

VOTES
AND
PROCEEDINGS

1843

2nd Clerk
Assistant

NEW SOUTH WALES.



AND

PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL,

DURING

THE SESSION

1843,

WITH THE VARIOUS DOCUMENTS CONNECTED THEREWITH.

Sydney,

WILLIAM JOHN ROW, GOVERNMENT PRINTER,

BENT-STREET.

1843.

INDEX.

	PAGE.
DAILY PROCEEDINGS,	
From No. 1 to No. 86	1 to 254
Governor's Speech on opening the Council	5
Acknowledgment of Council's Address in reply	11
Speech on prorogation of Council	253
Messages from the Governor on the undermentioned Bills :—	
Postage	20
Water Police	20
Light-house	20
Slaughtering of Cattle... ..	20
Sheriff	37, 237
Savings' Bank	45
Registry	45, 249
Lien on Wool	127
Solvent Debtors... ..	137
Insolvents	163, 250
Distillation	107
Ports and Harbours	187
Ad-valorem Duties	188
Tariff	188, 250, 253
Customs	188
District Councillors' Qualification	201
Lunatics... ..	209
Doubly Convicted Offenders... ..	219
Messages from the Governor on Financial subjects :—	
Financial Message	343
Rural Police Expenditure	138, 147
Convicts in Colonial Gaols	142
Council's Establishment	147
Judicial Estimates	151
Supplementary Estimate, (1843)	167
Auxiliary Estimate, (1844)	209
Scots Church, Sydney	183
Compensation for abolished offices	237
Overland Route to Port Essington	188
Message from the Governor on the Standing Orders... ..	201
Messages from the Council to the Governor on the undermentioned Bills :—	
Solvent Debtors	172
Registry	251
Insolvents	251
Tariff	251
Resolutions of the Council :—	
On Salary of futuro Governors	103
Unemployed Laborers	111, 103, 238
Rural Police Expenditure	123
Convicts in Colonial Gaols	135, 164
Council's Establishment	138
Upset price of Crown Lands	231, 241
Supply	232, 238
Schedules to Act of Parliament, 5 and 6 Victoria, chap. 76	241
Visitors, Lunatic Asylum... ..	247
Address from the Council to the Queen and Prince Albert, on the birth of a } Princess	51
Addresses from the Council to the Governor (exclusive of those for papers merely) :—	
On the opening Speech	11
Rural Police Expenditure	131, 141
Convicts in Colonial Gaols	137, 164
Council's Establishment	141
Scots Church, Sydney	161
Overland Route to Port Essington	171
Unemployed Laborers	211
Compensation for abolished offices	223
Tobacco and Coal exported to Van Diemen's Land	225
Schedules to Act of Parliament, 5 and 6 Victoria, chap. 76.	241
Disputed Elections :—	
Appointment of Court... ..	6
Petitions against the Return of the Sitting Members for the Cumberland } Boroughs, and Melbourne... ..	15
Petitions received during the Session, on the undermentioned subjects :—	
Education :—	
Clergy and Laymen, Church of England	127
Rev. H. T. Stiles	127
Thomas W. Bodenham	127
J. K. Walpole	127
Henry Carmichael, M.A.	127
Parramatta	135
Prospect	135
Campbelltown, Liverpool, Appin, Castle Hill and Dural, Cam- } den, Cobbity, Penrith and Mulgoa, Hunter's Hill, Sydney and } its neighbourhood	135

DAILY PROCEEDINGS—continued :—

Petitions received during the Session, on the undermentioned Subjects—continued :—

	PAGE.
Public Institutions :—	
Australian Auction Company... ..	15
Scots' Church, Sydney... ..	61
Mechanics' Institute, Melbourne... ..	87
Commercial Reading Rooms... ..	149
Proposed Government Bank (from the Hunter)	183
Sydney Dispensary	151
Bathurst Hospital	213
Goulburn Hospital	241
Female Factory, (from free females)... ..	241
Public Works :—	
Jervis' Bay Road	150
Wollongong Break water	146
Elective Franchise :—	
Newcastle and Stockton... ..	140
North Hunter	185
Brisbane and North Hunter	211
District Councils :—	
Penrith	43
Bathurst	51, 61
Murrurundi	61
Campbelltown	73
Dungog	73
Maitland	77
Merton and Muswellbrook	91
Raymond Terrace	127
Hartley	127
Port Phillip (Squatters)	127
Jerry's Plains	149
Queanbeyan	193
Seona and Murrurundi... ..	197
Liverpool... ..	201
Illawarra... ..	213
Estimates for 1844 (from Illawarra)	115
Compensation :—	
James Murphy	73
David Davis	73
Henry Fowler	95
Henry Fisher	119
James Lecky	123
Roman Catholic Schoolmasters	137, 175
S. L. Harris	171
Henry Foster	188
Thomas Abbott... ..	229
W. C. B. Wilson	229
Stephen George Henty... ..	237
W. Walsh	241
Alfred Hill Austin	241
W. B. Clarke, M. A.	251
Police :—	
Water; Merchants and Shipowners	123, 141, 199
City; Citizens	229
Melbourne; Town Council	73
Macdonald River; Macdonald River... ..	171
Cattle driving; Parramatta... ..	209
Police Magistracies :—	
Queanbeyan	31, 181
Windsor	163
Newcastle	167
Goulburn... ..	181
Illawarra	183
Muswellbrook	197
Geelong	209
Yass	251
District Councillors	213
Gaols :—	
Maitland	159
Windsor	167
Berrima	211
Publicans :—	
Parramatta	119
Port Phillip	157
Maitland	167
Sydney	175
Distillation :—	
Merchants and others	155
Colonial Wine :—	
Wine Growers	99
Protective Duties :—	
Raw Sugar	65
Grain	187, 200
Smuggling :—	
John Ross	73
Bills :—	
Sheriff	51, 87, 91
Registry	107
Interest	77
Court of Requests :—Murrurundi	
	95

DAILY PROCEEDINGS—continued :—

Petitions received during the Session, on the undermentioned Subjects—continued :—

	PAGE.
Crown Lands Sales :—	
Liverpool	77
Queenbeyan	185
Quit Rents :—	
County Cook	95
W. Bartley	217
Unemployed Labourers (Sydney)	87, 171
Revival of Transportation (Jerry's Plains)	149

PRINTED DOCUMENTS OF THE SESSION.

Despatches from the Secretary of State on the undermentioned subjects :—

Water Police Act	257
New Legislative Council	259
Jurisdiction of Colonies over High Seas	263
Emigrant Bounties extension	265
Insolvent Debtors' Act... ..	267
Foreign Whalers	269
Solicitor General	269
Prothonotary	270
Duties on Foreign Produce	271
Duty on Wine imported by Military Officers	272

Correspondence on the undermentioned subjects :—

Sheriff Macquoid's defalcation and death	273
Management of Savings' Bank... ..	297
Supreme Court and General Registry Offices	303
Registrar Manning's Insolvency and removal	313

Petitions on the undermentioned subjects :—

Scots Church	333
District Councils	337
Educational (proposed) Resolutions	339
Water Police Establishment	341

Financial Papers :—

Governor's Message	343
Abstract of Revenue and of its appropriation for 1842, with statements } 1 to 6 explanatory thereof	349
Statement of sums appropriated for 1842, but not expended	361
Supplementary Estimate for 1843	365
Estimates of Expenditure for 1844	367
Proposed Police Expenditure	427
Prothonotary and Supreme Court Establishment	429
Legislative Council Establishment	431
Auxiliary Estimate for 1844	433
Ways and Means... ..	435

Bank Liabilities and Assets :—

Abstract for the Quarters from 1st January to 31st December, 1842, } and of the general averages for 1841 and 1842	437
Abstract for the Quarters ended 31st March, 1843... ..	439
30th June, "	441
30th Sept. "	443

Statistical Returns :—

Coin in the Colonial Treasury, Military Chest, and Banks, in the years } from 1836 to 1842	447
Population, 1842	448
Population of the Colony on 30th September, 1843	461
Imports from 1826 to 1842	449
Exports from 1826 to 1842	450
Shipping inwards from 1820 to 1842	451
Shipping outwards from 1826 to 1842	452
Grain imported from 1826 to 1842	453
Land in cultivation and population of the Colony from 1833 to 1842	454
Oil exported from 1828 to 1842	455
Timber exported from 1826 to 1842	455
Live Stock imported from 1828 to 1842	456
Live Stock in the Colony on the 30th September, 1843	459
Wool exported from 1822 to 1842	456
Vessels registered from 1822 to 1842	457
Auction Duty from 1824 to 1842	457
Amount of Land Sales from 1824 to 1842	458

Returns to Addresses for papers on the undermentioned subjects :—

Port Phillip Revenue and Expenditure	463
Education	467
Crown Lands' Commissioners... ..	473
Aborigines	475
Expiree Convicts	543
Export of Tobacco to Van Diemen's Land	545
Trade with Van Diemen's Land and North and South America	547
Spirits	551

Reports from Select Committees on the undermentioned subjects :—

Scots Church, Sydney	557
Overland Route to Port Essington	567
Proposed Postage Resolutions	591
Monetary Confusion	607
Savings' Bank Bill	679
Water Police Bill	685
Distressed Labourers' Petition	717
Crown Land Sales Act	753
Immigration	795
Campbelltown District Council Boundaries	857
Insolvent Act	865
Deficiencies in Estimates for 1842	915
Council Library... ..	927

SELECT COMMITTEES

APPOINTED DURING THE SESSION.

STANDING ORDERS.

THE ATTORNEY GENERAL (MR. TERRY,) MR. ELWIN, MR. HAMILTON,	} Appointed 4th August. * Added on 30th September.	MR. FOSTER, MR. COWPER, * THE COLONIAL SECRETARY, * DR. NICHOLSON.
---	---	---

CROWN LANDS SALES.

MR. MURRAY, MR. HAMILTON, DR. NICHOLSON, MR. WENTWORTH,	} Appointed 15th August.	MR. BRADLEY, MR. WALKER, DR. LANG, THE COLONIAL SECRETARY.
--	-----------------------------	---

IMMIGRATION.

THE COLONIAL SECRETARY, THE AUDITOR GENERAL, MR. ICELY, DR. LANG, MR. MURRAY,	} Appointed 18th August.	MR. WENTWORTH, MR. WALKER, MR. MACARTHUR, DR. NICHOLSON, MR. BOWMAN.
---	-----------------------------	--

COUNCIL LIBRARY.

DR. NICHOLSON, THE COLONIAL SECRETARY, MR. ELWIN,	} Appointed 18th August.	MR. EDDEN, MR. TERRY.
---	-----------------------------	--------------------------

MONETARY CONFUSION.

THE COLONIAL TREASURER, THE AUDITOR GENERAL, MR. EDDEN, DR. LANG, DR. NICHOLSON,	} Appointed 24th August.	MR. WENTWORTH, MR. MURRAY, MR. HAMILTON, MR. WINDEYER, MR. COGHILL.
--	-----------------------------	---

SAVINGS' BANK BILL.

THE COLONIAL TREASURER, MR. TERRY, DR. NICHOLSON,	} Appointed 12th September.	MR. COWPER, MR. ICELY, MR. ELWIN.
---	--------------------------------	---

SCOTS CHURCH, SYDNEY.

MR. ICELY, MR. WALKER, DR. THOMSON, MR. LORD, MR. SUTTON,	} Appointed 28th September. * Added on 5th October.	MR. BOWMAN, DR. LANG, THE COLONIAL TREASURER, MR. HAMILTON, * THE AUDITOR GENERAL.
---	--	--

REGISTRY BILL.

THE ATTORNEY GENERAL, MR. FOSTER, MR. WINDEYER, MR. TERRY,	} Appointed 28th September.	MR. HAMILTON, DR. LANG, DR. THOMSON, MR. ELWIN.
---	--------------------------------	--

PORT ESSINGTON.

MR. ELWIN, DR. LANG, MR. SUTTON,	} Appointed 3rd October.	MR. WENTWORTH, MR. MACARTHUR, DR. NICHOLSON.
--	-----------------------------	--

WATER POLICE BILL.

MR. COGHILL, MR. ICELY, MAJOR WENTWORTH, COLLECTOR OF CUSTOMS,	} Appointed 6th October.	MR. BLAKLAND, DR. THOMSON, MR. JONES, MR. WENTWORTH.
---	-----------------------------	---

POSTAGE RESOLUTIONS.

THE AUDITOR GENERAL, MR. PANTON, MR. BRADLEY, CAPTAIN DUMARESQ, MR. WALKER,	} Appointed 10th October.	THE COLONIAL SECRETARY, DR. NICHOLSON, MR. ELWIN, MR. WINDEYER, DR. LANG.
---	------------------------------	---

PETITION FROM DISTRESSED LABOURERS.

DR. LANG, THE ATTORNEY GENERAL, MR. COWPER, DR. NICHOLSON,	} Appointed 8th November.	MR. WENTWORTH, THE COLONIAL SECRETARY, CAPTAIN DUMARESQ.
---	------------------------------	--

DEFICIENCIES IN ESTIMATES FOR 1842.

MR. WINDEYER, DR. LANG, MR. COWPER, THE AUDITOR GENERAL.	} Appointed 10th November.	THE COLONIAL SECRETARY, MR. WALKER, MR. WENTWORTH.
---	-------------------------------	--

INSOLVENT ACT.

DR. NICHOLSON, MR. COWPER, MR. FOSTER, MR. LOWE,	} Appointed 21st November.	THE ATTORNEY GENERAL, MR. TERRY, MR. WENTWORTH.
---	-------------------------------	---

CAMPBELLTOWN DISTRICT COUNCIL BOUNDARY.

MR. COWPER, MR. TERRY, MR. MACARTHUR, MR. PANTON, THE ATTORNEY GENERAL,	} Appointed 28th November.	CAPTAIN DUMARESQ, MR. LAWSON, THE COLONIAL SECRETARY, MR. WINDEYER.
---	-------------------------------	--

SUMMARY of Proceedings on Bills introduced during the Session of the year 1843.

