kelso, by Wattle Flat, Sofala, to Tambaroora and Hill End.
Debate ensued.
Question put.
The House divided,

Ayes, 3.

Mr. Forster,
<i>Tellers.</i>
Mr. Combes,
Mr. Hurley (<i>Central Cumberland</i>).

Noes, 17.

Mr. Farnell,	Mr. Wearne,
Mr. John Robertson,	Mr. Scholey,
Mr. Lucas,	Mr. Thomas Robertson,
Mr. G. A. Lloyd,	Mr. Bennett,
Mr. Parkes,	Mr. Fitzpatrick,
Mr. Sutherland,	<i>Tellers.</i>
Mr. Butler,	
Mr. Driver,	Mr. Macintosh,
Mr. Thomas Brown,	Mr. Stewart.
Mr. Burns,	

And so it passed in the negative.

16. **SEWERAGE OF THE CITY**:—The Order of the Day having been read for the consideration in Committee of the Whole of the following Resolution:—
That, in the opinion of this House, steps should be taken by the Government, either by the construction of a main sewer, taking its rise from some central part of the City of Sydney, and leading to the seaboard at or near Bondi, or by such other method as may be considered most advisable for carrying off the storm waters and *debris* which now flow into the Harbour of Port Jackson from the high levels of the City and Eastern Suburbs, thereby filling it up and impeding navigation,—
Mr. Macintosh moved, That this Order of the Day be discharged.
Debate ensued.
Question put and passed.
17. **POSTPONEMENT**:—The Order of the Day for the second reading of the Walker and Carlow Streets Enclosure Bill postponed, on motion of Mr. Burns, until Tuesday next.
18. **SYDNEY CORPORATION ACT AMENDMENT BILL**:—The Order of the Day for the adjourned Debate on the motion for the second reading of this Bill read, and on motion of Mr. Driver, discharged.
19. **MUNICIPAL COUNCIL OF SYDNEY POWERS EXTENSION BILL**:—The Order of the Day in reference to the introduction of this Bill read, and on motion of Mr. Driver, discharged.
20. **POSTPONEMENTS**:—The following Orders of the Day postponed:—
(1.) Bathurst Cattle Sale Yards Bill; resumption of the adjourned Debate, on the motion of Mr. Combes, "That this Bill be now read a second time";—on motion of Mr. Combes, until Friday next.
(2.) Municipalities Act of 1867 Amendment Bill; third reading;—on motion of Mr. Burns, until Tuesday next.
(3.) Duration of Parliaments Shortening Bill; second reading;—on motion of Mr. Burns, until Thursday next.
21. **PRINCE ALFRED MEMORIAL HOSPITAL SITE DEDICATION BILL**,—on motion of Mr. Parkes, read a third time, and *passed*.
Mr. Parkes then moved, That the Title of this Bill be "*An Act to authorize the resumption by the Crown and dedication as a site for the Prince Alfred Memorial Hospital of a portion of the Land granted to the University of Sydney.*"
Question put and passed.
Whereupon Mr. Parkes moved, That the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled "*An Act to authorize the resumption by the Crown and dedication as a site for the Prince Alfred Memorial Hospital of a portion of the Land granted to the University of Sydney,*"—presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 22nd April, 1873.
Question put and passed.
22. **VOLUNTEER LAND GRANTS ABOLITION BILL**:—The Order of the Day having been read,—Mr. Butler moved, "That" the report from the Committee of the Whole on this Bill be now adopted.
Debate ensued.
Mr. Parkes moved that the Question be amended, by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Order of the Day stand an Order of the Day for to-morrow."
Question put,—That the words proposed to be omitted stand part of the Question.
The House divided.

Ayes, 5.

Mr. R. B. Smith,
Mr. Hoskins,
Mr. Forster,

Tellers.

Mr. Driver,
Mr. Combes.

Noes, 17.

Mr. Parkes,	Mr. Wearne,
Mr. G. A. Lloyd,	Mr. Bennett,
Mr. Butler,	Mr. Scholey,
Mr. John Robertson,	Mr. Hurley (<i>Central</i>
Mr. Sutherland,	<i>Cumberland</i>),
Mr. Hannell,	Mr. Burns,
Mr. Thomas Robertson,	Tellers.
Mr. Thomas Brown,	Mr. Macintosh,
Mr. Cummings,	Mr. Lucas.
Mr. Stewart,	

And so it passed in the negative.

Question,—That the words proposed to be inserted in place of the words omitted be so inserted,—put and passed.

Question then,—That the Order of the Day stand an Order of the Day for to-morrow,—put and passed.

The House adjourned, on motion of Mr. Parkes, at seventeen minutes after Eleven o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 91.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 23. APRIL, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.
RAILWAY EXTENSION—GOULBURN TO YASS:—Pursuant to the requirement of the Government Railways Act, 22 Victoria, No. 19, sec. 9, Mr. Sutherland laid upon the Table (*as Exhibits only*), copies of certain Plans, Sections, and a Book of Reference, relative to a proposed extension of the Great Southern Railway from Goulburn to Yass.
2. **CUSTOMS SEIZURE OF GOODS AT MULWALA:**—Mr. Hay, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this subject was referred on 14th February, 1873, together with Appendix.
 Ordered to be printed.
3. **PAPER:**—Mr. Farnell laid upon the Table, Return to an Order, made on 12th March, 1873, in reference to "Gulgong Gold Field—Claim of Browne and Party."
 Ordered to be printed.
4. **MARKETS AMENDMENT BILL ("Formal" Motion):**—Mr. Raphael moved, pursuant to Notice, That the Petition presented by him on 22nd April, from Green-grocers, Dealers, Vegetable Hawkers, and others, against the Markets Amendment Bill, be printed.
 Question put and passed.
5. **FIRE AT NEWCASTLE ("Formal" Motion):**—Mr. Stephen Brown moved, pursuant to Notice, That the Petition presented by him on 22nd April, from William Petherbridge, and others, relative to the destruction by fire of a Bonded Store at Newcastle, be printed.
 Question put and passed.
6. **POSTPONEMENTS:**—The following Orders of the Day postponed, on motion of Mr. Parkes:—

(1.) Equity Consolidation and Reform Bill; second reading.	}	until to-morrow.
(2.) Supply; resumption of the Committee.		
(3.) Ways and Means; resumption of the Committee.		
(4.) Imported Stock Act Amendment Bill; second reading;—to follow after the Order of the Day for the second reading of the Crown Lands Occupation Act Amendment Bill.		
(5.) Woolloomooloo Bay Water-frontage Compensation Bill; second reading;—to follow after the Order of the Day last postponed.		
7. **BORDER DUTIES BILL:**—Mr. Parkes moved, That this Bill be now read a third time.
 Debate ensued.
 Question put and passed.
 Bill read a third time, and, on motion of Mr. Parkes, *passed*.
 Mr. Parkes then moved, That the Title of this Bill be "*An Act to make provision for suspending the collection of Customs Duties on the River Murray.*"
 Question put and passed.
 Whereupon Mr. Parkes moved, That the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,
 The Legislative Assembly having this day passed a Bill, intituled "*An Act to make provision for suspending the collection of Customs Duties on the River Murray,*"—presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 23rd April, 1873.
 Question put and passed.

8. **ASSENT TO UNDERWOOD'S ESTATE BILL:**—The following Message from His Excellency the Governor was delivered by Mr. Parkes, and read by the Speaker:—

HERCULES ROBINSON,
Governor.

Message No. 31.

A Bill, intituled "*An Act to authorize the sale of the lands and hereditaments devised by the Will of the late James Underwood and the payment of the proceeds thereof into the Supreme Court*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 23rd April, 1873.

9. **COMMONS REGULATION BILL:**—The Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to regulate Commons*,"—with the Amendments indicated by the accompanying Schedule, including Amendments in the Title, in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 23rd April, 1873.

JOSEPH DOCKER,
Chairman Presiding.

COMMONS REGULATION BILL.

SCHEDULE of the Amendments referred to in Message of 23rd April, 1873.

JOHN J. CALVEET,
Clerk of the Parliaments.

Page 1, Title. Omit "regulate Commons" insert "enable Trustees of Commons in New South Wales to have perpetual succession and to empower them to regulate the use of such Commons and for other purposes relating thereto"

" preamble, line 1. Before "Be it enacted" insert

Preamble.

"WHEREAS by various instruments respectively under the hand of the Governor for the time being of the Colony of New South Wales certain portions of land have been allotted as Commons for the use of the inhabitants of the towns or the cultivators and small farmers in the respective districts or localities in which such Commons are severally situated And whereas the Governor with the advice of the Executive Council may authorize hereafter the use of certain portions of the Crown Lands as temporary Commons by the residents or inhabitants of any town or district or locality And whereas it is expedient that bodies of Trustees with perpetual succession should be created for the purpose of holding such Commons for the use aforesaid and of making such regulations in relation to the said Commons as may be necessary for the more effectual and equal enjoyment of the same and for other purposes relating thereto"

Page 1, clause 2. Omit clause 2.

" clause 3. Omit clause 3.

Page 2, clause 4. Omit clause 4.

" clause 5. Omit clause 5; insert the following new clause:—

"2. Before any general election of Trustees under this Act shall have taken place any Trustees who may have been appointed by the Governor for the time being with the advice of the Executive Council or who may hereafter be appointed in like manner and their successors duly elected as hereinafter is provided shall be a body corporate under the name of the Trustees of the Common specified in any grant or dedication and under that name shall have perpetual succession and a common seal and may sue and be sued in their corporate name in relation to the said Common and shall be capable of holding such Common in perpetuity upon the trusts and for the uses declared in such grant or such dedication."

Page 2, clause 6. Omit clause 6.

" clause 7. Omit clause 7.

" clause 8. Omit clause 8.

" clause 9. Omit clause 9.

" clause 10. Omit clause 10.

" clause 11. Omit clause 11.

" clause 12. Omit clause 12.

Page 3, clause 13. Omit clause 13; insert the following new clauses:—

"3. From and after the passing of this Act the first general election of new Trustees for every Common shall take place at a general meeting of Commoners or persons entitled to the use of such Common in the month of January one thousand eight hundred and seventy-four such meeting to be convened by the Trustees of each Common or one of them by a notification in the *Government Gazette* and by a written or printed notice to be affixed in the office of the nearest Court of Petty Sessions and also in two or more conspicuous places on the said Common at which meeting the senior Trustee shall preside or in the absence of all the Trustees a chairman to be elected by the Commoners present from among themselves and then five new Trustees shall be elected

Trustees of
Commons to be a
body corporate.

Election and
nomination of
Trustees.

"elected to hold office for three years by the majority of persons present who in the opinion of the Trustee or Commoner so presiding shall for six months previously have been entitled to use the said Common and not more than five Trustees shall be elected for any one Common and every such election shall forthwith be communicated by the chairman to the Colonial Secretary Provided always that if any number less than five be elected or if no Trustees be elected at such meeting the Governor for the time being with the advice of the Executive Council shall nominate the required number."

"4. The Trustees so elected or nominated shall after notification thereof in the *Government Gazette* hold office as Trustees of such Common until the next general election of Trustees and every Trustee shall be eligible for re-election at the next general election of Trustees for every Common which shall take place in the month of January at the expiration of every three years and which shall be convened by the Trustees in like manner and presided over by a Trustee or in the absence of Trustees by a Commoner elected by the Commoners present in like manner as has been heretofore prescribed at the first general election of Trustees after the passing of this Act."

Trustees to be elected every three years.

Page 3, clause 14. Omit clause 14; insert the following new clause:—

"5. When any Trustee of any Common shall die or be absent from the Colony for more than twelve months or resign or become incapable to act in the trusts aforesaid then and so often as a vacancy shall occur a special meeting of the Commoners or persons entitled to the use of such Common shall be convened in like manner as heretofore prescribed and such vacancy shall be filled up by election as heretofore provided And every such election shall forthwith be communicated by the chairman to the Colonial Secretary Provided always that if no such election shall have taken place within twelve months after any vacancy shall have occurred the Governor for the time being with the advice of the Executive Council shall appoint a new Trustee to fill every such vacancy."

Vacancies occurring by death or otherwise how to be filled.

Page 3, clause 15. Omit clause 15.

" clause 16. Omit clause 16; insert the following new clauses:—

"6. The Trustees for the time being of any such Common or the majority shall have power to ascertain determine and declare by writing under their hands and seals from time to time the number and description of cattle and other stock which the respective settlers cultivators and other inhabitants for whose use the Common shall have been granted or dedicated shall be entitled to depasture upon the said Common Provided however that such writing be forthwith deposited in the office of the nearest Court of Petty Sessions and that if any person shall feel himself aggrieved by the decision of the Trustees in this behalf he shall be at liberty to appeal at any time within two months from the time of depositing such writing in the said office to the said Court which said Court shall have full power to hear and determine the said appeal in a summary manner and to confirm or alter the decision of the said Trustees in relation to the party so appealing and to award costs against either party."

General powers of Trustees.

Subject to appeal to nearest Court of Petty Sessions.

"7. It shall and may be lawful for the Trustees for the time being of any such Common to make such rules and regulations for the better and more convenient and equal use and enjoyment of the said Common and of all other rights privileges and easements incident thereto by the persons having right of Common thereon as to them shall seem necessary or expedient and for the enforcement of such rules and regulations to impose fines not exceeding in any one case the sum of ten pounds for breaches thereof respectively and also for raising assessing levying and appropriating such moneys as shall be required for the purpose of defraying any costs charges and expenses which the said Trustees shall or may at any time be put or exposed to in or about the maintaining or improving of the said Common or in the protection of the rights of the said Common and a copy of such rules and regulations shall within fourteen days from the making thereof be transmitted to the office of the nearest Court of Petty Sessions and also to the Colonial Secretary and the Governor with the advice of the Executive Council shall have power at any time within two months from the receipt of such copy to disallow the said rules and regulations or any of them and shall signify such disallowance to the Court of Petty Sessions nearest to the said Common and in the meantime no such rules or regulations shall be in force."

Trustees may make regulations and enforce the same by fines.

Page 3, clause 17. Omit clause 17; insert the following new clause:—

"8. Any one or more of the Trustees of any such Common shall have power to distrain or cause to be distrained and impounded any cattle or other stock found depasturing upon the said Common which shall belong to any person not entitled to the use thereof or to any Commoner who shall at the time of such distress have surcharged thereon and also to claim demand and recover such damages in respect of such cattle or other stock so distrained as could or might be claimed by the owner or occupant of any private lands in respect of animals found trespassing and doing damage upon the same."

Power of impounding by Trustees.

Page 3, clause 18. Omit clause 18.

" clause 19. Omit clause 19.

Page 4, clause 20. Omit clause 20; insert the following new clause:—

"9. All sums of money recovered and received by the Trustees of any Common for trespasses or otherwise under this Act shall be expended by the said Trustees in or about the improving of the said Common or otherwise in relation thereto and a just and true account of all moneys received and expended on account of any Common shall be produced and exhibited by the said Trustees at a general meeting of the Commoners of such Common to be convened by the Trustees as heretofore prescribed on the second Tuesday in the month of January in each year and shall be published in the *Government Gazette* at some time during the said month of January and in some local newspaper if any be published in the district wherein such Common is situate."

As to moneys received and expended by Trustees and publication of accounts.