SHORT TITLES OF BILLS.	HOW AND WHEN INITIATED.	PROGRESS.										REMARKS.
		1st Reading.	2nd Reading.	Committal.	Report.	Amendments proposed by the Governor.	Re-committal.	Report after re-committal.	Passing.	Assent.		
Solvent Debtors' Bill	By Mr. Wentworth	8 Aug.	8 Aug.	17 Aug.	18 Aug.	1 Sep.	12 Oct.	8 Sep. 20 Oct.	8 Sep. 1 Nov.	22 Sep.	8 Nov.	
Lien on Wool and Live Stock Bill.....	By Mr. Wentworth	10 Aug.	10 Aug.	31 Aug.	31 Aug.	31 Aug.	{ 28 Sep. } { 9 Oct. }	5 Sep. 29 Sep. 9 Oct.	5 Sep. 29 Sep. 9 Oct.	15 Sep.	9 Oct.	
Postage Act amendment Bill.....	By Message	15 Aug.	16 Aug.	30 Aug.	30 Aug.	.....	.....	.....	.....	.....	.....	To be further considered in Committee this day six months, 14th December.
Water Police Act amendment Bill	By Message	15 Aug.	17 Aug.	13 Dec.	13 Dec.	14 Dec.	.....	20 Dec.	20 Dec.	22 Dec.	27 Dec.	Referred to Select Committee, 6th October.
Maintenance of Light Houses Bill.....	By Message	15 Aug.	17 Aug.	30 Aug.	30 Aug.	16 Nov.	.....	.....	.....	24 Nov.	6 Dec.	
Slaughtering of Cattle Act amendment Bill	By Message	15 Aug.	17 Aug.	30 Aug.	30 Aug.	30 Aug.	.....	.....	.....	8 Sep.	26 Sep.	
Australian Auction Company Act further continuation Bill.....	By Mr. Therry.....	22 Aug.	22 Aug.	20 Aug.	30 Aug.	30 Aug.	.....	.....	.....	31 Aug.	28 Sep.	
Sheriff Bill.....	By Message	23 Aug.	30 Aug.	29 Nov.	1 Dec.	1 Dec.	19 December.	20 Dec.	20 Dec.	8 Dec.	22 Dec.	
Interest Bill	By Mr. Wentworth	25 Aug.	25 Aug.	.....	.....	.....	.....	.....	.....	.....	.....	To be read a second time this day six months, 21 Sept.
General Registry Bill	By Message	30 Aug.	8 Sep.	9 Nov.	9 Nov.	14 Dec.	27 December.	27 Dec.	27 Dec.	20 Dec.	28 Dec.	Referred to Select Committee, 28th September.
Savings' Bank Laws amendment Bill	By Message	30 Aug.	8 Sep.	12 Sep.	8 Nov.	8 Nov.	.....	.....	.....	10 Nov.	22 Nov.	Referred to Select Committee, 12th September.
Governor's Salary Bill.....	By Mr. Windeyer.....	2 Oct.	2 Oct.	11 Oct.	.....	.....	.....	.....	.....	.....	.....	Withdrawn, 8th December.
Friendly Societies' Bill.....	By Mr. Wentworth	13 Oct.	13 Oct.	7 Nov.	8 Nov.	16 Nov.	.....	.....	.....	24 Nov.	21 Dec.	
Committed Felons discharged Bill.....	By the Attorney General.....	18 Oct.	18 Oct.	25 Oct.	25 Oct.	25 Oct.	.....	.....	.....	27 Oct.	31 Oct.	
Campbelltown District Council Bill	By Mr. Bowman	20 Oct.	20 Oct.	23 Nov.	28 Nov.	.....	.....	8 Dec.	8 Dec.	15 Dec.	22 Dec.	Referred to Select Committee, 28th November.
Sydney Dispensary Bill	By Dr. Nicholson	24 Oct.	24 Oct.	7 Nov.	7 Nov.	7 Nov.	.....	.....	.....	15 Nov.	.....	Reserved for Her Majesty's approval, 22nd November.
Licensing Act amendment Bill	By the Colonial Secretary	27 Oct.	27 Oct.	8 Nov.	8 Nov.	8 Nov.	.....	.....	.....	15 Nov.	22 Nov.	Withdrawn, 21 December.
Refined Sugar Bill	By Dr. Nicholson	7 Nov.	7 Nov.	21 Nov.	.....	.....	.....	.....	.....	.....	.....	Assent withheld, 12 December.
Monetary confidence Bill	By Mr. Windeyer.....	7 Nov.	7 Nov.	21 Nov.	24 Nov.	30 Nov.	.....	.....	.....	6 Dec.	.....
Distillation Laws' Bill	By Message	31 Oct.	7 Nov.	15 Nov.	15 Nov.	15 Nov.	.....	.....	.....	22 Nov.	6 Dec.	
Corporations Educational Powers Bill	By Dr. Lang	9 Nov.	9 Nov.	.....	.....	.....	.....	.....	.....	.....	.....	To be read a second time this day six months, 16 Nov.
City Rates Bill	By Mr. Wentworth	9 Nov.	9 Nov.	29 Nov.	29 Nov.	1 Dec.	.....	.....	.....	8 Dec.	12 Dec.	
Insolvent Act amendment Bill	By Message	27 Oct.	16 Nov.	15 Dec.	15 Dec.	20 Dec.	27 December.	27 Dec.	27 Dec.	21 Dec.	28 Dec.	Referred to Select Committee, 21st November.
Ports and Harbours Act amendment Bill.....	By Message	10 Nov.	16 Nov.	1 Dec.	1 Dec.	1 Dec.	.....	.....	.....	8 Dec.	12 Dec.	
District Councillors' qualification Bill	By Message	22 Nov.	1 Dec.	.....	.....	.....	.....	.....	.....	.....	.....	Previous question, 8th December.
Lunatics' Bill.....	By Message	28 Nov.	30 Nov.	7 Dec.	7 Dec.	.....	.....	.....	.....	12 Dec.	22 Dec.	
Hawkers' and Pedlars' Bill.....	By Mr. Wentworth	29 Nov.	29 Nov.	6 Dec.	21 Dec.	27 Dec.	.....	.....	.....	.....	.....	Stands over until next Session, 8th December
Doubly convicted Offenders' Bill	By Message	6 Dec.	12 Dec.	21 Dec.	21 Dec.	21 Dec.	.....	.....	.....	22 Dec.	27 Dec.	
Ad Valorem Duties Bill	By Message	10 Nov.	12 Dec.	19 Dec.	19 Dec.	19 Dec.	.....	.....	.....	21 Dec.	27 Dec.	
Customs Regulation Bill	By Message	10 Nov.	.....	.....	.....	.....	.....	.....	.....	.....	.....	To be printed, and stand over until next Session.
Tariff Bill	By Message	10 Nov.	12 Dec.	19 Dec.	19 Dec.	21 Dec.	27 December.	27 Dec.	27 Dec.	22 Dec.	.....	Reserved for Her Majesty's approval, 28th December.
Magistrates of Sydney and Melbourne Jurisdiction Bill	By the Attorney General.....	13 Dec.	13 Dec.	19 Dec.	19 Dec.	19 Dec.	.....	.....	.....	20 Dec.	22 Dec.	
Appropriation Bill	By the Colonial Secretary	15 Dec.	15 Dec.	19 Dec.	19 Dec.	19 Dec.	.....	.....	.....	21 Dec.	28 Dec.	

STANDING ORDERS
OF
THE LEGISLATIVE COUNCIL
OF
NEW SOUTH WALES.
1843.

STANDING ORDERS
OF
THE LEGISLATIVE COUNCIL
OF
NEW SOUTH WALES.

ELECTION AND INSTALMENT OF THE SPEAKER.

I. That after any dissolution or other termination of the Legislative Council, the Members of the Council, (one third at least of their number being present) shall, on the day fixed by Proclamation of the Governor for the commencement of the Session, attend in the Council Chamber, and having taken the Oath prescribed by Law, proceed to the Election of a Speaker, in conformity with the provisions of the Act of Parliament under which the Council is constituted.

II. That on the death, resignation, or removal of the Speaker, the Council shall forthwith proceed to elect some other Member to fill the office.

III. That the recommendation of any Member as a fit person to fill the Speaker's Chair shall not be entertained by the Council, unless the Member proposed be himself present.

IV. That if but one Member be put in nomination, it shall not be necessary that any question be put to the Council, but the proposer and seconder shall place the Member nominated in the Chair; but if any other Member be nominated, the sense of the Council shall be taken by a question on the name of the person first proposed: This question shall be put by the Clerk, and it shall be stated in the record of the proceedings, that the Clerk, by order of the Council, put the question: In case of a division, the Council shall, as on other questions, divide to the right and left, and the Clerk shall appoint a Teller on each side, who shall communicate to him the result of the division, and the same shall be immediately announced by the Clerk, to the Council, and recorded upon the proceedings.

V. That a majority of the Members present be necessary for the election of any Member as Speaker.

VI. That immediately after the election, the proposer and seconder of the Member elected shall conduct him to the Chair, and shall forthwith communicate the choice of the Council to the Governor, and shall ascertain the Governor's pleasure as to the day on which he will receive the Speaker so chosen.

VII. That on the day fixed, the proposer and seconder, together with the Council, shall accompany the Speaker to the Governor.

VIII. That the Member so elected as Speaker, shall, on his return, announce to the Council the allowance or disallowance of their choice by the Governor.

IX. That in the event of the Governor disallowing the choice of the Member elected as a Speaker, the Council shall immediately proceed to the choice of some other Member, following the same course as in the first instance.

X.

X. That the Speaker shall, after the allowance by the Governor of the choice of the Council, adjourn the Council until the day and hour appointed by the Governor for the opening of the Session.

OPENING OF THE BUSINESS OF THE SESSION.

XI. That on the opening of the Session, or on any occasion when the Governor shall, in accordance with the provisions of the Act of Parliament, 5 and 6 Victoria, chap. 76, have signified his intention of repairing to the Council Chamber in person, the Speaker shall receive His Excellency at the door of the Council Chamber, and conduct him to the Seat provided for His Excellency on the left of the Speaker, the Members standing.

XII. That the Members shall not resume their seats until the Governor be seated.

XIII. That when the Governor shall have delivered his speech, the Speaker shall pray the Governor for a copy thereof.

XIV. That the Speaker shall accompany the Governor to the door when he retires, the Members again standing.

XV. That the Speaker on his return to the Chair, shall read the Governor's speech to the Council.

XVI. That the Council shall determine on an address to the Governor, in reply to the speech, and the Speaker shall appoint two Members to wait upon the Governor to ascertain when and where His Excellency will be pleased to receive the same.

XVII. That the Council shall next proceed to the election of a Chairman of Committees of the whole Council for the Session.

GENERAL DUTIES OF THE SPEAKER.

XVIII. That the Speaker shall take the Chair at the hour appointed for the Meeting of the Council, and if, at the expiration of half an hour after the hour appointed, there is not a quorum, the Speaker shall adjourn the Council to the next sitting day.

XIX. That whenever the Speaker is obliged to adjourn the House for want of a quorum, the hour at which such adjournment is made, and the names of the members then present, shall be inserted in the Journals of the Council.

XX. That if at any time after the Speaker has taken the Chair one-third of the Members be not present, the Speaker shall, by his own authority immediately adjourn the Council to the next sitting day, unless the Council have previously resolved "that at their rising they do adjourn to a particular day."

XXI. That the Speaker shall preserve order, taking the sense of the Council on any disputed point of order.

XXII. That the Speaker shall stand when addressing the Council.

XXIII. That the Speaker shall, at the request of the Council thank or reprimand Members and other persons when occasion may require.

XXIV.

XXIV. That the Speaker shall not give his opinions, or argue any question in the Council, unless the Members upon a division be equal, when, in giving his casting vote, he may state the reasons which influence him.

XXV. That when the Speaker is called upon to explain a point of order or practice, he is to state the Rule applicable to the case, without argument or comment.

XXVI. That in Committees of the whole Council the Speaker, if present, shall be considered as a private Member, and shall have a voice accordingly.

XXVII. That the Speaker shall be exempt from sitting on Select Committees.

XXVIII. That the Speaker shall put all questions (except in Committees of the whole Council) and shall declare the sense of the Council thereon.

XXIX. That each Member may of right require the question or matter in discussion to be read for his information at any time during the debate, but not so as to interrupt a Member speaking.

XXX. That if two or more Members rise to speak at the same time, the Speaker shall decide which Member is entitled, in his opinion, to pre-audience.

XXXI. That the Speaker shall, without waiting for the interposition of the Council, call to order any Member proceeding to speak a second time on the same question, except in explanation, and without introducing any new matter.

XXXII. That the Speaker shall, on every motion made and seconded, put the question first in the affirmative, and then in the negative; and he may do so as often as may be necessary to enable him to form and declare his opinion, from the sound of the voices, as to which party has the majority.

XXXIII. That whenever a division is demanded (which may be done on the motion of any Member without being seconded,) all the Members shall take their seats on the right and left sides of the Chair respectively; and the Speaker shall appoint Tellers, one of either party indifferently, and shall declare which party has the majority, from written lists of the Members voting on each side, to be handed to the Clerk by the Tellers.

XXXIV. That previously to any division strangers may be excluded, and the doors of the Council Chamber locked; and after the doors are locked, no Member shall be allowed to enter or leave the Chamber until the division shall be over, and the numbers declared.

XXXV. That if any difficulty arise on any point of order during a division, the Speaker shall take upon himself to decide it, subject however to the ulterior decision of the Council.

GENERAL RULES FOR THE CONDUCT OF BUSINESS, AND THE BEHAVIOUR
AND PRIVILEGES OF MEMBERS.

XXXVI. That all motions shall be made, and Petitions presented, by Members in their places.

XXXVII. That every Member shall address the Chair when speaking.

XXXVIII.

XXXVIII. That whenever any matter of privilege arises, it shall be immediately taken into consideration.

XXXIX. That matters connected with Finance shall be discussed only in a Committee of the whole Council.

XL. That no notice shall be taken by the Speaker of any motion unless it be seconded: Provided, however, that any Member may call for the execution of a standing or subsisting order of the Council, not by way of motion, but by simply noticing that the order of the Council is disobeyed.

XLI. That every Member making a motion shall, if required, put it into writing, and deliver it to the Speaker, who shall propose it when seconded, to the Council, and no motion after being seconded shall be withdrawn, but by leave of the Council.

XLII. That after a motion has been moved and seconded, and the question thereon put from the Chair, any question of order, or any matter of privilege which may arise, shall supersede the consideration of the original question, and must be first disposed of.

XLIII. That no Member shall speak twice (except in Committees of the whole Council) on the same question, unless in explanation on some material point of his speech, on which he had been misrepresented or misunderstood: Provided, however, that the mover of any question shall be allowed the liberty of reply.

XLIV. That no Member shall digress from the subject matter of the question under discussion, or comment upon the words used by any other Member in a previous debate; and that all imputations of improper motives, and all personal reflections on Members, shall be considered highly disorderly.

XLV. That whenever any member shall make use of any expression personal and disorderly, or capable of being applied offensively to any other Member, the Member so offending shall be required to withdraw the expression, and to make a satisfactory apology to the Council.

XLVI. That a debate may be adjourned to a later hour of the same day, or to another day, which may be the next sitting day, or a particular day specified.

XLVII. That a motion to adjourn shall always be in order.

XLVIII. That the Member upon whose motion any debate shall be adjourned by the Council, shall be entitled to pre-audience on the resumption of the debate.

XLIX. That on all questions the act of the majority shall bind the whole Council, and the majority shall be declared by votes, openly and publicly given on the question being put by the Speaker.

L. That it shall be competent to any Member to divide the Council on any question, both in full Council and in Committees of the whole Council; and upon such division, those who are on the affirmative side shall seat themselves on the right hand, and those who are on the negative shall seat themselves on the left hand of the Speaker or Chairman; and that Members shall not remove from their seats till the telling is over.

LI. That so soon as the Members are seated, the Tellers shall proceed to take down in writing the names of the Members on each side, and, when agreed on the respective names and numbers, shall hand in the list to the Clerk at the Table.

LII. That all divisions of the Council shall be entered by the Clerk on the Votes and Proceedings.

LIII. That a Member called to order shall sit down unless permitted to explain.

LIV. That when, in consequence of highly disorderly conduct, the Speaker shall call upon any Member by name, such Member shall withdraw as soon as he has been heard in explanation; and after such Member's withdrawal, the Council shall at once take the case into consideration.

LV. That when the Speaker is putting a question, no Member shall walk out of, or across the House; nor, when a Member is speaking, shall any Member hold discourse to interrupt him, except to order, nor pass between him and the Chair.

LVI. That in the case of a charge against a Member, if the charge shall be contained in a Report, or arise from an examination of witnesses in the Council, the Member accused, knowing to what point he is to direct his exculpation, shall be heard and withdraw, before any question is moved. But where the question itself is the charge for any breach of the orders of the Council, or for any matter that has arisen in the Debate, then the charge shall be stated, that is, the question moved, before the Member accused shall withdraw; and he shall then be allowed the opportunity of explaining to the Council the motives of his conduct in the matter alleged against him; and after having so done shall withdraw.

LVII. That if on any question of order, a Member refuse to comply with the decision of the Council, the Speaker shall commit such Member to the custody of the Sergeant at Arms, who shall detain him during the pleasure of the Council.

LVIII. That the Speaker shall have the privilege of admitting, by orders, not more than sixteen strangers to the body of the Council Chamber; and that every Member shall have the privilege of admitting, by orders, three strangers to the Gallery of the Council Chamber.

LIX. That strangers shall at any time withdraw either on the order of the Speaker, or on a motion being made and seconded; but no debate or division shall take place on such motion.

LX. That no Member during the Session shall absent himself for more than a fortnight at a time, without an express leave of absence from the Council.

LXI. That on a motion made and passed; that the Council be called over on any day therein named, the Speaker shall cause Circular Letters to be addressed to all the Members of the Council, requiring their attendance on that day.

LXII. That in the event of any Member not attending in compliance with the above order, and not offering a reasonable excuse for his absence, or not having leave of absence, he shall be fined in the sum of £5, and committed to the custody of the Sergeant at Arms, till the fine and all fees thereon are paid.

PUBLIC BILLS.

LXIII. That every Public Bill, except such as are transmitted by the Governor in pursuance of the provisions of the 30th clause of the Act of Parliament, 5 and 6 Victoria, chap, 76, shall be introduced either by a motion for leave, specifying the title and object of the Bill, or by a motion to appoint a Committee to prepare and bring it in, or by an order of the House on the Report of a Committee.

LXIV.

LXIV. That the Member having leave to bring in a Bill, shall prepare the draft of such Bill, with the necessary blanks to be filled up in Committee; and shall, on an early day, present a fair copy thereof to the Council.

LXV. That no Clause shall be inserted in any Bill, which shall be foreign to what the title of such Bill imports; and that such matters as have no proper relation to each other, shall not be intermixed in one and the same Bill.

LXVI. That no perpetual Clause shall be inserted in any Bill, the provisions of which are intended to be temporary; and that the temporary character of the Bill shall be declared in the title, and its precise duration mentioned in a distinct Clause at the end thereof.

LXVII. That at the first and second reading of any Bill, the title only shall be read by the Clerk.

LXVIII. That every Bill read a first time shall, on leave obtained, be printed with as little delay as possible, and a copy provided for each Member by the Clerk.

LXIX. That after the first reading of a Bill, its second reading, on some convenient future day, shall be moved.

LXX. That after a Bill shall have been read a second time, the Council shall resolve itself into a Committee for the consideration of it in detail, the Chair being vacated by the Speaker, and taken by the Chairman appointed to preside on such occasions, unless it be deemed expedient by the Council, that it should be referred to a Select Committee, in which case a Committee for that purpose shall at once be appointed with the requisite instructions.

LXXI. That Bills committed to a Committee of the whole House, shall be debated clause by clause, the question being put on each, leaving the Preamble and Title to be last considered.

LXXII. That when a Bill shall have been reported with amendments, it may be ordered to be printed as amended, and notice may be given of a motion that it be engrossed and read a third time on a convenient day; and when the motion is made for the Bill being engrossed, it may on motion be recommitted for further amendment, and when again reported with amendments, a day may be fixed, on motion, for its being engrossed and read a third time.

LXXIII. That before a Bill shall be read a third time, the Chairman of the Committee shall certify that the Engrossment is in accordance with the Bill as reported by the Committee.

LXXIV. That on the third reading of the Bill, the Speaker shall announce that the Engrossment has been so certified by the Chairman of Committees, and the title only shall be read, unless on motion made and seconded that the Bill shall be read at length.

LXXV. That no alteration or amendment shall be made in any Bill, on the third reading, the question simply being that the Bill, in its then shape, be read a third time; but that the addition of a clause may be made, such clause being already Engrossed on Parchment when presented to the Council, and, if passed, it shall be added to the Bill.

LXXVI. That if the clause proposed to be added to the Bill has for its object to impose a pecuniary fine, the Council shall not entertain it with the Speaker in the Chair. In order to fill up the blanks in such case, the clause must be read twice, and then committed to a Committee of the whole Council, after which the Speaker shall resume the Chair, the clause shall be reported, read a third time, and passed with the Bill, if approved by the Council.

LXXVII.

LXXVII. That when a Bill shall have been read a third time, it shall be delivered by the Clerk to the Speaker, who shall put the question that this Bill do now pass.

LXXVIII. That when a Bill passes the Council, the Speaker shall sign the same, and the Clerk shall certify the date of its passing at the foot of the Bill.

LXXIX. That on the passing of any Bill, a Deputation, consisting of the Speaker and two other Members at least, shall carry the Bill to the Governor, and request His Excellency's assent thereto, in conformity with the provisions of the 31st section of the Act of Parliament, 5 and 6 Victoria, chap. 76.

LXXX. That when a Bill shall be returned with amendments by the Governor, the amendments shall be considered in a Committee of the whole Council, that, if adopted, they may become the amendments of the Council.

LXXXI. That when a Bill or Motion shall have been rejected, no Bill or Motion of the same argument and matter shall be brought forward during the same Session.

LXXXII. That a Bill may be opposed at any reading and in every stage, or at its introduction in the first instance.

PRIVATE BILLS.

LXXXIII. That all Petitions for Private Bills shall be presented within thirty days after the opening of a Session of the Council.

LXXXIV. That no Private Bill shall be brought in but upon a Petition first presented, containing a true statement of the object of the Bill, at the peril of the parties preferring the same, and signed by the parties who are suitors for the Bill.

LXXXV. That every Petition for a Private Bill shall commence by setting forth that Public notice has been given of the intention to apply for such Bill, by affixing such notice to the doors of the several Churches nearest to the place or places which may be affected by such Bill, for three successive Sundays, and also in the New South Wales Government Gazette, at least one month previously to the presentation of such Petition.

LXXXVI. That when the Petition shall have been read and received, proof shall be made before the Council by parol evidence of witnesses, that the requisite notice has been given.

LXXXVII. That in cases where the interests of any body or individual may be affected by the provisions of any Private Bill, notice thereof shall be served on such body or individual, at least one month before the presentation of the Petition for such Bill to the Council, of which also like proof shall be required.

LXXXVIII. That in all Private Bills relating to Port Phillip, the evidence of the Notice required by the standing orders of the Council may be given before the Resident Judge at Port Phillip, in like manner as before the Committee of this House, and his Certificate shall be admitted as evidence of such proof, unless the Committee to whom any Petition or Bill is referred, shall order otherwise.

LXXXIX. That when the Petition shall have been read and received, and the requisite notice proved, notice of motion for leave to bring in the Bill shall be given as in the case of Public Bills.

XC. That when a motion for leave to bring in a Private Bill shall have been obtained, such Bill shall then be read a first time, and referred to

to a Sub-Committee of not less than five Members, who shall require proof of the allegations contained in the Preamble ; and if the parties concerned shall desire it, and the Committee shall think fit, may hear Counsel for and against the Bill, and examine Witnesses, and decide on matters of fact at issue between the parties, and if necessary shall amend the Bill, reporting their proceedings to the Council ; but no Bill shall be so amended as to cause it to embrace any object not stated in the public notice hereinbefore required.

XCI. That when leave to bring in a Private Bill shall have been obtained, a sufficient number of copies thereof, (printed at the expense of the party applying for it) shall be delivered to the Clerk, for the use of the Members of the Council.

XCII. That no Private Bill shall embrace any object which is not mentioned in the Notice.

XCIII. That in every Private Bill relating to the property of any Private Person, there shall be a provision that nothing therein contained shall affect the Rights of Her Majesty, Her Heirs and Successors, or any Bodies Politic or Corporate, or of any other persons except such as are mentioned in the said Bill, and those claiming by, from, or under them.

XCIV. That in every Private Bill, there shall be a clause suspending the operation thereof, until the same shall have received the Royal Assent.

XCV. That every Petition against a Private Bill shall be referred to the Select Committee on such Bill, and shall distinctly specify the grounds on which the Petitioners object thereto ; and that the Petitioners be only heard on the grounds so stated ; and if it shall appear to the Select Committee that such grounds are not specified with sufficient accuracy, the Committee may require more specific statements.

XCVI. That the mode of proceeding in Select Committees on Private Bills shall be as follows, viz :—The Preamble (which is to be considered before any other part of the Bill) having been read, the persons who have the conduct of the Bill shall open and state their case, and shall call their witnesses, and shall sum up the evidence ; and after the Petitioners (if any) against the Bill, have pursued the same course, the promoters of the Bill shall be entitled to reply. The Question shall then be put, “ that this Preamble stand part of the Bill.” If the Committee should be of opinion that the Preamble has not been satisfactorily proved, they will direct the Chairman to that effect, which will be fatal to the Bill. If it is carried that the Preamble stand part of the Bill, the several clauses of the Bill shall next be proceeded with, and the amendments (if any) set carefully down in a paper distinct from the Bill, with a reference to the folio and the line, and a direction between or after what words they are to be inserted or omitted ; and any additional clause shall be written on a separate sheet of paper, and be properly endorsed and ticketed.

XCVII. That upon a Private Bill being brought up and reported, by the Select Committee, such Bill shall then be proceeded with as in the case of Public Bills.

XCVIII. That on the second reading of a Private Bill, Counsel may be heard at the Bar, on leave obtained from the Council, for and against the general principles of the Bill : Provided however, that not more than two Counsel on either side shall be heard.

XCIX. That when it is intended to examine any witnesses, the Petitioner requiring such witnesses shall give in to the Clerk of the Council a list containing the names, residences, and occupations of such witnesses, at least four days before the day appointed for the examination of such witnesses.

C. That all the expenses and costs in this Council attending on Private Bills be paid by the parties interested in the same.

MOTIONS.

CI. That no Member shall make any motion, initiating a subject for discussion unconnected with any matter under consideration, but in pursuance of notice openly given at a previous sitting of the Council, and duly recorded by the Clerk, and entered on the Votes and Proceedings.

CII. That no discussion shall take place on a notice of motion, except with reference to fixing the day on which the motion is to be made.

CIII. That after the presentation of Petitions and notices of motion, motions shall take precedence of all other business of the day; except on days fixed at the commencement of every session for the consideration of Government business.

CIV. That after the Order of the Day has been read by the Clerk, no notice of motion be received.

CV. That no question shall be put or debated on any motion unless seconded.

CVI. That after a motion has been read by the Speaker, it shall be deemed to be in possession of the Council, and cannot be withdrawn without leave.

CVII. That if any amendment be proposed on a motion before the Council, the question shall first be put on such amendment. When more than one amendment is proposed, the question shall first be put on the last amendment, and so on until the question be disposed of in the manner above explained.

CVIII. That when no question is before the Council, no Member shall be at liberty to address the Chair without concluding by making a motion.

CIX. That the previous question, until it is decided, shall preclude all amendment of the main question, and shall be in the following words, "shall the question be now put?"

PETITIONS.

CX. That Petitions and notices of motion shall be received as soon as the Speaker shall have taken the Chair; but after the Council shall have proceeded to the orders of the day, no Petition or notice of motion shall be received.

CXI. That no Petition shall be read at length except on motion made and seconded, and that no debate take place on the prayer of any Petition, unless notice be given in the usual manner; and that the only questions which shall be entertained by the Council, on the presentation of any Petition, shall be:

1st. That the Petition be read.

2nd—and subsequently to its reading—that the Petition be received.

CXII. That no Petition shall be printed but on motion to that effect, with the usual notice.

CXIII. That it shall be incumbent on any Member presenting a Petition to acquaint himself with the language thereof, and to report to the House, if required, that he considers it unobjectionable.

CXIV.

CXIV. That all Petitions be received only as the Petitions of the parties signing the same.

COMMITTEE OF THE WHOLE COUNCIL.

CXV. That if during the progress of business the Chairman shall announce that there is not a quorum of Members present, he shall immediately leave the Chair, and the Speaker shall resume the Chair for the purpose of adjourning the Council.

CXVI. That when the Speaker shall have resumed the Chair, on the breaking up of the Committee, owing to the requisite number of Members not being present, the Chairman shall inform the Speaker thereof, but make no further report.