Page 4, clause 21. Omit clause 21; insert the following new clauses:—

"10. Every general meeting of the Commoners of every Common may adjourn from time to time and every adjourned meeting shall be held to be a duly convened and constituted general meeting notwithstanding such adjournment."

Power of adjournment.

Not lawful to
grant leases.

Recovery and
appropriation
of fines and
penalties.

"11. From and after the passing of this Act it shall not be lawful for the Trustees of any Common to grant leases of portions of such Common for any term of years or for any purpose or on any condition whatsoever But leases granted prior to the passing of this Act by the Trustees of any Common under and in pursuance of the power given to them by clause five of an Act passed in the eleventh year of Her present Majesty numbered thirty-one are hereby declared valid until the expiration of the term of such leases provided that term shall not exceed seven years."

"12. All fines and penalties imposed under the provisions of this Act or under any rules or regulations made in pursuance thereof shall be recoverable in a summary way before any two Justices of the Peace and appropriated in the manner directed by the Acts for the time-being in force for the regulation of summary proceedings before Justices Provided that every such penalty be proceeded for within three calendar months next after the commission of the offence for which the same shall have been incurred."

Page 4, clause 22, line 13. Omit "shall be styled and"

" " line 14. Omit "1872" insert "1873"

Examined,—

E. C. WEEKES,
Chairman.

Ordered, on motion of Mr. Farnell, that the Amendments made by the Legislative Council in this Bill be taken into consideration to-morrow.

10. STEAM POSTAL SERVICE *via* SAN FRANCISCO:—The Chairman of Committees reported from a Committee of the Whole certain Resolutions on this subject, and moved that they be now received. Question put, That the Resolutions be now received. The House divided.

Ayes, 29.

Mr. Parkes,	Mr. Hay,
Mr. Butler,	Mr. Burns,
Mr. Farnell,	Mr. Nelson,
Mr. G. A. Lloyd,	Mr. Macintosh,
Mr. John Robertson,	Mr. Bennett,
Mr. Thomas Robertson,	Mr. Booth,
Mr. Wearne,	Mr. Cunneen,
Mr. Fitzpatrick,	Mr. Stephen Brown,
Mr. Cummings,	Mr. Lee,
Mr. Creed,	Mr. R. B. Smith,
Mr. Hurley, (<i>Narellan</i>)	Mr. Driver,
Mr. Scholey,	<i>Tellers.</i>
Mr. Dangar,	Mr. Thomas Brown,
Mr. Terry,	Mr. Raphael.
Mr. Combes,	
Mr. Hoskins,	

Noes, 3.

Mr. Forster,
Tellers.
Mr. Lucas,
Mr. Stewart.

And so it was resolved in the affirmative.

The Resolutions were then read a first time, as follows:—

Resolved,—

- (1.) That the Government be authorized to make arrangements for the establishment of an efficient line of Steam Mail Packets between the port of Sydney and the port of San Francisco, in connection with the mail services between the last-named port and Great Britain, such service to be four-weekly, and the contract not to exceed six years.
- (2.) That such service shall secure the delivery of mails between this port and a port in Great Britain, in both directions, in forty-five days, and shall not entail upon this Colony a subsidy exceeding £30,000 per annum.
- (3.) That the Colony of New Zealand be invited to join in the establishment of this service.
- (4.) That the foregoing Resolutions be transmitted by Address to His Excellency the Governor.

On motion of Mr. Parkes the Resolutions were read a second time, and agreed to.

11. ISLER'S ESTATE BILL:—Mr. Farnell moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

On motion of Mr. Farnell the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and the Chairman reported the Bill without amendment.

On motion of Mr. Farnell that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for to-morrow.

12. POSTPONEMENTS:—The following Orders of the Day postponed, on motion of Mr. G. A. Lloyd, to follow after the Order of the Day last postponed:—

- (1.) Volunteer Land Grants Abolition Bill reported; adoption of Report.
- (2.) Municipalities Lighting Bill; second reading.
- (3.) Colonial Produce Distillation Bill; to be further considered in Committee.

13. HUNTER RIVER, WOLLONGONG, AND KIAMA TONNAGE DUTIES ABOLITION BILL:—Mr. G. A. Lloyd moved, That this Bill be now read a second time.

Debate ensued.

Question put.

The

The House divided.

Ayes, 30.

Mr. Butler,	Mr. Cunneen,
Mr. G. A. Lloyd,	Mr. Wearne,
Mr. Sutherland,	Mr. Clarke,
Mr. Farnell,	Mr. Bennett,
Mr. West,	Mr. Rodd,
Mr. Hannell,	Mr. Moses,
Mr. Macintosh,	Mr. John Robertson,
Mr. Dangar,	Mr. Nelson,
Mr. Cummings,	Mr. Driver,
Mr. Scholey,	Mr. Booth,
Mr. Hurley, (<i>Narellan</i>)	Mr. R. B. Smith,
Mr. Thomas Brown,	<i>Tellers.</i>
Mr. Neale,	
Mr. Thomas Robertson,	Mr. Taylor,
Mr. Hay,	Mr. Hurley, (<i>Central</i>
Mr. Teece,	<i>Cumberland</i>)
Mr. Terry,	

Noes, 5.

Mr. Stewart,
Mr. Forster,
Mr. Lee,
Tellers.
Mr. J. S. Smith,
Mr. Lucas.

And so it was resolved in the affirmative.

Bill read a second time.

On motion of Mr. Lloyd the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and the Chairman reported the Bill without amendment.

On motion of Mr. Lloyd that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for to-morrow.

14. CROWN LANDS OCCUPATION ACT AMENDMENT BILL:—Mr. Farnell moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

On motion of Mr. Farnell the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and the Chairman reported the Bill without amendment.

On motion of Mr. Farnell that report was adopted, and the third reading of the Bill ordered to stand and Order of the Day for a later hour of the day.

15. POSTPONEMENTS:—The following Orders of the Day postponed, on motion of Mr. G. A. Lloyd.

(1.) Imported Stock Act Amendment Bill; second reading;—*to follow after the Order of the Day for the third reading of the Crown Lands Occupation Act Amendment Bill.*

(2.) Woolloomooloo Bay Water-frontage Compensation Bill; }
second reading.

(3.) Volunteer Land Grants Abolition Bill reported; adoption of } *To follow after the Order of the Day last postponed.*
Report.

16. MUNICIPALITIES LIGHTING BILL:—Mr. Butler moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

On motion of Mr. Butler the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.

The Speaker resumed the Chair; and the Chairman reported the Bill without amendment.

On motion of Mr. Butler that report was adopted, and the third reading of the Bill ordered to stand an order of the Day for a later hour of the day.

17. COLONIAL PRODUCE DISTILLATION BILL:—The Order of the Day having been read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

The Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again to-morrow.

18. MESSAGES:—The Speaker reported the following Messages from the Legislative Council:—

(1.) Superannuation Act Repeal Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to repeal the Superannuation Act of 1864 and to provide for terminating the system of Allowances and Gratuities established thereunder,*"—returns the same to the Legislative Assembly, without amendment.

*Legislative Council Chamber,
Sydney, 23rd April, 1873.*

JOSEPH DOCKER,
Chairman Presiding.

(2.) Funded Stock Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to authorize the Government to raise a Loan for Public Works and other purposes by means of a 'Funded Stock,'*"—returns the same to the Legislative Assembly, without amendment.

*Legislative Council Chamber,
Sydney, 23rd April, 1873.*

JOSEPH DOCKER,
Chairman Presiding.

(3.)

(3.) Grape Vines and Grapes Importation Prohibition Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to prohibit the importation of Grape-vines Grape-vine cuttings and Grapes*,"—returns the same to the Legislative Assembly, without amendment.