CXVII. That the Rules of the Council shall be observed in a Committee of the whole Council, except the rule limiting the number of times of speaking.

CXVIII. That the Chairman of a Committee of the whole Council, shall be invested with the same authority as the Speaker, for the preservation of order.

CXIX. That each clause of every Public Bill shall be read separately, beginning with the first enacting clause, and ending with the Preamble and title; and the Question shall be put by the Chairman, that the clause stand part of the Bill.

CXX. That all amendments shall be put separately, and that each clause shall again be read as amended, and the question put as above.

CXXI. That when the Bill shall have been discussed and amended, clause by clause, the question shall be put, that the Bill with amendments be reported to the Council.

CXXII. That after the foregoing question it shall then be moved that the Chairman do leave the Chair; and the Chairman shall report the Bill to the Council as early as practicable.

CXXIII. That the Chairman shall sign with his name at length, a printed copy of every Bill, to be reported with the amendments fairly written thereon; and shall also sign with the initials of his name any clauses added in the Committee; and that the Bill so signed shall be handed by the Chairman to the Clerk, when he makes his report to the Council.

SELECT COMMITTEES.

CXXIV. That no select Committee shall consist of less than five, nor more than ten Members.

CXXV. That select Committees be formed in the manner following: Each Member present to sign a list of the names of such five Members as he may think fit and proper to compose such Committee, and give in the same to the Clerk; and when all the lists are collected, the Clerk shall ascertain and report to the Speaker, the names of the five Members having the greatest number of Votes, which five Members shall compose such Committee, together with the mover and seconder of the motion for such Committee.

CXXVI. That in all select Committees three shall be a quorum.

CXXVII.

CXXVII. That every Committee, previously to the commencement of business, shall elect one of its Members to be the Chairman.

CXXVIII. That the examination of Witnesses before every select Committee shall be conducted as follows, viz : The Chairman shall first put to the witness, in an uninterrupted series, all such questions as he may deem essential, with reference either to the subject referred to therein, or to any branch of that subject, according to the mode of procedure agreed on by the Committee. The Chairman shall then call upon the other Members severally by name, in the order of their sitting, to put any other questions which may have occurred to them, during his conduct of the examination, and the name of every Member so interrogating a Witness shall be noted and prefixed to the questions asked.

CXXIX. That every Report of a Committee shall be signed by the Chairman thereof.

CXXX. That on the appointment of every Committee a day shall be fixed for the reporting of their Proceedings to the Council, and on such day the final Report of the Committee shall be brought up by the Chairman, unless further time shall have been previously moved for and granted.

CXXXI. That upon the presentation of a Report no discussion shall take place ; but the Report shall, on question put and passed, be printed, together with the Appendix and reported Evidence.

CXXXII. That if any measure or proceeding be necessary upon the Report of a Committee, such measure or proceeding shall be brought under the consideration of the Council, by a specific motion, of which notice must be given in the usual manner.

MESSAGE FROM THE GOVERNOR.

CXXXIII. That whenever the Speaker shall announce a message from the Governor, the business before the Council shall be immediately suspended, and the bearer of the message shall be introduced into the Council Chamber, and deliver his message to the Speaker.

CXXXIV. That the Speaker shall immediately read the Message to the Council, and on motion made and seconded, a day shall be fixed for taking the same into consideration. The Council will then resume the business in hand on the arrival of the message.

DEPUTATIONS TO THE GOVERNOR.

CXXXV. That all Deputations from the Council to the Governor, shall consist of at least two Members.

CXXXVI. That whenever the appointment of a Deputation to the Governor shall be resolved upon by the Council, the Member who shall have proposed it, shall nominate two or more Members as fit and proper persons to be appointed for the occasion, and such nomination shall be equivalent to an appointment, unless set aside by a vote of the Council, in favour of other Members proposed by way of amendment.

CXXXVII. That all Deputations to the Governor, shall wait on the Governor at the Government House ; and that the Council shall not sit during the absence of the Deputation.

CXXXVIII. That whenever the Council shall desire to communicate with the Governor on the subject of any business before them, the views of the Council shall be embodied in the form of an address, and a Deputation shall then be appointed to present such address, and to receive
and

and report to the Council any answer which the Governor may be pleased to give.

CASES OTHERWISE UNPROVIDED FOR.

CXXXIX. That in all unprovided cases, resort shall be had to the rules, usages, and forms of Parliament, which shall be followed until this House shall think fit to make a Rule applicable to such unprovided cases.

SUSPENSION OF ANY RULE.

CXL. That any Standing Order of this Council may be suspended for a specific purpose, on a motion made and seconded.

DURATION OF RULES.

CXLI. That the whole of the foregoing Rules or Orders shall continue in force only until the next general Election of Members to serve in the Legislative Council.

ALEX. McLEAY,
Speaker.

*Passed the Legislative Council,
this twenty-seventh day of Oc-
tober, one thousand eight hun-
dred and forty-three.*

Approved,
GEORGE GIPPS,
Governor.

WM. MACPHERSON,
Clerk of the Council.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

TUESDAY, 1 AUGUST, 1843.

PRESENT:—His Excellency the Commander of the Forces; the Honorable the Colonial Secretary; the Honorable the Colonial Treasurer; the Collector of Customs; the Auditor General; the Colonial Engineer; Alexander Berry, Esq.; John Blaxland, Esq.; Thomas Icely, Esq.; Edward Hamilton, Esq.; Hastings Elwin, Esq.; William Bradley, Esq.; Francis Lord, Esq.; Roger Therry, Esq.; John Panton, Esq.; Charles Cowper, Esq.; William Lawson, Esq.; William Bowman, Esq.; Richard Windeyer, Esq.; Alexander M'Leay, Esq.; William Dumaresq, Esq.; Henry Condell, Esq.; Terence Aubrey Murray, Esq.; William Foster, Esq.; D'Arcy Wentworth, Esq.; Hannibal Hawkins Macarthur, Esq.; Charles Hotson Ebdon, Esq.; Thomas Walker, Esq.; Charles Nicholson, Esq.; John Dunmore Lang, Esq.; William Henry Suttor, Esq.; John Coghill, Esq.; William Charles Wentworth, Esq.; and William Bland, Esq.

ABSENT:—Richard Jones, Esq.; and Alexander Thomson, Esq.

1. Council having met pursuant to the Proclamation of His Excellency the Governor, bearing date the 29th June, 1843, the same was ordered to be read, and read accordingly.
2. The Colonial Secretary then delivered the following message, by command of His Excellency the Governor.
 "We are commanded to inform you, that in pursuance of the enactment contained in the 25th clause of the Act of Parliament under which this Council is constituted, His Excellency the Governor has been pleased to issue to us a Commission authorising us to administer, interchangeably to ourselves, and afterwards to you, the Oath or Affirmation which by the same clause, each member is required to take and subscribe before he can sit or vote in the Council, this Commission we now produce, and will read to you.
 "We are further commanded by His Excellency to remind you that, by the 23rd clause of the same Act, it is directed that this Council shall at its first meeting, and before proceeding to the dispatch of any other business, elect some one member of the Council to be Speaker thereof; and lastly we are commanded to inform you, that so soon as a Speaker shall have been elected, and approved, His Excellency will appoint a time for proceeding in person to this Chamber, to declare the purposes for which he has called you together, and to open the first Session of the Council."
3. The Colonial Secretary then produced and read the said Commission, appointing himself and The Honorable The Colonial Treasurer, and Hannibal Hawkins Macarthur, Esq., to administer the said Oath. The Colonial Secretary having taken the Oath himself, and administered the same to the other Commissioners, the Members present were duly sworn in before them. The Letters Patent appointing the Non-elective Members, and the Writs of Election of the Elective Members were produced, as such Members were respectively sworn.
 The Colonial Secretary then reminded the Council, that pursuant to the 23rd clause of the said Act of Parliament, and His Excellency the Governor's message, the first business to be transacted by the Council, was the election of a Speaker.
 It was then moved, that Alexander M'Leay, Esq., do take the Chair as Speaker of this Council.
 It was also moved, that Edward Hamilton, Esq., do take the Chair as Speaker of this Council; Debate ensued.
 Question put by the Clerk by order of the Council, that Alexander M'Leay, Esq., do take the Chair, as Speaker of this Council.
 Council divided; Ayes 17; Noes 13.
 Alexander M'Leay, Esq., having been duly Elected as Speaker, was conducted to the Chair, and took his Seat accordingly.
 Motion made and question put, that this Council do meet to-morrow at noon, for the purpose of accompanying the Speaker, for presentation to His Excellency the Governor; passed.
 Council adjourned at Six o'Clock, until to-morrow at Twelve o'Clock.

ORDER OF THE DAY.

WEDNESDAY, AUGUST 2.

1. Presentation of Alexander M'Leay, Esq., as Speaker, to His Excellency the Governor.

NOTICE OF MOTION.

THURSDAY, AUGUST 3.

- Roger Therry, Esquire:
1. That this Council do now proceed to the election of two persons to be Members of the Court for the trial of any complaints that may be made against the return of any Member of this Council.
 2. That Hastings Elwin, Esquire, and William Foster, Esquire, be the two Members of the said Court.

W. MACPHERSON,

Clerk of Legislative Council.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

WEDNESDAY, 2 AUGUST, 1843.

1. Council met pursuant to adjournment; The Speaker having taken the Chair, requested the Council, in pursuance of the Resolution of yesterday, to proceed with him to Government House, to announce his Election to the Governor, and having returned, the Speaker announced that he had presented himself to His Excellency the Governor as the Speaker duly elected by the Council, and that the said Election was not disallowed by His Excellency. The Speaker also informed the Council that His Excellency had announced his intention of repairing in person, to this Chamber, to-morrow at Noon, to declare the purposes for which he has called the Council together, and to open the Session of the same.
2. Motion made and Question put, That a suitable seat be provided for the accommodation of His Excellency the Governor, on the occasion of his intended visit to the Council, to-morrow, without interfering with the seat of the Speaker; passed.
Council adjourned at Two o'Clock, until to-morrow, at Twelve o'Clock.

NOTICES OF MOTION.

THURSDAY, AUGUST 3.

1. ROGER TERRY, ESQUIRE: (1.) That this Council do now proceed to the election of two persons to be Members of the Court for the trial of any complaints that may be made against the return of any Member of this Council.
2. ROGER TERRY, ESQUIRE: (2.) That Hastings Elwin, Esquire, and William Foster, Esquire, be the two Members of the said Court.
3. THE COLONIAL SECRETARY: That a Committee be appointed to prepare such Standing Rules and Orders as shall appear best adapted for the orderly conduct of the business of this Council.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

THURSDAY, 3 AUGUST, 1843.

1. Council met pursuant to adjournment; The Speaker produced a Commission from His Excellency the Governor, empowering him to administer to any Members not already sworn, the Oath or Affirmation required to be taken and subscribed by Members, before they can sit and vote in this Council; The Commission having been read, and the Letters Patent appointing Richard Jones, Esquire, a Non-elective Member of this Council, having been produced; The Speaker administered the Oath to Mr. Jones, who then took his Seat in the Council.

His Excellency the Governor having arrived at the Chamber, was conducted by the Speaker to an elevated Seat provided for him, near the Speaker's Chair, and read the following Speech:—

GENTLEMEN OF THE LEGISLATIVE COUNCIL,

THE time is at length arrived which has, for many years, been anxiously looked forward to by us all: and I have this day the pleasure to meet, for the first time, the Legislative Council of New South Wales, enlarged as it has been under the Statute recently passed by the Imperial Parliament for the Government of the Colony. I congratulate you very sincerely on the introduction of popular representation into our Constitution, and I heartily welcome to this Chamber the first Representatives of the People.

The period, Gentlemen, at which you enter on your functions, is one of acknowledged difficulty, and it is therefore the more grateful to me to have my own Labours and Responsibilities lightened by your co-operation and assistance.

I shall most readily concur with you in any measures which may be calculated to develop the resources of the Colony, by calling into action the energies of the people, taking care, however, that we proceed on sure principles, and not overlooking the great truths, that the enterprise of individuals is ever most active, when left as far as possible unshackled by Legislative Enactment, and that industry and economy are the only sure foundations of wealth. Great as, undoubtedly, are the embarrassments under which numbers even of the most respectable of our fellow subjects in the Colony are now labouring, it is consolatory to me to think, that grievous though they be to individuals, they are not of a nature permanently to injure us as a Community; that on the contrary, they may be looked on as forming one of those alternations in the progress of human events, which occur in all Countries, and perhaps most frequently in those whose general prosperity is the greatest.

Nor should we, Gentlemen, enter upon the labours of this Session, without making our grateful acknowledgments to Almighty God, for the many blessings which He has showered down upon us. Our embarrassments may be the effect of our own errors—but it is to His bounty and goodness we are indebted, that the fruits of the earth, as well as the productions of industry, abound throughout the land. If, in addition to the monetary confusion which has grown out of our excessive speculations, it had pleased the Almighty further to chastise us with drought or scarcity, the condition of New South Wales, and more particularly that of the Labouring classes of its Population, might have been lamentable indeed. As it is, I do not doubt that, by frugality and prudence, we may overcome all our difficulties; and I am happy to say, there is nothing, in what more immediately concerns the Government, to lessen, in any degree, the confidence which I feel in the stability of the Country.—Cheapness and plenty cannot be permanent impediments to the advancement of any Community.

I shall immediately cause to be laid before you numerous public documents of much importance, and some projects for amendments in the Law. Amongst these latter, will be the draft of an Act, for the establishment of a General Registry, and of one to regulate the Office of Sheriff. I shall also have to direct your attention to the state of the Law under which the Savings' Bank of the Colony is established: the propriety will, I think, be readily admitted, of placing the credit of this most useful Institution beyond the reach of doubt.

I shall speedily cause the Estimates for the year 1844 to be brought under your consideration, and take advantage of that occasion to make a clear exposition of the Financial state of the Colony.

The Despatch from the Secretary of State, No. 181, of the 5th September, 1842,

1842, is a document of such importance, that I think it ought to appear on the record of your proceedings, and accordingly I shall lay it before you, notwithstanding it has been already printed by order of the late Council.

In this Despatch the views are explained of Her Majesty's Government in respect to the Act of Parliament under the provisions of which I now meet you for the first time in this Chamber.

The benevolent intentions of Her Majesty, Her Majesty's Advisers, and of the British Parliament, are so well set forth in the words of the Noble Secretary of State, that I feel I should only weaken the effect which they are calculated to produce upon you, were I at any length to comment on them, or make to them additions of my own. I cannot however, Gentlemen, on this my first occasion of addressing you, avoid adverting to the peculiar constitution which has been given to your body—or to the fact, that to you singly have been confided by the Imperial Parliament the powers which, in some of the older Colonies of Great Britain, are divided between two separate bodies.