*Legislative Council Chamber,
Sydney, 23rd April, 1873.*

JOSEPH DOCKER,
Chairman Presiding.

(4.) Sydney Sewerage Act Amendment Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to amend the Sydney Sewerage Act of 1853*,"—returns the same to the Legislative Assembly, without amendment.

*Legislative Council Chamber,
Sydney, 23rd April, 1873.*

JOSEPH DOCKER,
Chairman Presiding.

19. CROWN LANDS OCCUPATION ACT AMENDMENT BILL,—on motion of Mr. Farnell, read a third time, and passed.

Mr. Farnell then moved, That the Title of this Bill be "*An Act to amend the Crown Lands Occupation Act of 1861*."

Question put and passed.

Whereupon Mr. Farnell moved, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the 'Crown Lands Occupation Act of 1861'*,"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 23rd April, 1873.*

Question put and passed.

20. POSTPONEMENTS:—The following Orders of the Day postponed until To-morrow:—

(1.) Imported Stock Act Amendment Bill; second reading.

(2.) Woolloomooloo Bay Water-frontage Compensation Bill; second reading. } *on motion of*

(3.) Volunteer Land Grants Abolition Bill reported; adoption of Report;—*on motion of Mr. Parkes.* } *Mr. Farnell.*

21. MUNICIPALITIES LIGHTING BILL,—on motion of Mr. Parkes, read a third time, and passed.

Mr. Parkes then moved, That the Title of this Bill be "*An Act to amend the 'Municipalities Act of 1867'*."

Question put and passed.

Whereupon Mr. Parkes moved, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the 'Municipalities Act of 1867'*,"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 23rd April, 1873.*

Question put and passed.

22. TELEGRAPHIC COMMUNICATION:—Mr. John Robertson moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1873, the sum of £136 to defray the expenses of witnesses who gave evidence before the Select Committee on "Telegraphic Communication," in accordance with the Resolution passed by such Committee.

Question put and passed.

23. CLAIM OF MR. STEPHEN SCHOLEY:—

(1.) Mr. Cunneen moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the recommendation of the Report of the Select Committee appointed "to inquire into and report upon the Claim of Mr. Stephen Scholey," brought up and ordered to be printed on the 21st April, 1873.

Question put and passed.

(2.) Mr. Cunneen moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1873, the sum of £8 to defray the expenses of witnesses who gave evidence before the Select Committee on "Claim of Mr. Stephen Scholey," in accordance with the Resolution passed by such Committee.

Question put and passed.

24. VOLUNTEER LAND ORDERS:—Mr. Wearne moved, pursuant to Notice, That there be laid upon the Table of this House, a Return shewing the probable number of Land Orders which will be due to the Volunteers for the years 1873, 1874, 1875, 1876, and 1877, respectively.

Question put and passed.

25. GOULBURN VOLUNTEER CORPS:—Mr. Teece moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the propriety of presenting an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1873, the sum of £9 15s. 6d. to defray the expenses of witnesses who gave evidence before the Select Committee appointed to inquire into the "Goulburn Volunteer Corps," according to the Resolution passed by such Committee.

Question put and passed.

26. DENILIQUIN AND MOAMA RAILWAY BILL:—The Order of the Day having been read,—Mr. Hay moved, "That" the report from the Committee of the Whole on this Bill be now adopted. Mr. Thomas Robertson moved, That the Question be amended, by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Order of the Day be discharged, and the Bill be re-committed for the purpose of further considering clauses 124, 152, and 167."
- Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
- Question,—That the words proposed to be inserted in place of the words omitted be so inserted,—put and passed.
- Question then,—That the Order of the Day be discharged, and the Bill be re-committed for the purpose of further considering clauses 124, 152, and 167,—put and passed.
- Whereupon, on motion of Mr. Hay, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.
- The Speaker resumed the Chair; and the Chairman reported the Bill 2° with further amendments.
- On motion of Mr. Hay (*with the concurrence of the House*), that report was adopted, and the third reading of the Bill ordered to stand an Order of the Day for Tuesday next.
- The House adjourned, at nineteen minutes before Twelve o'clock, until To-morrow, at Four o'clock.

W. M. ARNOLD,
Speaker.

New South Wales.

No. 92.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 24 APRIL, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Railways—Discharge of Coal-heavers :—Mr. Burns asked the Secretary for Public Works, pursuant to Notice,—Have William Campbell, Michael Flynn, and James Ratcliffe, coal-heavers, been discharged from the Railway Service?

Mr. Sutherland answered,—Yes; for indolence and inattention to their work.

- (2.) Railway Excursion Train :—Mr. Burns asked the Secretary for Public Works, pursuant to Notice,—

(1.) Who is responsible for the regulations in connection with the excursion train which left Sydney at 5.10 p.m., and Raglan at 11.20 on the 10th instant?

(2.) Were the passengers from Raglan refused the ordinary privilege of leaving the carriages for refreshments at Mount Victoria and Blue Mountain Inn?

Mr. Sutherland answered,—

(1.) The Acting Traffic Manager.

(2.) I regret to learn that they were refused that privilege by the Guard who had control of the train. The Guard explained that the train was a heavy one, and late; but his explanation is not considered satisfactory, and I have ordered an investigation to be made.

- (3.) Harbour of Refuge, Trial Bay :—Mr. Booth asked the Secretary for Public Works, pursuant to Notice,—Have the Government received any communications recommending Trial Bay being formed into a harbour of refuge; if so, what steps do the Government intend taking in the matter?

Mr. Sutherland answered,—Yes; a report was received from the Engineer-in-Chief for Harbours and Rivers as far back as 20th September, 1866, which was accompanied by reports from Masters of Steamers, and others, recommending that a harbour of refuge should be formed at Trial Bay. These reports were laid upon the Table of each House of Parliament, and ordered to be printed on the 24th October, 1866. The subject will be taken into consideration by the Government during the recess.

- (4.) Extension of Great Southern Railway :—Mr. Hoskins asked the Secretary for Public Works, pursuant to Notice,—When do the Government intend to call for tenders for the extension of the Great Southern Railway?

Mr. Sutherland answered,—In about six weeks from this date.

- (5.) Branxton Bridge :—Mr. Burns asked the Secretary for Public Works, pursuant to Notice,—Whether any report has been received by him from the Local Road Superintendent on the condition of Branxton Bridge, Anvil Creek, and whether the Government intend to effect the repairs that appear to be necessary?

Mr. Sutherland answered,—A report has been received from the Local Road Superintendent on the condition of Branxton Bridge, Anvil Creek, which will be considered immediately on the return of the Commissioner for Roads from the country.

2. MESSAGES FROM THE GOVERNOR:—The following Messages from His Excellency the Governor were delivered by Mr. Parkes, and read by the Speaker:—

BILLS ASSENTED TO:—

- (1.) Railway Loan Bill:—

HERCULES ROBINSON,
Governor.

Message No. 32.

A Bill, intituled "*An Act to enable the Government to raise a Loan for Railways*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 24th April, 1873.

- (2.) Public Gates Bill:—

HERCULES ROBINSON,
Governor.

Message No. 33.

A Bill, intituled "*An Act to authorize the erection of Public Gates across certain Roads*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 24th April, 1873.

- (3.) Angora Goats Protection Bill:—

HERCULES ROBINSON,
Governor.

Message No. 34.

A Bill, intituled "*An Act to amend the Law authorizing the destruction of Goats*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 24th April, 1873.

BILLS RESERVED:—

- (1.) Promissory Oaths Declaratory Bill:—

HERCULES ROBINSON,
Governor.

Message No. 35.

A Bill, intituled "*An Act to re-enact and confirm the 'Promissory Oaths Act' and to indemnify all persons in respect of the tendering or taking of certain Oaths and the making of certain Affirmations or Declarations*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has reserved the said Bill for the signification of Her Majesty's pleasure thereon. The proper measures will be forthwith adopted for obtaining the Queen's decision accordingly, and in the meantime the Bill has been transmitted to the Legislative Council, to await Her Majesty's pleasure.

Government House,
Sydney, 24th April, 1873.

- (2.) Navigation Act Amendment Bill:—

HERCULES ROBINSON,
Governor.

Message No. 36.

A Bill, intituled "*An Act to amend in certain particulars the Navigation Act of 1871*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has reserved the said Bill for the signification of Her Majesty's pleasure thereon. The proper measures will be forthwith adopted for obtaining the Queen's decision accordingly, and in the meantime the Bill has been transmitted to the Legislative Council, to await her Majesty's pleasure.

Government House,
Sydney, 24th April, 1873.

3. PAPERS:—

Mr. G. A. Lloyd laid upon the Table the following Papers:—

- (1.) Return to an Order, made on 12th March, 1873, in reference to the Channels near the Sow and Pigs Shoal.
- (2.) Trust Moneys Deposit Account, for year ended 31st March, 1873.
- (3.) Civil Service Superannuation Fund.—Statement of Receipts and Disbursements for the year 1872.
- (4.) General Abstract of Bank Liabilities and Assets, for Quarter ended 31st December, 1872.

Ordered to be printed.

Mr. Sutherland laid upon the Table the following Papers:—

- (1.) Return to an Order, made on 8th April, 1873, in reference to the dismissal of "Hanley" from the Railway Service.
- (2.) Road Trust Accounts for the half-year ended 30th June, 1872. (*In substitution for a paper bearing a similar title, laid upon the Table and ordered to be printed, on 21st April.*)

Ordered to be printed.

Mr.

Mr. Parkes laid upon the Table the following Papers :—

- (1.) Government Observatory, Sydney.—Report of Astronomer for 1872.
- (2.) Hospital for the Insane, Gladesville.—Report for 1872.
- (3.) Return to an Order, made on 25th March, 1873, in reference to the Roman Catholic School at Grenfell.

Ordered to be printed.

Mr. Farnell laid upon the Table the following Papers :—

- (1.) Return to an Order, made on 21st December, 1871, in reference to Lands granted to the Municipal Council of the City of Sydney. (*To be added to the Return ordered on 18th April, 1871, respecting "Sewerage and Water Supply."*)
- (2.) Return to an Order, made on 24th July, 1872, shewing the amounts received for Mineral Leases, Licenses, and Miners Rights, in the District of Trunkey.
- (3.) Abstract of Crown Lands authorized to be dedicated to Religious and Public Purposes, in accordance with the 5th section of the Act 25 Vic. No. 1. (No. 3, of 1873.)
- (4.) Abstract of all Sites for Cities, Towns, and Villages, declared under the 4th Section of the Act, 25 Vic., No. 1.
- (5.) Abstract of Crown Lands reserved from sale until surveyed for the preservation of Water Supply, or other public purposes, in accordance with the 4th section of the Act 25 Vic., No. 1,—from 20th March to 21st April, 1873.

Ordered to be printed.

4. GOULBURN VOLUNTEER CORPS :—Mr. Forster presented a Petition from Francis Robert Lewis Rossi, Captain of the Goulburn Corps Volunteer Rifles, praying the House not to take any action on the Report from the Select Committee on the "Goulburn Volunteer Corps," until he has had an opportunity afforded him of rebutting any charges which may have been made against him. Petition received.
5. SPECIAL ADJOURNMENT :—Mr. Parkes moved, pursuant to Notice, That this House, at its rising this day, do adjourn until To-morrow, at half-past Eleven o'clock, A.M.
Question put and passed.
6. RAILWAY EXTENSION—GOULBURN TO YASS :—Mr. Sutherland moved, pursuant to Notice, That this House approves of the Plans, Sections, and Books of Reference, of a proposed extension of the Great Southern Railway from Goulburn to Yass, laid before the House on the 23rd instant, in accordance with the 9th section of the Government Railways Act, 22 Victoria, No. 19.
Debate ensued.
Question put and passed.
7. POSTPONEMENTS :—The following Orders of the Day postponed, on motion of Mr. Parkes, until to-morrow :—
 - (1.) General Elections Bill of 1873 ; second reading.
 - (2.) Lunacy Bill ; second reading.
 - (3.) Equity Consolidation and Reform Bill ; second reading.
8. SUPPLY :—The Order of the Day for the resumption of the Committee of Supply read, and, on motion of Mr. Parkes, discharged.
9. WAYS AND MEANS :—The Order of the Day for the resumption of the Committee of Ways and Means read, and, on motion of Mr. Parkes, discharged.
10. COMMONS REGULATION BILL :—The Order of the Day having been read,—on motion of Mr. Farnell the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Amendments made by the Legislative Council in this Bill.
The Speaker resumed the Chair ; and the Chairman reported that the Committee had agreed to the Council's Amendments.
On motion of Mr. Farnell that report was adopted.
Whereupon Mr. Farnell moved, That the following Message be carried to the Legislative Council :—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill intituled "*An Act to regulate Commons*,"—including Amendments in the Title.
Legislative Assembly Chamber,
Sydney, 24th April, 1873.

Question put and passed.

11. ISLER'S ESTATE BILL,—on motion of Mr. Farnell, read a third time, and *passed*.
Mr. Farnell then moved, That the Title of this Bill be "*An Act to enable the Trustees of the Will of Henry Isler deceased to sell certain lands situate at Gladesville on the Parramatta River near Sydney being part of the real estate of the said Henry Isler and to invest the money to arise from such sale for the benefit of the parties severally interested in the said real estate under the said Will.*"
Question put and passed.
Whereupon Mr. Farnell moved, That the Bill be returned to the Legislative Council with the following Message :—

MR. PRESIDENT,

The Legislative Assembly having this day agreed to the Bill, intituled "*An Act to enable the Trustees of the Will of Henry Isler deceased to sell certain lands situate at Gladesville on the Parramatta River near Sydney being part of the real estate of the said Henry Isler and to invest the money to arise from such sale for the benefit of the parties severally interested in the said real estate under the said Will.*"—returns the same to the Legislative Council without amendment.

Legislative Assembly Chamber,

Sydney, 24th April, 1873.

Question put and passed.

12. HUNTER RIVER, WOLLONGONG, AND KIAMA TONNAGE DUTIES ABOLITION BILL:—Mr. G. A. Lloyd moved, That this Bill be now read a third time.

Question put.

The House divided.

Ayes, 18.

Mr. Parkes,	Mr. Moses,
Mr. G. A. Lloyd,	Mr. Rodd,
Mr. Farnell,	Mr. Teece,
Mr. Sutherland,	Mr. Booth,
Mr. John Robertson,	Mr. Driver,
Mr. Wearne,	Mr. R. B. Smith,
Mr. Bennett,	
Mr. Onkes,	Tellers.
Mr. Scholey,	Mr. Tunks,
Mr. Terry,	Mr. Cunneen.

Noes, 5.

Mr. Lucas,
Mr. J. S. Smith,
Mr. Forster,

Tellers.

Mr. Combes,
Mr. Stewart.

And so it was resolved in the affirmative.

Bill read a third time, and, on motion of Mr. Lloyd, *passed*.

Mr. Lloyd then moved, That the Title of this Bill be "*An Act to abolish the collection of Tonnage Duties in respect of the River Hunter and Ports of Newcastle and Morpeth and of the Harbours of Wollongong and Kiama.*"

Question put and passed.

Whereupon Mr. Lloyd moved, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to abolish the collection of Tonnage Duties in respect of the River Hunter and Ports of Newcastle and Morpeth and of the Harbours of Wollongong and Kiama,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 24th April, 1873.