The Council, Gentlemen, is composed of three elements, or of three different classes of persons—the Representatives of the People—the Official Servants of Her Majesty—and of Gentlemen of independence—the Unofficial Nominees of the Crown.

Let it not be said or supposed that these three classes of persons have or ought to have separate interests to support—still less that they have opposing interests, or any interest whatever, save that of the public good. Let there be no rivalry between them, save which shall in courtesy excel the other, and which of them devote itself most heartily to the service of their common country.

GEORGE GIPPS,
Governor.

Sydney, 3rd August, 1843.

His Excellency then retired, and the Council adjourned until Two o'Clock.

2. The Council having again met—

Motion made and Question put, That an Humble Address be presented to His Excellency the Governor, returning thanks to his Excellency for his Speech to the Council.

Moved as an Amendment, that the word "Humble" be expunged; passed.

The original Motion, so amended, was then put, and passed.

3. Motion made and Question put, That the following Members be appointed a Committee to prepare the Address to His Excellency:—

DR. NICHOLSON,	MR. WENTWORTH,
MR. MURRAY,	MR. PANTON,
MR. COWPER.	

Passed.

4. The Committee having brought up an Address, the same was read; Motion made and Question put, That this Address be adopted and ordered to be engrossed on parchment, and presented to His Excellency by the Speaker and the House; passed.

5. Motion made and Question put, That the Colonial Secretary, and the Collector of Customs, be requested to wait upon the Governor, and ascertain at what time His Excellency will be pleased to receive the Address; passed.

6. The Attorney General produced a Commission from His Excellency the Governor, appointing William Carter, and Charles Windeyer, Esquires, to be Members of a Court for the Trial of any complaints that may be made against the validity of any Return made by the Returning Officer of any Electoral District, created by the Act of Council, 6 Victoria, No. 16.

The Attorney General also produced a Letter from the Chief Justice, appointing Archibald Michie, Esquire, Barrister at Law, to be the President of the said Court, conformably with the provisions of the said Act.

Motion made and Question put, That this Council do now proceed to the Election of two of its body to be Members of the said Court.

Debate ensued; Council divided; Ayes 16; Noes 12.

Motion made and Question put, That Hastings Elwin, Esquire, and William Foster, Esquire, be the Members of the said Court elected by this Council; passed.

Motion made and Question put, That the record of the nomination of Archibald Michie, Esq., as President, and of William Carter and Charles Windeyer, Esquires; and of the election of Hastings Elwin and William Foster, Esquires, as Members of the said Court, in conformity with the 39th section of the 6th Victoria, No. 16, shall be entered by the Clerk of the Council, on the proceedings of the Council; passed.

7. Motion made and Question put, That the Council be adjourned to Twelve o'Clock to-morrow, to receive the Governor's answer as to the time when he will receive the Address; passed: Council adjourned at half-past Five o'Clock, until to-morrow at Twelve o'Clock.

ORDER OF THE DAY.

FRIDAY, AUGUST 4.

1. To receive the Governor's answer to the time when he will receive the Address.

NOTICES

NOTICES OF MOTION.

TUESDAY, AUGUST 8.

1. **THE COLONIAL SECRETARY:** That a Committee be appointed to prepare such Standing Rules and Orders as shall appear best adapted for the orderly Conduct of the business of this Council.
2. **MR. WINDEYER:** (1.) That a select Committee be appointed to consider of the means of staying the further evil consequences to be apprehended from the monetary confusion lately and still prevalent in the Colony.
3. **MR. WINDEYER:** (2.) That an Address be presented to His Excellency the Governor, praying that he would be pleased to order to be laid before this Council, an account of the number of Convicts assigned to private service in each Police District of the Colony, respectively; of the number of the same unassigned, with the locality of their employment; and of the number of Ticket of Leave holders;—distinguishing the sexes in each case.
4. **MR. WENTWORTH:** (1.) That he will move for leave to bring in a Bill to prevent the waste and destruction of property of solvent debtors, under process of law.
5. **MR. WENTWORTH:** (2.) That he will move for leave to bring in a Bill to enable the proprietors of sheep to give a preferable lien on their clips of wool from season to season; and further, to give valid mortgage securities on cattle, sheep, and horses, without delivery of the same to the mortgagee.

WEDNESDAY, AUGUST 9.

1. **MR. WINDEYER:** That an humble Address be presented to Her Majesty the Queen, praying Her Majesty to be pleased to direct Her Ambassadors, Consuls, or other Ministers in the different States of North and South America, to collect such information as may be in their power, relative to the culture of wheat, with the cost of growing, transporting, and shipping the same in the said States; and that Her Majesty will cause the information so collected, to be laid before this Council.

THURSDAY, AUGUST 10.

1. **DR. LANG:** That as it is the bounden duty of the Legislature of any Christian Country, and accordant with the uniform practice of both Houses of Parliament in the United Kingdom, to commence the business of each day with a solemn recognition of the Divine Majesty, and a humble invocation of the Divine blessing; That public prayers to Almighty God be offered up daily at the opening of this Council, as soon as the Speaker shall have taken the Chair.
That a suitable Form of Prayer for this purpose be selected or prepared, under the superintendence of a Committee of Council; and that the said form of prayer, when approved of, be used exclusively on all such occasions.
That as both the Members of this Council, and their constituents, belong, respectively, to various religious denominations, all of which are placed, by the law of the land, on a footing of perfect equality in relation to each other, That the said Committee consist of, at least, one Member of each of the denominations to which the Members of Council respectively belong.
That a Minister of Religion, or Chaplain, be appointed, annually, by the Council, to officiate on such occasions; and that the Minister or Chaplain so officiating, discharge this duty in a black gown or white surplice and bands.
That any Minister of Religion, of any denomination, residing either in the City or its vicinity, be eligible for this office.

ALEX. M^c LEAY,
Speaker.

9.

—

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

—

FRIDAY, 4 AUGUST, 1843.

1. Council met pursuant to adjournment ; The Speaker in the Chair.
The Colonial Secretary informed the Council, that His Excellency the Governor had appointed Tuesday next, at Twelve o'Clock, to receive the Address of the Council.
2. The Colonial Secretary also stated, that he had been requested by the Governor to inform the Council, it was His Excellency's intention, that the Speaker should take precedence next after the Puisnè Judges of the Supreme Court ; and that in all official proceedings, he should be addressed as "The Honorable the Speaker of the Legislative Council," until Her Majesty's pleasure therein should be known.
3. The Colonial Secretary moved, That he be allowed to withdraw his notice of motion which erroneously stands on the Proceedings, for Tuesday next instead of for to-day ;— Question put, and passed.
4. The Colonial Secretary, with leave of the Council, moved, That a Committee be appointed to prepare the draft of such Rules and Orders as shall appear best adapted for the orderly conduct of the business of the Council, in conformity to the 27th clause of the Act of Parliament, 5 and 6 Victoria, cap. 76 ; with instructions to report to the Council a copy of the Rules, as early as may be practicable ; Question put, and passed.
5. The Colonial Secretary moved, That the said Committee consist of the following Members, viz :—

THE ATTORNEY GENERAL,
MR. ELWIN, | MR. FOSTER,
MR. HAMILTON, | MR. COWPER.

Question put, and passed.

6. Motion made and Question put, That the Council be adjourned till Tuesday next, at Twelve o'Clock ; passed.

Council adjourned at half-past Twelve o'Clock, until Tuesday next, at Twelve o'Clock.

—

ORDER OF THE DAY.

TUESDAY, AUGUST 8.

1. Address to be presented to His Excellency the Governor by the Honorable the Speaker, and the House.

—

NOTICES OF MOTION.

TUESDAY, AUGUST 8.

1. MR. WINDEYER : (1.) That a select Committee be appointed to consider of the means of staying the further evil consequences to be apprehended from the monetary confusion lately and still prevalent in the Colony.
2. MR. WINDEYER : (2.) That an Address be presented to His Excellency the Governor, praying that he would be pleased to order to be laid before this Council, an account of the number of Convicts assigned to private service in each Police District of the Colony, respectively ; of the number of the same unassigned, with the locality of their employment ; and of the number of Ticket of Leave holders ;— distinguishing the sexes in each case.
3. MR. WENTWORTH : (1.) That he will move for leave to bring in a Bill to prevent the waste and destruction of property of solvent debtors, under process of law.
4. MR. WENTWORTH : (2.) That he will move for leave to bring in a Bill to enable the proprietors of sheep to give a preferable lien on their clips of wool from season to season ; and further, to give valid mortgage securities on cattle, sheep, and horses, without delivery of the same to the mortgagee.

—

WEDNESDAY,

10.

WEDNESDAY, AUGUST 9.

- 1. MR. WINDEYER: That an humble Address be presented to Her Majesty the Queen, praying Her Majesty to be pleased to direct Her Ambassadors, Consuls, or other Ministers in the different States of North and South America, to collect such information as may be in their power, relative to the culture of wheat, with the cost of growing, transporting, and shipping the same in the said States; and that Her Majesty will cause the information so collected, to be laid before this Council.

THURSDAY, AUGUST 10.

- 1. DR. LANG: That as it is the bounden duty of the Legislature of any Christian Country, and accordant with the uniform practice of both Houses of Parliament in the United Kingdom, to commence the business of each day with a solemn recognition of the Divine Majesty, and a humble invocation of the Divine blessing; That public prayers to Almighty God be offered up daily at the opening of this Council, as soon as the Speaker shall have taken the Chair.
That a suitable Form of Prayer for this purpose be selected or prepared, under the superintendence of a Committee of Council; and that the said form of prayer, when approved of, be used exclusively on all such occasions.
That as both the Members of this Council, and their constituents, belong, respectively, to various religious denominations, all of which are placed, by the law of the land, on a footing of perfect equality in relation to each other, That the said Committee consist of, at least, one Member of each of the denominations to which the Members of Council respectively belong.
That a Minister of Religion, or Chaplain, be appointed, annually, by the Council, to officiate on such occasions; and that the Minister or Chaplain so officiating, discharge this duty in a black gown or white surplice and bands.
That any Minister of Religion, of any denomination, residing either in the City or its vicinity, be eligible for this office.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

TUESDAY, 8 AUGUST, 1843.

1. Council met pursuant to adjournment; The Honorable the Speaker took the Chair, and read a letter from the Colonial Secretary, announcing the resignation of Lieutenant-Colonel Barney, Colonial Engineer, as a Member of the Council, and produced Letters Patent, appointing John Hubert Plunkett, Esq., Attorney General, a Non-elective Member of the Council in his stead: The Speaker administered the Oath to the Attorney General, who then took his seat in the Council.
2. The Speaker produced the Writ returning Alexander Thomson, Esq., an Elective Member of the Council for the District of Port Phillip; The Speaker administered the Oath to Mr. Thomson, who then took his seat in the Council.
3. The Speaker having read the order of the day, proceeded with the House to present to His Excellency the Governor the following Address:—

MAY IT PLEASE YOUR EXCELLENCY:—

We, the Members of the Legislative Council of New South Wales, assembled for the first time under the Act of the Imperial Parliament recently passed for the government of this Colony, desire to express to Your Excellency our affection and loyalty to the person and Government of Our most Gracious Sovereign, and to offer our respectful thanks for Your Excellency's Speech to this Council.

Warmly attached to those principles of Constitutional and Representative Government, which have so long characterized the country of our forefathers, and which have contributed to raise her to the exalted station she now holds among the nations of the earth, we respond most heartily to the congratulations Your Excellency has been pleased to express upon so auspicious an event as that of their introduction for the first time into this Colony.

Fully admitting that the period at which we commence the exercise of our functions is one of acknowledged difficulty, we assure Your Excellency of our anxious desire to co-operate with Your Excellency's Government in the adoption of such measures as the peculiar exigencies of the times may require.

With a firm reliance upon the great and undoubted resources of the Colony, we can regard the depression under which it is now labouring as only temporary; and we would beg to express our earnest confidence that, by a right application of the energies of the people, and by the adoption of judicious measures, it may, at no distant day, be restored to prosperity.

We fully agree with Your Excellency that, whilst suffering from great monetary depression, we have much reason to be grateful to Divine Providence for the abundance in which we enjoy all the necessaries of life; and we would further express our firm belief that this land of our adoption, notwithstanding the present general embarrassment, (which, however, we cannot ascribe wholly to our own errors, or exclusively to excessive speculation) possesses, in an eminent degree, all that is requisite for the welfare, or conducive to the happiness of man.

Our most anxious attention shall be directed to the documents and projects for amendments in the Law, which Your Excellency has intimated an intention to submit to the consideration of this Council.

Your Excellency has adverted to the peculiar form of Constitution which has, by the recent Act of Parliament, been given to the Legislative Council of New South Wales, and under which its Members are to exercise the powers which, in some of the older Colonies of Great Britain, are divided between two separate bodies. This form of Constitution, although peculiar and untried, is one which we, nevertheless, entertain sanguine expectations will be found to fulfil the benevolent intentions of Her Majesty and the British Parliament, and to satisfy the wishes and wants of this community. And we fully respond to the hope expressed by Your Excellency, that the three several classes of persons of which this Council is composed may not be actuated by opposing interests or motives, but that their deliberations will be uniformly directed to the promotion of the public welfare, and the social, moral, and physical advancement of this country.

4. The Council having returned, the Speaker read His Excellency the Governor's answer to the Address, as follows —

MR. SPEAKER, AND GENTLEMEN,

I thank you for this Address, and particularly for the expressions contained in it, of affection and loyalty to the person and Government of Our most Gracious Sovereign the Queen.

It is most gratifying to me to think, that the first Session of the enlarged Legislative Council, has opened under favourable auspices; and I must repeat to you the satisfaction I feel, in having (especially in this season of difficulty,) the benefit of your advice and assistance.

GEORGE GIPPS.

Government House,
8th August, 1843.

Motion

Motion made and Question put, That the Governor's answer be entered on the proceedings of the Council; passed.

5. Mr. W. C. Wentworth, pursuant to notice, moved for leave to bring in a Bill to prevent the waste and destruction of property of Solvent Debtors, under process of Law; Question put, and passed.

Mr. Wentworth then presented to the Speaker, a Bill, intituled, "*A Bill to prevent the waste of the Property of Solvent Debtors, under process of Law;*" and moved that the same be now read a first time; Question put, and passed; Bill read accordingly. Mr. Wentworth moved, That the Bill be printed; Question put, and passed; and Bill ordered to be printed.

6. Mr. Wentworth moved for leave to defer, until Thursday next, bringing forward his other motion which stands upon the proceedings for to-day; Question put, and passed.
7. Mr. Therry, in absence of Mr. Windeyer, moved that the motions of which Mr. Windeyer had given notice, and which stand on the proceedings for to-day and to-morrow, be allowed to stand over until Wednesday, the 23rd instant; Question put, and passed.
8. Mr. Therry, as Chairman of the Rules and Orders Committee, reported progress.
9. Motion made and Question put, That the Council do now adjourn until Thursday next, at Two o'Clock; passed.

Council adjourned at half-past Two o'Clock, until Thursday next, at Two o'Clock.

NOTICES OF MOTION.

THURSDAY, AUGUST 10.

1. MR. WENTWORTH: That he will move for leave to bring in a Bill to enable the proprietors of sheep to give a preferable lien on their clips of wool from season to season; and further, to give valid mortgage securities on cattle, sheep, and horses, without delivery of the same to the mortgagee.
2. DR. LANG: That as it is the bounden duty of the Legislature of any Christian Country, and accordant with the uniform practice of both Houses of Parliament in the United Kingdom, to commence the business of each day with a solemn recognition of the Divine Majesty, and a humble invocation of the Divine blessing; That public prayers to Almighty God be offered up daily at the opening of this Council, as soon as the Speaker shall have taken the Chair.
That a suitable Form of Prayer for this purpose be selected or prepared, under the superintendance of a Committee of Council; and that the said form of prayer, when approved of, be used exclusively on all such occasions.
That as both the Members of this Council, and their constituents, belong, respectively, to various religious denominations, all of which are placed, by the law of the land, on a footing of perfect equality in relation to each other, That the said Committee consist of, at least, one Member of each of the denominations to which the Members of Council respectively belong.
That a Minister of Religion, or Chaplain, be appointed, annually, by the Council, to officiate on such occasions; and that the Minister or Chaplain so officiating, discharge this duty in a black gown or white surplice and bands.
That any Minister of Religion, of any denomination, residing either in the City or its vicinity, be eligible for this office.
3. MR. EBDEN: That Tuesdays, Wednesdays, Thursdays, and Fridays, be the days for the Meeting of this Council, and that the Speaker do take the Chair at Two o'clock on those days.

FRIDAY, AUGUST 11.

1. MR. MURRAY: That this Council do appoint a Committee to enquire into the provisions of an Act passed in the 5th and 6th year of Queen Victoria, for regulating the price of Land in the Australian Colonies, so far as they apply to New South Wales; and to prepare a petition, praying that free grants may be given to newly-arrived settlers, in proportion to the cost incurred in their passage and that of their families, or to the number of labourers they introduce into this Colony; and to suggest such other alterations as circumstances may appear to require.

TUESDAY, AUGUST 15.

1. DR. LANG: That he will move an address to the Governor praying that His Excellency may be pleased to order to be laid before the Council the following Returns:—
 - (1.) Return of the ordinary Revenue arising from all sources, (with the exception of the Revenue arising from the sale of waste land,) derived from the province of Port Phillip, from the period of its first settlement as a dependency of this Colony, till the close of the year 1842; distinguishing the amount for each year.
 - (2.) Return of the whole expenditure actually incurred for the government of the province of Port Phillip during the same period; distinguishing the amount for each year.
 - (3.) Return of the Revenue arising from the sale of Crown Land and Town Allotments, in Port Phillip, during the same period.
 - (4.) Return of the Expenditure actually incurred for Immigration into Port Phillip, during the same period.

(5.)

(5.) Return of the actual Expenditure, for the year 1842, for the encouragement and promotion of General Education throughout this Territory; distinguishing the various amounts paid by the Government—the parties to or for whom such payments were made—and the religious denominations to which they respectively belong; with such additional information as shall serve to exhibit the principle on which these payments were made.

(6.) Return of the Revenue derived from the Post Office Establishment of the Colony, for the year 1842, and of the actual expenditure of that Establishment during the same period; the various rates of postage chargeable on letters, and the number of letters (if it can be ascertained,) passed free of postage during that year.

THURSDAY, AUGUST 17.

1. DR. NICHOLSON: That a select Committee be appointed to take into consideration the means for reviving Immigration, and for ensuring the continuous introduction of a due supply of shepherds and agricultural labourers;—an adequate supply of labour, and an increase of population, being essential to the present interests, and future advancement of the Colony.
2. MR. TERRY: That a Committee be appointed to make necessary arrangements for the fitting up and opening of the Library of this Council; and that the Committee consist of Dr. Nicholson (Chairman), the Colonial Secretary, Mr. Elwin, and Mr. Ebdon.

FRIDAY, AUGUST 18.

1. DR. NICHOLSON: That it is highly expedient that a paid agent, of sufficient knowledge, ability, and influence, should be appointed on behalf of the Colony, to reside in London, for the following, amongst other purposes:—To advocate with Her Majesty's Ministers, the two Houses of Parliament, the Press, and the British public, the interests of the Colony; with a view more especially to secure a due attention to its claims on the part of the Home Government, and to demonstrate its eligibility as a field for the advantageous employment of the surplus population and capital of the United Kingdom.

WEDNESDAY, AUGUST 23.

1. MR. WINDEYER: (1.) That a select Committee be appointed to consider of the means of staying the further evil consequences to be apprehended from the monetary confusion lately and still prevalent in the Colony.
2. MR. WINDEYER: (2.) That an Address be presented to His Excellency the Governor, praying that he would be pleased to order to be laid before this Council, an account of the number of Convicts assigned to private service in each Police District of the Colony, respectively; of the number of the same unassigned, with the locality of their employment; and of the number of Ticket of Leave holders;—distinguishing the sexes in each case.
3. MR. WINDEYER: (3.) That an humble Address be presented to Her Majesty the Queen, praying Her Majesty to be pleased to direct Her Ambassadors, Consuls, or other Ministers in the different States of North and South America, to collect such information as may be in their power, relative to the culture of wheat, with the cost of growing, transporting, and shipping the same in the said States; and that Her Majesty will cause the information so collected, to be laid before this Council.

ALEX. M^c LEAY,

Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

THURSDAY, 10 AUGUST, 1843.

1. Council met pursuant to adjournment; The Honorable the Speaker took the Chair, and informed the Council, that the printing of the Bill initiated on Tuesday last, intituled, "A Bill to prevent the waste of the Property of Solvent Debtors, under process of Law" was so far advanced, that the Bill would be in the hands of Members to-morrow morning.
Mr. Wentworth moved, That the Bill be read a second time on Wednesday next; Question put and passed.
2. The Colonial Secretary informed the Council, that he had been commanded by His Excellency the Governor, in pursuance of the provision contained in the 47th clause of the Act of the Colonial Legislature, 6 Victoria, No 16, to present to the Council, a copy of a Petition, which had been addressed to His Excellency, by Robert Fitzgerald, of Windsor, Esquire, against the return of William Bowman, Esquire, as a Member of this Council, for the Electoral District of the Cumberland Boroughs; and also a copy of a Petition, which had been addressed to His Excellency, by Edward Curr, of St. Heliers, near Melbourne, Esquire, against the return of Henry Condell, Esquire, as a Member of this Council, for the Electoral District of Melbourne; and that he had been further commanded by His Excellency, to inform the Council, that those Petitions had been referred to the Court appointed under the 36th and following clauses of the Act before referred to.
3. Mr. Therry, with leave of the Council, presented a Petition from certain Merchants and Landowners of New South Wales, praying that the Act of the Legislative Council passed in the fifth year of the Reign of Her Majesty, intituled, "An Act to facilitate proceedings by and against the Proprietors of a certain Joint Stock Company, lately carrying on business in Sydney, in the Colony of New South Wales, under the name, style, or firm, of the Australian Auction Company, and for other purposes therein mentioned" may be extended for three years, or for such other space of time as to the Council should seem meet.
Motion made and Question put, That the Petition be read; passed, and Petition read.
Motion made and Question put, That the Petition be received; passed.
4. Mr. Wentworth, pursuant to notice, moved for leave to bring in a Bill, to enable the Proprietors of sheep to give a preferable lien on their clips of wool from season to season; and further, to give valid mortgage securities on cattle, sheep, and horses, without delivery of the same to the mortgagee; Question put, and passed.
Mr. Wentworth then presented to the Speaker, a Bill, intituled, "*A Bill to give a preferable lien on wool from season to season; and to make mortgages of sheep, cattle, and horses, valid, without delivery to the mortgagee;*" and moved that the same be now read a first time. Question put, and passed; Bill read accordingly.
Mr. Wentworth moved, that the Bill be printed; Question put, and passed; and Bill ordered to be printed.
5. Dr. Lang, pursuant to notice moved, That as it is the bounden duty of the Legislature of any Christian Country, and accordant with the uniform practice of both Houses of Parliament in the United Kingdom, to commence the business of each day with a solemn recognition of the Divine Majesty, and a humble invocation of the Divine blessing, public prayers to Almighty God be offered up daily at the opening of this Council, as soon as the Speaker shall have taken the Chair.
Debate ensued.
Motion made and Question put, That this Question be now put; Council divided; Ayes 11, Noes 19.
6. Mr. Ebdon, pursuant to notice, moved, That Tuesdays, Wednesdays, Thursdays, and Fridays, be the days for the Meeting of this Council, and that the Speaker do take the Chair at Two o'Clock on those days.
Moved as an amendment, That the Speaker do take the Chair at Four o'Clock on those days; Council divided; Ayes 11, Noes 19.
On the original Motion being put, it was moved, as an amendment, That the Speaker do take the Chair at three o'Clock on those days; Question put upon the Amendment; Council divided; Ayes 15, Noes 15; Amendment passed by the Speaker's Vote.
7. Mr. Murray moved for leave to defer until Tuesday next, the motion of which he had given notice, and which stands on the proceedings for to-morrow; Question put and passed.
8. Motion made, That the Council do now adjourn until Tuesday next, at Four o'Clock; Question put and passed.
Council adjourned at half-past five o'Clock, until Tuesday, August 15, at Four o'Clock.

ORDER OF THE DAY.

WEDNESDAY, AUGUST 16.

1. Waste of Solvent Debtors' Property Prevention Bill; second reading.

NOTICES

NOTICES OF MOTION.

TUESDAY, AUGUST 15.

1. DR. LANG : That he will move an address to the Governor praying that His Excellency may be pleased to order to be laid before the Council the following Returns :—
 - (1.) Return of the ordinary Revenue arising from all sources, (with the exception of the Revenue arising from the sale of waste land,) derived from the province of Port Phillip, from the period of its first settlement as a dependency of this Colony, till the close of the year 1842; distinguishing the amount for each year.
 - (2.) Return of the whole expenditure actually incurred for the government of the province of Port Phillip during the same period; distinguishing the amount for each year.
 - (3.) Return of the Revenue arising from the sale of Crown Land and Town Allotments, in Port Phillip, during the same period.
 - (4.) Return of the Expenditure actually incurred for Immigration into Port Phillip, during the same period.
 - (5.) Return of the actual Expenditure, for the year 1842, for the encouragement and promotion of General Education throughout this Territory; distinguishing the various amounts paid by the Government—the parties to or for whom such payments were made—and the religious denominations to which they respectively belong; with such additional information as shall serve to exhibit the principle on which these payments were made.
 - (6.) Return of the Revenue derived from the Post Office Establishment of the Colony, for the year 1842, and of the actual expenditure of that Establishment during the same period; the various rates of postage chargeable on letters, and the number of letters (if it can be ascertained,) passed free of postage during that year.
2. MR. WENTWORTH : That an Address be presented to His Excellency the Governor requesting that the following Returns be laid, as soon as possible, on the table of this House, viz :
 - (1.) A Return of all Writs or Summonses that have been issued on the Common Law side of the Supreme Court of New South Wales for the last four years, with the amount sued for—the sums recovered, and the costs taxed thereon on both sides, so far as the same can be ascertained;—distinguishing the number issued in each year of the above period, commencing the 1st July, 1839, and ending on the 30th June respectively.
 - (2.) A Return of all Writs of *fi. fa.* or *ca. sa.* that have been issued out of the said Court, in each successive year of the same period, with the amount of debt and costs endorsed thereon respectively.
 - (3.) A Return of all such Writs as have been returned executed by the Sheriff in the same period, with the respective amounts levied thereon, and paid over to the Plaintiffs.
 - (4.) A Return of all Insolvencies that have taken place under the present Insolvent Act, with the amount of debts and assets stated in the respective Schedules of such Insolvents, and the amount of dividend which has been paid thereon respectively, so far as any payments of dividend have been made.
 - (5.) A Return of the assets and liabilities of all the Colonial and British Banks since the passing of the Law requiring such returns; the same to specify, in addition to all other usual particulars—the amount of money which has been deposited therein respectively during the above period, at interest—the respective rates and amount of interest that have been paid thereon—and the rate of dividend declared by such Banks respectively; together with the reserved fund or profit at the end of each half year.
 - (6.) A Return of all harbour and port dues, including pilotage, lightage, water police rates, and all other charges whatsoever, to be separately enumerated, on vessels visiting this Port;—distinguishing between the charges on Foreign and British bottoms, if any difference exist; distinguishing also, any difference that may be in the above charges as to coasting vessels.
 - (7.) A Return of all Imports and Exports from the Colony, including Port Phillip, for the last five years; and of the amount of the entire expenditure during the same period of each year, for the Military, Convicts, Penal Settlements, and all other charges paid out of the Military Chest, or by drafts on the Lords Commissioners of Her Majesty's Treasury.
3. MR. MURRAY : That this Council do appoint a Committee to enquire into the provisions of an Act passed in the 5th and 6th year of Queen Victoria, for regulating the price of Land in the Australian Colonies, so far as they apply to New South Wales; and to prepare a petition, praying that free grants may be given to newly-arrived settlers, in proportion to the cost incurred in their passage and that of their families, or to the number of labourers they introduce into this Colony; and to suggest such other alterations as circumstances may appear to require.

THURSDAY, AUGUST 17.