Question put and passed.

13. POSTPONEMENT:—The Order of the Day for the further consideration in Committee of the Colonial Produce Distillation Bill postponed, on motion of Mr. G. A. Lloyd, until to-morrow.
14. IMPORTED STOCK ACT AMENDMENT BILL:—The Order of the Day for the second reading of this Bill read, and, on motion of Mr. Farnell, discharged.
Ordered, on motion of Mr. Farnell, that the Bill be withdrawn.
15. POSTPONEMENTS:—The following Orders of the Day postponed until to-morrow:—
(1.) Woolloomooloo Bay Water-frontage Compensation Bill; second reading;—*on motion of Mr. Farnell.*
(2.) Volunteer Land Grants Abolition Bill reported; adoption of Report;—*on motion of Mr. Parkes.*
16. GOULBURN VOLUNTEER CORPS:—Mr. Teece moved, pursuant to Notice, That the Report of the Select Committee on the frequent disagreements in connection with the Goulburn Volunteer Corps be now adopted.
Debate ensued.
Motion, by leave, withdrawn.
17. DURATION OF PARLIAMENTS SHORTENING BILL:—The Order of the Day for the second reading of this Bill read, and, on motion of Mr. Burns, discharged.
Ordered, on motion of Mr. Burns, that the Bill be withdrawn.
18. TELEGRAPHIC COMMUNICATION:—The Order of the day having been read,—on motion of Mr. John Robertson the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of presenting an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1873, the sum of £136 to defray the expenses of witnesses who gave evidence before the Select Committee on "Telegraphic Communication," in accordance with the Resolution passed by such Committee.
The Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman (*with the concurrence of the House*), that the said Resolution be now received.
The Chairman then reported a Resolution, which was read a first time, as follows:—
Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1873, the sum of £136 to defray the expenses of witnesses who gave evidence before the Select Committee on "Telegraphic Communication," in accordance with the Resolution passed by such Committee.
Resolution then, on motion of Mr. Robertson, read a second time, and agreed to.
19. CLAIM OF MR. STEPHEN SCHOLEY:—The Order of the Day having been read,—Mr. Cunneen moved, "That" the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider the recommendation of the Report of the Select Committee appointed "to inquire into and report upon the Claim of Mr. Stephen Scholey," brought up and ordered to be printed on the 21st April, 1873.
Mr. Forster moved, That the Question be amended, by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Order of the Day be discharged."
Proposed amendment, by leave, withdrawn.
Original Question, by leave, withdrawn.
On motion of Mr. Cunneen the Order of the Day was postponed until to-morrow.

20. **TELEGRAPHIC COMMUNICATION**:—Mr. John Robertson, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this subject was referred on 17th December, 1872, together with Appendix.
Ordered to be printed.
21. **ADMINISTRATION OF THE LAND LAWS**:—Mr. Cunneen, as Chairman, brought up a Further Progress Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this subject was referred on 17th December, 1872, together with Appendix.
Ordered to be printed.
22. **CLAIM OF MR. STEPHEN SCHOLEY**:—The Order of the Day having been read,—Mr. Cunneen moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider the propriety of presenting an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1873, the sum of £8 to defray the expenses of witnesses who gave evidence before the Select Committee on "Claim of Mr. Stephen Scholey," in accordance with the Resolution passed by such Committee.
Debate ensued.
Mr. Stewart moved, That the Debate on this Question be now adjourned until to-morrow.
Debate continued.
Question put on the motion for adjournment of the Debate.
The House divided.

Ayes, 2.

Tellers.

Mr. Forster,
Mr. Stewart.

Noes, 23.

Mr. Parkes,	Mr. Hurley (<i>Narellan</i>),
Mr. G. A. Lloyd,	Mr. Terry,
Mr. Farnell,	Mr. Booth,
Mr. Sutherland,	Mr. Tuks,
Mr. John Robertson,	Mr. Macintosh,
Mr. Lucas,	Mr. R. B. Smith,
Mr. Burns,	Mr. Watson,
Mr. J. S. Smith,	Mr. Driver,
Mr. Combes,	<i>Tellers.</i>
Mr. Teece,	
Mr. Cummings,	Mr. Taylor,
Mr. Wearne,	Mr. Creed.
Mr. Cunneen,	

And so it passed in the negative.

Original Question put and passed.

Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

The Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman, (*with the concurrence of the House*), that the said Resolution be now received.

The Chairman then reported a Resolution, which was read a first time, as follows:—

Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1873, the sum of £8 to defray the expenses of witnesses who gave evidence before the Select Committee on "Claim of Mr. Stephen Scholey," in accordance with the Resolution passed by such Committee.

Resolution then, on motion of Mr. Cunneen, read a second time, and agreed to.

23. **GOULBURN VOLUNTEER CORPS**:—The Order of the Day having been read,—on motion of Mr. Teece the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of presenting an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1873, the sum of £9 15s. 6d. to defray the expenses of witnesses who gave evidence before the Select Committee appointed to inquire into the "Goulburn Volunteer Corps," according to the Resolution passed by such Committee.

The Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman (*with the concurrence of the House*), that the said Resolution be now received.

The Chairman then reported a Resolution, which was read a first time, as follows:—

Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1873, the sum of £9 15s. 6d. to defray the expenses of witnesses who gave evidence before the Select Committee appointed to inquire into the "Goulburn Volunteer Corps," according to the Resolution passed by such Committee.

Resolution then, on motion of Mr. Teece, read a second time, and agreed to.

24. **BORDER DUTIES BILL**:—The Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to make provision for suspending the collection of Customs Duties on the River Murray*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 24th April, 1873.

JOSEPH DOCKER,
Chairman Presiding.

25. **WHARF ACCOMMODATION, SYDNEY HARBOUR**:—Mr. Parkes, as Chairman, brought up a Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this subject was referred on 13th November, 1872, together with Appendix.
Ordered to be printed.

26. MESSAGES FROM THE LEGISLATIVE COUNCIL:—The Speaker reported the following Messages from the Legislative Council:—

(1.) Municipalities Lighting Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to amend the Municipalities Act of 1867*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 24th April, 1873.

JOSEPH DOCKER,
Chairman Presiding.

(2.) Crown Lands Occupation Act Amendment Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to amend the Crown Lands Occupation Act of 1861*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 24th April, 1873.

JOSEPH DOCKER,
Chairman Presiding.

(3.) Hunter River, Wollongong, and Kiama Tonnage Duties Abolition Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to abolish the collection of Tonnage Duties in respect of the River Hunter and Ports of Newcastle and Morpeth and of the Harbours of Wollongong and Kiama*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 24th April, 1873.

JOSEPH DOCKER,
Chairman Presiding.

(4.) Government Railway Act Amendment Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend an Act intituled 'An Act to make more effectual provision for the construction by the Government of Railways in the Colony of New South Wales and for the regulation of the same,'*"—with the Amendments indicated by the accompanying Schedule, including an Amendment in the Title, in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 24th April, 1873.

JOSEPH DOCKER,
Chairman Presiding.

GOVERNMENT RAILWAY ACT AMENDMENT BILL.

SCHEDULE of the Amendments referred to in Message of 24th April, 1873.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1. Title. Omit "*An Act intituled 'An Act to make more effectual provision for the construction by the Government of Railways in the Colony of New South Wales and for the regulation of the same'*" insert "*the Government Railway Act*"

Page 2, clause 2, line 10. After "*Act*" add "Provided always that it shall be lawful for the occupant of any land adjoining the Railway to make at his own cost any fence erected by the Government sheep-proof in such manner as shall be approved of by the Secretary for Works Provided also that if the Commissioner for Railways shall not think fit to make the said fences sufficient to be ordinarily capable of preventing sheep from trespassing upon lands so as aforesaid taken or required for the purposes of the said Act no person shall be liable to the penalties imposed by the 128th section of the said Act for permitting otherwise than wilfully any sheep to wander or stray upon any Railway on such lands or upon the approaches thereto nor be otherwise liable for any damages occasioned thereby"

Examined,—

JOSEPH DOCKER,
Chairman of Committees.

(5.) Prince Alfred Memorial Hospital Site Dedication Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to authorize the resumption by the Crown and dedication as a site for the Prince Alfred Memorial Hospital of a portion of the Land granted to the University of Sydney*,"—with the Amendments indicated by the accompanying Schedule, in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 24th April, 1873.

JOSEPH DOCKER,
Chairman Presiding.

PRINCE ALFRED MEMORIAL HOSPITAL SITE DEDICATION BILL.

SCHEDULE of the Amendments referred to in Message of 24th April, 1873.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 3, clause 2, lines 21 to 23. Omit "*the residue of the said portion of land not appropriated or used for the purpose of the said hospital and buildings (not being less than)*" insert "*a portion of the said land not being less than two nor more than three acres*"

Examined,—

E. C. WEEKES,
Chairman.

Mr.

Mr. Parkes moved, "That" the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of the Amendments made by the Legislative Council in this Bill.
Debate ensued.

And the House continuing to sit till after Midnight,—

FRIDAY, 25 APRIL, 1873, A.M.

Mr. Forster moved, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Amendments made by the Legislative Council in this Bill be taken into consideration to-morrow."

Debate continued.

Question,—That the words proposed to be omitted stand part of the Question,—put and passed.

Original Question put and passed.

Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

The Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's Amendments.

On motion of Mr. Parkes, that report was adopted.

Mr. Parkes then moved, that the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill, intituled "*An Act to authorize the resumption by the Crown and dedication as a site for the Prince Alfred Memorial Hospital of a portion of the Land granted to the University of Sydney.*"

Legislative Assembly Chamber,

Sydney, 25th April, 1873, A.M.

Question put and passed.

(6.) Friendly Societies Bill (No. 2):—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled "*An Act to consolidate and amend the Law relating to Friendly and other Mutual Benefit Societies,*"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,

Sydney, 24th April, 1873.

JOSEPH DOCKER,

Chairman Presiding.

Bill, on motion of Mr. Parkes, read a first time.

Ordered to be printed, and that the second reading stand an Order of the Day for to-morrow.

27. ADJOURNMENT:—Mr. Parkes moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

Whereupon the Speaker left the Chair, and the House stood adjourned at half-past Twelve o'clock A.M. until *Half-past Eleven o'clock This Day.*

W. M. ARNOLD,

Speaker.

New South Wales.

No. 93.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 25 APRIL, 1873.

1. The House met pursuant to adjournment; the Speaker took the Chair.

QUESTIONS :—

- (1.) Public Works in the Electorate of The Hastings :—Mr. R. B. Smith asked the Secretary for Public Works, pursuant to Notice,—When do the Government intend to call for Tenders for the execution of the following works,—

- (1.) The opening up of the Road from Kempsey, Macleay River, to Armidale?
- (2.) The erection of a Bridge over Dingo Creek, Manning River?
- (3.) The erection of a Bridge over Swampy Creek, Kempsey, to Darkwater?
- (4.) The construction of a Punt, Approaches, Road, &c., at Lansdowne and Ghinni Ghinni, Manning River?
- (5.) The construction of Punt and Approaches, Belmore, Macleay River?
- (6.) The construction of Punt for the Hastings River?
- (7.) The improvement of the navigation on the Wollomba River?
- (8.) The construction of a line of Telegraph to the Manning River?

Mr. Sutherland answered,—

- (1.) The necessary sections are being prepared by the local officers, and Tenders will be invited as soon as possible.
- (2.) An officer from the Department is now in the vicinity to inspect and report, on receipt of which, plans will be prepared and tenders invited, with the least practicable delay.
- (3.) (4.) (5.) (6.) Tenders will be invited as soon as the necessary plans can be prepared.
- (7.) Immediately.
- (8.) This work will be carried out as soon as the guarantee bond is signed for the portion between Port Macquarie and the Manning.

- (2.) The Eight-hour Labour System :—Mr. Stewart asked the Colonial Secretary, pursuant to Notice,—

- (1.) Whether Government has yet determined what reply shall be made to the deputation which waited upon the Colonial Secretary, on the 4th of this month, in reference to the introduction of the Eight-hour labour system in the Public Works?
- (2.) If so, will the Colonial Secretary please to state the nature of the reply?

Mr. Parkes answered,—The Government have arrived at no decision on this matter, and they will not be able to give their attention to it for some few days to come. A decision will probably be arrived at in the course of a week or ten days, and will be communicated by letter.

2. GOULBURN VOLUNTEER CORPS :—Mr. Driver (*with the concurrence of the House*) moved, without Notice, That the Petition presented by Mr. Forster on the 24th instant from Captain Rossi, be printed.

Question put and passed.

3. PAPERS :—

Mr. Parkes laid upon the Table the following Papers :—

- (1.) Return to an Order, made on 21st January, 1873, in reference to School Fees.
- (2.) Eighteenth Annual Report of the Post Office,—being for the year 1872.

Ordered to be printed.

Mr. Sutherland laid upon the Table, Explanations and Reports in connection with the Evidence given before the Select Committee on the Civil Service, as regards the Railway management.

Ordered to be printed.

4. CLAIM OF MR. STEPHEN SCHOLEY :—Mr. Cunneen (*with the concurrence of the House*) moved, without Notice, That the Clerk have leave to return to Mr. Stephen Scholey the Commission, under the Great Seal, appointing him Warden of the Maitland District Council, handed in by him to the Select Committee on "Claim of Mr. Stephen Scholey," on 26th February, 1873.
Question put and passed.

5. MESSAGES FROM THE GOVERNOR—ASSENT TO BILLS :—The following Messages from His Excellency the Governor were delivered by Mr. Parkes, and read by the Speaker :—

- (1.) Isler's Estate Bill :—

HERCULES ROBINSON,

Message, No. 37.

Governor.

A Bill intituled "*An Act to enable the Trustees of the Will of Henry Isler deceased to sell certain lands situate at Gladesville on the Parramatta River near Sydney being part of the real estate of the said Henry Isler and to invest the money to arise from such sale for the benefit of the parties severally interested in the said real estate under the said Will,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 25th April, 1873.

- (2.) Grape-vines and Grapes Importation Prohibition Bill :—

HERCULES ROBINSON,

Message, No. 38.

Governor.

A Bill intituled "*An Act to prohibit the Importation of Grape-vines Grape-vine cuttings and Grapes,*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 25th April, 1873.

- (3.) Funded Stock Bill :—

HERCULES ROBINSON,

Message, No. 39.

Governor.

A Bill intituled "*An Act to authorize the Government to raise a Loan for Public Works and other purposes by means of a 'Funded Stock,'*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 25th April, 1873.

- (4.) Sydney Sewerage Act Amendment Bill :—

HERCULES ROBINSON,

Message, No. 40.

Governor.

A Bill intituled "*An Act to amend the Sydney Sewerage Act of 1853,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 25th April, 1873.

- (5.) Municipalities Lighting Bill :—

HERCULES ROBINSON,

Message, No. 41.

Governor.

A Bill intituled "*An Act to amend the Municipalities Act of 1867,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 25th April, 1873.

- (6.) Crown Lands Occupation Act Amendment Bill :—

HERCULES ROBINSON,

Message, No. 42.

Governor.

A Bill intituled "*An Act to amend the Crown Lands Occupation Act of 1861,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 25th April, 1873.

(7.)