1. DR. NICHOLSON : That a select Committee be appointed to take into consideration the means for reviving Immigration, and for ensuring the continuous introduction of a due supply of shepherds and agricultural labourers;—an adequate supply of labour, and an increase of population, being essential to the present interests, and future advancement of the Colony.
2. MR. THERBY : That a Committee be appointed to make necessary arrangements for the fitting up and opening of the Library of this Council; and that the Committee consist of Dr. Nicholson (Chairman), the Colonial Secretary, Mr. Elwin, and Mr. Ebdon.

FRIDAY,

FRIDAY, AUGUST 18.

1. DR. NICHOLSON ; That it is highly expedient that a paid agent, of sufficient knowledge, ability, and influence, should be appointed on behalf of the Colony, to reside in London, for the following, amongst other purposes :—To advocate with Her Majesty's Ministers, the two Houses of Parliament, the Press, and the British public, the interests of the Colony ; with a view more especially to secure a due attention to its claims on the part of the Home Government, and to demonstrate its eligibility as a field for the advantageous employment of the surplus population and capital of the United Kingdom.

WEDNESDAY, AUGUST 23.

1. MR. WINDEYER : (1.) That a select Committee be appointed to consider of the means of staying the further evil consequences to be apprehended from the monetary confusion lately and still prevalent in the Colony.
2. MR. WINDEYER : (2.) That an Address be presented to His Excellency the Governor, praying that he would be pleased to order to be laid before this Council, an account of the number of Convicts assigned to private service in each Police District of the Colony, respectively ; of the number of the same unassigned, with the locality of their employment ; and of the number of Ticket of Leave holders ;—distinguishing the sexes in each case.
3. MR. WINDEYER : (3.) That an humble Address be presented to Her Majesty the Queen, praying Her Majesty to be pleased to direct Her Ambassadors, Consuls, or other Ministers in the different States of North and South America, to collect such information as may be in their power, relative to the culture of wheat, with the cost of growing, transporting, and shipping the same in the said States ; and that Her Majesty will cause the information so collected, to be laid before this Council.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

TUESDAY, 15 AUGUST, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
 Dr. Lang, pursuant to notice, moved, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to order to be laid before this Council, the following Returns:—
 (1.) Return of the Ordinary Revenue arising from all sources, (with the exception of the Revenue arising from the sale of waste land,) derived from the province of Port Phillip, from the period of its first settlement as a dependency of this Colony, till the close of the year 1842; distinguishing the amount for each year.
 (2.) Return of the whole expenditure actually incurred for the government of the province of Port Phillip, during the same period; distinguishing the amount for each year.
 (3.) Return of the Revenue arising from the sale of Crown Land and Town Allotments, in Port Phillip, during the same period.
 (4.) Return of the Expenditure actually incurred for Immigration into Port Phillip, during the same period.
 Question put and passed.
 Dr. Lang, pursuant to same notice, moved, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to order to be laid before this Council, a Return of the actual Expenditure, for the year 1842, for the encouragement and promotion of General Education throughout this Territory; distinguishing the various amounts paid by the Government—the parties to or for whom such payments were made—and the religious denominations to which they respectively belong; with such additional information as shall serve to exhibit the principle on which these payments were made.
 Moved, as an amendment, That the word "General" be omitted; Question put, on the motion so amended, and passed.
 Dr. Lang, pursuant to same notice moved, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to order to be laid before this Council, a Return of the Revenue derived from the Post Office Establishment of the Colony, for the year 1842, and of the actual expenditure of that Establishment during the same period; the various rates of postage chargeable on letters, and the number of letters (if it can be ascertained,) passed free of postage during that year.
 Question put and passed.
2. Mr. Therry, as Chairman of the Rules and Orders Committee, brought up a draft of the Rules and Orders, and, having requested leave to sit again, moved, That the Council do resolve itself into a Committee of the whole House on Tuesday next, to consider the Standing Orders; Question put and passed.
3. Dr. Nicholson moved for leave to defer until Thursday, the 24th instant, bringing forward his motion which stands on the Proceedings for Friday, the 18th instant; Question put and passed.
4. The Colonial Secretary stated, That it having been intimated to him that His Excellency the Governor intended sending a Message to the Council to-day, he would move, That, as there are no rules adopted for the guidance of the Council, as to the manner in which Messages from the Governor are to be received, the course laid down in the Draft Rules, laid before the Council by Mr. Thierry, be adopted on the present occasion, namely:—
 "That on the announcement of a Message from the Governor, the business before the Council shall be immediately suspended, and the bearer of the Message shall be introduced into the Council Chamber, and, proceeding to the table, deliver his Message to the Speaker."
 "That the Speaker having caused the Message to be read, and, on motion made and seconded a day being fixed for taking the same into consideration, the Council will then resume the business in hand on the arrival of the Message."
 Question put and passed.
5. A Message from the Governor being announced, the bearer was conducted to the Speaker, to whom he delivered the same.
 The bearer of the Message having retired, the Clerk by order of the Speaker, read the same.
 Moved by the Colonial Secretary, That the Message of His Excellency the Governor, now read, be considered to-morrow; Question put and passed.
6. A second Message from the Governor being announced, the bearer was conducted to the Speaker, to whom he delivered the same.
 The bearer of the Message having retired, the Clerk read the same by order of the Speaker.
 Moved by the Colonial Secretary, That the Message of His Excellency the Governor, now read, be considered on Thursday next; Question put and passed.
 Moved by the Colonial Secretary, That the Despatch which accompanied this last Message be printed; Question put and passed.
 The Colonial Secretary moved, That these Messages be entered on the Minutes of the Council's Proceedings this day; Question put and passed.

Message

Message from His Excellency the Governor to the Legislative Council, on presenting to them the Draft of an Act to amend the Law respecting the conveyance and postage of Letters.

GENTLEMEN,

By the Law as it now stands, (5th and 6th William IV., No. 24.) any person who shall wilfully detain on board a vessel arriving in any Harbour of New South Wales, a Mail Bag, or any Letters which ought to be delivered to the Post Office, is liable to be fined in a sum, not less than 20s., nor more than £5; but though detentions of this nature not unfrequently occur, the attempts made by the Government to enforce the above penalties have generally failed, in consequence of the impossibility of proving that they were wilfully detained.

The first object of the proposed law, which I now submit to your consideration, is to make persons equally liable to the penalty, whether they detain the Letters wilfully, or by negligence only.

The further object of the proposed Law is, to make certain acts done by persons holding a written authority from any Postmaster, of equal validity as if such acts were done by the Postmaster himself.

Sydney, August 15th, 1843.

GEORGE GIPPS,

Message from His Excellency the Governor to the Legislative Council, on presenting to them the Draft of an Act to amend the Laws relating to Merchant Seamen in the Colony.

GENTLEMEN,

As this Draft of a Law, to amend the Water Police Act of the Colony, and an Act previously passed for the regulation of Seamen in the year 1832, is presented to you by the express desire of Her Majesty's Government, it will be, I trust, sufficient, if I lay before you the Despatch which I have had the honor to receive on the subject, from Her Majesty's Principal Secretary of State for the Colonies.

A copy of Lord Stanley's Despatch, therefore, of the 10th September, 1842, No. 187, accompanies the Draft which I now submit to your consideration.

GEORGE GIPPS.

Sydney, August 15th, 1843.

7. A Third Message from the Governor being announced, the bearer was conducted to the Speaker, to whom he delivered the same.

The bearer of the Message having withdrawn, the Clerk read the same by order of the Speaker.

Moved by the Colonial Secretary, That this Message be entered on the Minutes of the Proceedings of the Council to-day. Question put and passed.

Message from His Excellency the Governor to the Legislative Council, on presenting to them the Draft of a Law, to provide for the maintenance of Lighthouses at Port Macquarie, Newcastle, and other Ports or places in the Colony.

GENTLEMEN,

It having been strongly urged upon me, that better Lights are required for the guidance of Ships frequenting the coasts of this Colony, than those which at present are maintained at Newcastle and Port Macquarie, the Draft of a Law, which I now present to you, has by my direction been prepared, and is submitted to your consideration.

Sydney, August 15, 1843.

GEORGE GIPPS.

The Colonial Secretary moved, That this Message be taken into consideration by the Council on Thursday next. Question put and passed.

8. A fourth Message from the Governor being announced, the bearer was conducted to the Speaker, to whom he delivered the same.

The bearer of the Message having withdrawn, the Clerk read the same by order of the Speaker.

The Colonial Secretary moved, That this Message be entered on the Minutes of the Proceedings of the Council to-day. Question put and passed.

Message from His Excellency the Governor to the Legislative Council, on presenting to them the Draft of a Law to amend an Act for regulating the Slaughtering of Cattle.

GENTLEMEN,

The object proposed to be effected by the Draft of a Law which I now have the honor to submit for your consideration, is simply to authorise the Mayor and Council of the City of Sydney to appoint an Inspector of Slaughter houses, the appointment of that Officer having been, before the incorporation of the City, vested in the Governor of the Colony.

Sydney, August 15th, 1843.

GEORGE GIPPS,

The Colonial Secretary moved, That this Message be considered by the Council on Thursday next. Question put and passed.

9. The Colonial Secretary having laid upon the Table a Despatch from Lord Stanley to His Excellency Sir George Gipps, dated 5th September, 1842, (No. 181) transmitting Copy of the Act for the Government of New South Wales, 5 and 6 Victoria, c. 76, Moved that the same be printed. Question put and passed.
10. The Colonial Secretary having laid upon the Table a Circular Despatch from Lord Stanley to His Excellency Sir George Gipps, dated 16th December, 1842, with reference to the

restricted

restricted powers of Local Legislatures to legislate for parts beyond Seas, Moved that the same be printed. Question put and passed.

- 11. The Colonial Secretary having laid upon the Table a Despatch from Lord Stanley to His Excellency Sir George Gipps, dated 16th June, 1842, (No. 134) confirming, on the part of Her Majesty's Government, the Notice of the Colonial Government extending the bounties on Immigrants to persons between the ages of 40 and 50, provided they bring with them Adult Children in proportions fixed by such notice, Moved that the same be printed.

Question put and passed.

- 12. The Colonial Secretary, pursuant to the requirement of the 2nd section of the Act of Council, 4 Victoria, No. 13, laid on the Table—

(1.) Abstract of the average Assets and Liabilities, and of the Capital and Profits of the several Banks of the Colony of New South Wales, for the Quarters ending 31st March, 30th June, 30th September, and 31st December, 1842, and of the general averages for the years 1841 and 1842.

(2.) General Abstract of the Sworn Returns, rendered pursuant to the Act of Council, 4 Victoria, No. 13, of the average Assets and Liabilities, and of the Capital and Profits of the therein-named Banks of the Colony of New South Wales for the Quarter ended 31st March, 1843.

(3.) General Abstract of the Sworn Returns rendered pursuant to the Act of Council, 4 Victoria, No. 13, of the average Assets and Liabilities, and of the Capital and Profits of the therein-named Banks of the Colony of New South Wales, for the Quarter ended 30th June, 1843.

The Colonial Secretary moved, that these Returns be printed. Question put and passed.

- 13. The Colonial Secretary, with permission of the Governor, laid on the Table the following Statistical Returns, viz.—

(1.) Return of Coin in the Colonial Treasury, the Military Chest, and the several Banks, on the 31st December, in each Year, from 1836 to 1842.

(2.) Return of the Increase and Decrease of the Population of New South Wales, including the District of Port Phillip) from the 1st January to 31st December, 1842; and of the total number on the latter date.

(3.) Return of the Value of Imports into the Colony of New South Wales (including the District of Port Phillip) from the year 1826 to 1842, inclusive.

(4.) Return of the Value of Exports, from the Colony of New South Wales (including the District of Port Phillip) from the year 1826 to 1842, inclusive.

(5.) Return of the Number and Tonnage of Vessels entered Inwards, in the Colony of New South Wales (including the District of Port Phillip) from the year 1826 to 1842, inclusive.

(6.) Return of the Number and Tonnage of Vessels entered Outwards, in the Colony of New South Wales (including the District of Port Phillip) from the year 1826 to 1842, inclusive.

(7.) Return shewing the quantity of Land in Cultivation (exclusive of Gardens and Orchards) and the Population of the Colony of New South Wales (including the District of Port Phillip) from the year 1833 to 1842, inclusive.

(8.) Return of the Quantity and Value of Grain, &c., imported into the Colony of New South Wales (including the District of Port Phillip) from the year 1828 to 1842, inclusive.

(9.) Return of Live Stock imported into the Colony of New South Wales (including the District of Port Phillip) from the year 1828 to 1842, inclusive.

(10.) Return of Wool exported from the Colony of New South Wales (including the District of Port Phillip) from the year 1822 to 1842, inclusive.

(11.) Return of the Quantity and Value of Oil, &c., exported from the Colony of New South Wales, from the year 1828 to 1842 inclusive.

(12.) Return of the Quantity and Value of Timber exported from the Colony of New South Wales, from the year 1828 to 1842 inclusive.

(13.) Return of the Number of Vessels Built and Registered in the Colony of New South Wales (including the District of Port Phillip) from the year 1822 to 1842 inclusive.

(14.) Return of the Amount of Auction Duty, at 1½ per Cent. paid into the Colonial Treasury of New South Wales, from the year 1824 to 1842, inclusive.

(15.) Return of the Amounts received from the Sale of Crown Lands, in the Colony of New South Wales (including the District of Port Phillip) from the Year 1824 to 1842, inclusive.

The Colonial Secretary moved, that these Returns be printed; Question put and passed.

- 14. The Colonial Secretary laid upon the Table, by direction of the Governor, the Abstract of the Revenue of the Colony of New South Wales, and of its appropriation, for the year 1842, together with Statements 1 to 6 therein referred to.

The Colonial Secretary moved, that the same be printed; Question put and passed.

- 15. The Colonial Secretary moved, on the written request of Mr. Wentworth, who was absent, that the motion of which Mr. Wentworth had given notice for to-day, be discharged from the Votes and Proceedings of this day and placed on those for Friday next; Question put and passed.

- 16. Mr. Murray, pursuant to notice, moved, That this Council do appoint a Committee to enquire into the provisions of an Act passed in the 5th and 6th year of Queen Victoria, for regulating the price of Land in the Australian Colonies, so far as they apply to New South Wales; and to prepare a petition, praying that free grants may be given to newly-arrived settlers, in proportion to the cost incurred in their passage and that of their families, or to the number of labourers they introduce into this Colony; and to suggest such other alterations as circumstances may appear to require.

Moved as an amendment by Dr. Lang, that the words "free grants may be given to newly arrived settlers" be struck out, and the words "a remission of the purchase money of whatever Crown Lands may be purchased by newly-arrived settlers may be allowed to such settlers" inserted in their stead.