(7.) Prince Alfred Memorial Hospital Site Dedication Bill:—

HERCULES ROBINSON,
Governor.

Message, No. 43.

A Bill, intituled "*An Act to authorize the resumption by the Crown and dedication as a site for the Prince Alfred Memorial Hospital of a portion of the Land granted to the University of Sydney*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 25th April, 1873.

(8.) Border Duties Bill:—

HERCULES ROBINSON,
Governor.

Message, No. 44.

A Bill, intituled "*An Act to make provision for suspending the collection of Customs Duties on the River Murray*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 25th April, 1873.

(9.) Commons Regulation Bill:—

HERCULES ROBINSON,
Governor.

Message, No. 45.

A Bill, intituled "*An Act to enable Trustees of Commons in New South Wales to have perpetual succession and to empower them to regulate the use of such Commons and for other purposes relating thereto*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 25th April, 1873.

(10.) Hunter River, Wollongong, and Kiama Tonnage Duties Abolition Bill:—

HERCULES ROBINSON,
Governor.

Message, No. 46.

A Bill, intituled "*An Act to abolish the Collection of Tonnage Duties in respect of the River Hunter and Ports of Newcastle and Morpeth and of the Harbours of Wollongong and Kiama*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 25th April, 1873.

6. MESSAGE FROM THE GOVERNOR:—The Usher of the Black Rod was admitted, and delivered the following Message:—

MR. SPEAKER,

It is the pleasure of His Excellency the Governor that this Honorable House do attend him immediately in the Legislative Council Chamber.

Accordingly Mr. Speaker, with the House, went to the Legislative Council, where His Excellency was pleased to deliver a Speech to both Houses of Parliament, as follows:—

HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL,
AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

I am glad to be enabled, consistently with a just regard to the public interests, to release you from a longer attendance upon your Parliamentary duties. The labours of the Session have been more than usually severe, and although it is matter of concern that some important measures have not been brought to a definitive issue, still the Legislative results are large, and eminently calculated to benefit the Colony.

I rejoice that I can congratulate you on the continued elasticity of the Public Revenue, and the healthful activity which still prevails in the principal branches of industry and commerce. The prospects of the Colony were never more encouraging to those who seek to advance the general good by the profitable employment of their labour and capital in individual enterprise.

A Conference, at which the Governments of all the Australasian Colonies were represented, was held in Sydney in January and February. The deliberations of this Body resulted in unanimous agreement on several questions intimately affecting all the Colonies, and which hitherto had presented much difficulty. Already the Imperial Government has evinced its desire to meet the clearly ascertained views of the Colonies, by introducing a Bill, on the recommendation of the Conference, to empower the Colonial Parliaments to enact Reciprocity Tariffs. The necessary steps have been taken by this Government, in accordance with another decision of the Conference, to prohibit the importation of Live Stock for a period of two years. Other decisions of the Conference were directed to the improvement of the Post Office and Telegraph Services, to the better management and supervision of Coast Lights, and to a more uniform preparation of Official Statistics.

I regret to say that on the important question of the Suez Mail Contract the Conference recommended that the long-established Terminus should be changed, notwithstanding that the efficiency of the Service would be best promoted by Sydney continuing to be the terminal port. It is very satisfactory to me that you have by your loyal Addresses to Her Majesty expressed your entire concurrence in the protest of this Government against the proposed change. Other results of the Conference, to which I need not refer, will, I sincerely hope, be beneficially felt in the progress of the Colony.

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

I thank you for the liberal provision you have made for the Public Service, by which the official incomes of the Civil Servants have been restored to their former rates. By granting the Supplies sufficiently early in the Session to render temporary Supply Bills unnecessary, you have materially assisted to bring the Parliamentary business of the year into a sound and satisfactory state. It remains for me to assure you that the utmost care and diligence shall be exercised in the public expenditure.

The authority you have given to the Government to make arrangements for establishing an efficient Mail Service between Sydney and Great Britain *via* San Francisco, will be acted upon without delay.

HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL,
AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

The Act to repeal the Superannuation Act of 1864, and to terminate the system of Civil Service pensions, will cast upon the Consolidated Revenue a heavy burden; but it has brought to an end a daily increasing difficulty which was inflicting severe and unmerited hardship on the Public Servants. It will be for the wisdom of Parliament in future years to adhere to the settlement which has been effected at so much public cost.

The Act providing for the construction of Railways embodies a broader policy than prevailed in former years, and, by being carried out with vigour and without delay, will greatly assist in developing the resources and extending the commerce of the Colony.

By the Funded Stock Act sums are placed at the disposal of the Government for many works of magnitude and general utility. The provision made by this Act for the introduction of a superior class of Immigrants will tend to supply many wants now urgently felt, and to promote the welfare of all classes of the community.

Under the provisions of the Border Duties Suspension Act, the Government confidently rely on being enabled to conclude Conventions with the Governments of Victoria and South Australia, for securing for all practical purposes the free passage of the river Murray.

In dismissing you for a season I feel assured that the gratitude of a loyal and contented people will accompany you into your private avocations, and I trust the blessings of the Almighty will rest upon all your endeavours for the public welfare.

I now declare this Parliament prorogued until Tuesday, the 10th June next.

W. M. ARNOLD,
Speaker.

1872-3.

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

BUSINESS UNDISPOSED OF AT THE CLOSE OF THE SESSION.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. General Elections Bill of 1873; second reading.
2. Lunacy Bill; second reading.
3. Equity Consolidation and Reform Bill; second reading.
4. Colonial Produce Distillation Bill; to be further considered in Committee.
5. Woolloomooloo Bay Water-frontage Compensation Bill; second reading.
6. Volunteer Land Grants Abolition Bill reported; adoption of Report.
7. Friendly Societies Bill; second reading.
8. Criminal Law Consolidation and Amendment Bill; second reading.
9. Mining Bill; to be further considered in Committee.
10. Colonial Defence Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to make better provision for the Military Defence of the Colony.

GENERAL BUSINESS—NOTICE OF MOTION:—

1. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of the Depositions in the case of John Roach, committed for trial by the Gundagai Bench on a charge of Cattle-stealing.

ORDERS OF THE DAY:—

1. Hastings Electorate Subdivision Bill; second reading.
2. Capital Punishment Abolition Bill; second reading.
3. Permissive Liquor Bill; resumption of the Debate, on the motion of Mr. Wearne, "That this Bill be 'now' read a second time"—upon which Mr. Tunks had moved, That the Question be amended by omitting the word "now," with a view of adding at the end the words "this day six months."
4. Contracts Exemption Bill; second reading.
5. Inventions Registration Act Amendment Bill; second reading.
6. Tolls on Public Roads; consideration in Committee of the Whole of the propriety of bringing in a Bill to abolish the collection of Tolls on all Public Roads throughout the Colony.
7. Equity Reform Bill; second reading.
8. Bathurst Cattle Sale Yards Bill; resumption of the adjourned Debate, on the motion of Mr. Combes, "That this Bill be now read a second time."
9. Claim of Mr. Stephen Scholey; consideration in Committee of the Whole of the recommendation of the Report of the Select Committee appointed "to inquire into and report upon the Claim of Mr. Stephen Scholey," brought up and ordered to be printed on the 21st April, 1873.
10. Annuity to John Dunmore Lang; consideration in Committee of the Whole of the expediency of bringing in a Bill to confer an Annuity on John Dunmore Lang.
11. Walker and Carlow Streets Enclosure Bill (*as agreed to in Select Committee*); second reading.
12. Municipalities Act of 1867 Amendment Bill; third reading.
13. Deniliquin and Moama Railway Bill; third reading.
14. Cattle Sale Yards Act Amendment Bill; to be considered in Committee.
15. Markets Amendment Bill reported; adoption of Report.