Moved

Moved as an amendment, by Mr. Walker, That the question put to the Council be, That this Council do appoint a Committee to enquire into the provisions of an Act, passed in the 5th and 6th year of the Reign of Queen Victoria, for regulating the price of land in the Australian Colonies, so far as they apply to New South Wales, and to report the result of their enquiries to this Council.

Debate ensued :—

Mr. Murray, with leave of the Council, withdrew his motion, on the understanding that the motion last proposed, be the Question put to the Council.

Dr. Lang, with leave of the Council, withdrew his amendment.

The Question was then put on Mr. Walker's amendment, as an original motion, and passed.

Mr. Murray moved that the said Committee consist of the following Members :—

MR. MURRAY.	MR. BRADLEY.
MR. HAMILTON.	MR. WALKER.
DR. NICHOLSON.	DR. LANG.
MR. W. C. WENTWORTH.	THE COLONIAL SECRETARY.

Question put and passed.

Moved that the Council do now adjourn; Question put and passed.

Council adjourned at half-past Seven o'Clock, until to-morrow at Three o'Clock.

ORDERS OF THE DAY.

WEDNESDAY, AUGUST 16.

1. Consideration of Governor's Message with Postage Act amendment Bill.
2. Waste of Solvent Debtors' Property Prevention Bill; second reading.

THURSDAY, AUGUST 17.

1. Consideration of Governor's Message with Water Police Act amendment Bill.
2. Consideration of Governor's Message with Light House Bill.
3. Consideration of Governor's Message with Slaughtering of Cattle Act amendment Bill.

TUESDAY, AUGUST 22.

1. Consideration of Standing Orders, in Committee of the whole House.

NOTICES OF MOTION.

WEDNESDAY, AUGUST 16.

1. MR. EBDEN: That an Address be presented to His Excellency the Governor, requesting that the following Return be laid as soon as possible on the Table of this House, viz :—
A Return of the Revenue derived from the Duties paid in Sydney on Spirits, Tobacco, and all other goods, subject to the payment of Duty, shipped to Port Phillip, from its first establishment.

THURSDAY, AUGUST 17.

1. DR. NICHOLSON: That a select Committee be appointed to take into consideration the means for reviving Immigration, and for ensuring the continuous introduction of a due supply of shepherds and agricultural labourers;—an adequate supply of labour, and an increase of population, being essential to the present interests, and future advancement of the Colony.
2. MR. TERRY: That a Committee be appointed to make necessary arrangements for the fitting up and opening of the Library of this Council; and that the Committee consist of Dr. Nicholson (Chairman), the Colonial Secretary, Mr. Elwin, and Mr. Ebden.

FRIDAY, AUGUST 18.

1. MR. WENTWORTH: That an Address be presented to His Excellency the Governor requesting that the following Returns be laid, as soon as possible, on the table of this House, viz :
 - (1.) A Return of all Writs or Summonses that have been issued on the Common Law side of the Supreme Court of New South Wales for the last four years, with the amount sued for—the sums recovered, and the costs taxed thereon on both sides, so far as the same can be ascertained;—distinguishing the number issued in each year of the above period, commencing the 1st July, 1839, and ending on the 30th June respectively.
 - (2.) A Return of all Writs of *fi. fa.* or *ca. sa.* that have been issued out of the said Court, in each successive year of the same period, with the amount of debt and costs endorsed thereon respectively.
 - (3.) A Return of all such Writs as have been returned executed by the Sheriff in the same period, with the respective amounts levied thereon, and paid over to the Plaintiffs.
 - (4.) A Return of all Insolvencies that have taken place under the present Insolvent Act, with the amount of debts and assets stated in the respective Schedules of such Insolvents, and the amount of dividend which has been paid thereon respectively, so far as any payments of dividend have been made.

(5.)

(5.) A Return of the assets and liabilities of all the Colonial and British Banks since the passing of the Law requiring such returns; the same to specify, in addition to all other usual particulars—the amount of money which has been deposited therein respectively during the above period, at interest—the respective rates and amount of interest that have been paid thereon—and the rate of dividend declared by such Banks respectively; together with the reserved fund or profit at the end of each half year.

(6.) A Return of all harbour and port dues, including pilotage, lightage, water police rates, and all other charges whatsoever, to be separately enumerated, on vessels visiting this Port;—distinguishing between the charges on Foreign and British bottoms, if any difference exist; distinguishing also, any difference that may be in the above charges as to coasting vessels.

(7.) A Return of all Imports and Exports from the Colony, including Port Phillip, for the last five years; and of the amount of the entire expenditure during the same period of each year, for the Military, Convicts, Penal Settlements, and all other charges paid out of the Military Chest, or by drafts on the Lords Commissioners of Her Majesty's Treasury.

TUESDAY, AUGUST 22.

4. MR. TERRY : That leave be given to bring in a Bill to extend the Sydney Auction Company from the date of its expiration.

WEDNESDAY, AUGUST 23.

1. MR. WINDEYER : (1.) That a select Committee be appointed to consider of the means of staying the further evil consequences to be apprehended from the monetary confusion lately and still prevalent in the Colony.
2. MR. WINDEYER : (2.) That an Address be presented to His Excellency the Governor, praying that he would be pleased to order to be laid before this Council, an account of the number of Convicts assigned to private service in each Police District of the Colony, respectively; of the number of the same unassigned, with the locality of their employment; and of the number of Ticket of Leave holders;—distinguishing the sexes in each case.
3. MR. WINDEYER : (3.) That an humble Address be presented to Her Majesty the Queen, praying Her Majesty to be pleased to direct Her Ambassadors, Consuls, or other Ministers in the different States of North and South America, to collect such information as may be in their power, relative to the culture of wheat, with the cost of growing, transporting, and shipping the same in the said States; and that Her Majesty will cause the information so collected, to be laid before this Council.

THURSDAY, AUGUST 24.

1. DR. NICHOLSON ; That it is highly expedient that a paid agent, of sufficient knowledge, ability, and influence, should be appointed on behalf of the Colony, to reside in London, for the following, amongst other purposes :—To advocate with Her Majesty's Ministers, the two Houses of Parliament, the Press, and the British public, the interests of the Colony; with a view more especially to secure a due attention to its claims on the part of the Home Government, and to demonstrate its eligibility as a field for the advantageous employment of the surplus population and capital of the United Kingdom.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

WEDNESDAY, 16 AUGUST, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Mr. Ebdon, pursuant to notice, moved, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid, as soon as possible, on the Table of this House, a Return of the Revenue derived from the Duties, paid in Sydney, on spirits, tobacco, and all other goods subject to the payment of Duty, shipped to Port Phillip, from its first establishment.
Question put and passed.
 2. The Colonial Secretary having remarked, that it was omitted to propose the appointment of a Committee to frame the Address to the Governor, for the Returns moved for yesterday,
Dr. Lang moved, That a Committee be appointed to frame the Address to the Governor for the Returns which he moved for yesterday, and that the Committee consist of the following Members, viz:—

MR. EBDEN,	MR. CONDELL,
DR. NICHOLSON,	DR. LANG.
- Question put and passed.
3. The Colonial Secretary, in compliance with standing instructions from the Secretary of State, laid upon the Table the "Blue Book," made up for the official year, from 1st October to 30th September last.
 4. The Speaker having called the first Order of the Day, the Colonial Secretary moved, That pursuant to the resolution of the Council yesterday, the Message of the Governor, transmitting the Draft of a Bill for the amendment of the Law respecting the conveyance and postage of Letters, be now considered, and that the Bill referred to, be read a first time.
Question put and passed; and the Bill, intituled, "*A Bill for the amendment of the Law respecting the conveyance and postage of Letters,*" read a first time.
 5. The Colonial Secretary moved, That the Bill be printed.
Question put and passed.
 6. The Colonial Secretary moved, That the Bill be read a second time on Thursday next, the 24th instant.
Question put and passed.
 7. The Speaker having called the second Order of the Day—
Mr. Wentworth went into explanation of the principle of the Bill, introduced by him, for preventing the waste of the property of Solvent Debtors, and moved, That the Bill be now read a second time.
Debate ensued.
Moved as an amendment, That the Bill be read a second time this day six months.
Debate continued.
Moved, That the debate be adjourned until to-morrow.
Question put and passed.
Moved, That the Council do now adjourn.
Question put and passed.
Council adjourned at half-past Six o'Clock, until to-morrow at Three o'Clock.

ORDERS OF THE DAY.

THURSDAY, AUGUST 17.

1. Consideration of Governor's Message with Water Police Act amendment Bill.
2. Consideration of Governor's Message with Light-house Bill.
3. Consideration of Governor's Message with Slaughtering of Cattle Act amendment Bill.
4. Waste of Solvent Debtors' Property Prevention Bill; second reading.

TUESDAY, AUGUST 22.

1. Consideration of Standing Orders, in Committee of the whole House.

THURSDAY, AUGUST 24.

1. Postage Act Amendment Bill; second reading.

NOTICES OF MOTION.

THURSDAY, AUGUST 17.

1. DR. NICHOLSON: That a select Committee be appointed to take into consideration the means for reviving Immigration, and for ensuring the continuous introduction of a due supply of shepherds and agricultural labourers;—an adequate supply of labour, and an increase of population, being essential to the present interests, and future advancement of the Colony.

2. **MR. TERRY** : That a Committee be appointed to make necessary arrangements for the fitting up and opening of the Library of this Council ; and that the Committee consist of Dr. Nicholson (Chairman), the Colonial Secretary, Mr. Elwin, and Mr. Ebdon.

FRIDAY, AUGUST 18.

1. **MR. WENTWORTH** : That an Address be presented to His Excellency the Governor requesting that the following Returns be laid, as soon as possible, on the table of this House, viz :
- (1.) A Return of all Writs or Summonses that have been issued on the Common Law side of the Supreme Court of New South Wales for the last four years, with the amount sued for—the sums recovered, and the costs taxed thereon on both sides, so far as the same can be ascertained ;—distinguishing the number issued in each year of the above period, commencing the 1st July, 1839, and ending on the 30th June respectively.
 - (2.) A Return of all Writs of *f. fa.* or *ca. sa.* that have been issued out of the said Court, in each successive year of the same period, with the amount of debt and costs endorsed thereon respectively.
 - (3.) A Return of all such Writs as have been returned executed by the Sheriff in the same period, with the respective amounts levied thereon, and paid over to the Plaintiffs.
 - (4.) A Return of all Insolvencies that have taken place under the present Insolvent Act, with the amount of debts and assets stated in the respective Schedules of such Insolvents, and the amount of dividend which has been paid thereon respectively, so far as any payments of dividend have been made.
 - (5.) A Return of the assets and liabilities of all the Colonial and British Banks since the passing of the Law requiring such returns ; the same to specify, in addition to all other usual particulars—the amount of money which has been deposited therein respectively during the above period, at interest—the respective rates and amount of interest that have been paid thereon—and the rate of dividend declared by such Banks respectively ; together with the reserved fund or profit at the end of each half year.
 - (6.) A Return of all harbour and port dues, including pilotage, lightage, water police rates, and all other charges whatsoever, to be separately enumerated, on vessels visiting this Port ;—distinguishing between the charges on Foreign and British bottoms, if any difference exist ; distinguishing also, any difference that may be in the above charges as to coasting vessels.
 - (7.) A Return of all Imports and Exports from the Colony, including Port Phillip, for the last five years ; and of the amount of the entire expenditure during the same period of each year, for the Military, Convicts, Penal Settlements, and all other charges paid out of the Military Chest, or by drafts on the Lords Commissioners of Her Majesty's Treasury.

TUESDAY, AUGUST 22.

4. **MR. TERRY** : That leave be given to bring in a Bill to extend the Sydney Auction Company from the date of its expiration.

WEDNESDAY, AUGUST 23.

1. **MR. WINDEYER** : (1.) That a select Committee be appointed to consider of the means of staying the further evil consequences to be apprehended from the monetary confusion lately and still prevalent in the Colony.
2. **MR. WINDEYER** : (2.) That an Address be presented to His Excellency the Governor, praying that he would be pleased to order to be laid before this Council, an account of the number of Convicts assigned to private service in each Police District of the Colony, respectively ; of the number of the same unassigned, with the locality of their employment ; and of the number of Ticket of Leave holders ;—distinguishing the sexes in each case.
3. **MR. WINDEYER** : (3.) That an humble Address be presented to Her Majesty the Queen, praying Her Majesty to be pleased to direct Her Ambassadors, Consuls, or other Ministers in the different States of North and South America, to collect such information as may be in their power, relative to the culture of wheat, with the cost of growing, transporting, and shipping the same in the said States ; and that Her Majesty will cause the information so collected, to be laid before this Council.

THURSDAY, AUGUST 24.

1. **DR. NICHOLSON** ; That it is highly expedient that a paid agent, of sufficient knowledge, ability, and influence, should be appointed on behalf of the Colony, to reside in London, for the following, amongst other purposes :—To advocate with Her Majesty's Ministers, the two Houses of Parliament, the Press, and the British public, the interests of the Colony ; with a view more especially to secure a due attention to its claims on the part of the Home Government, and to demonstrate its eligibility as a field for the advantageous employment of the surplus population and capital of the United Kingdom.

ALEX. M^c LEAY,

Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

THURSDAY, 17 AUGUST, 1843.

1. Council met pursuant to adjournment ; The Speaker took the Chair.
Dr. Nicholson obtained leave to defer, until to-morrow, the motion which stands in his name on the Notices for to-day.
The Colonial Secretary obtained leave, for Mr. Therry, to defer, until to-morrow, the motion which stands in Mr. Therry's name on the Notices for to-day.
2. Dr. Lang, as Chairman of the Committee appointed to frame the Address to the Governor for the several Returns moved for yesterday, brought up the Address, which was read and adopted, after the substitution of the word "District" for the word "Province" as applied to Port Phillip; and THE COLONIAL SECRETARY and THE COLONIAL TREASURER appointed to present the same.
3. The Colonial Secretary moved, That the Message of the Governor, transmitting the draft of a Bill for the amendment of the Water Police Act, be now considered, and that the Bill referred to be read a first time.
Question put and passed; and the Bill, intituled, "*A Bill to amend an Act, intituled, 'An Act for the further and better regulation and government of Seamen within the Colony of New South Wales and its Dependencies, and for establishing a Water Police'; and further to amend the Law relating to the government of Seamen in the Merchant Service;*" read a first time.
The Colonial Secretary moved, That the Bill be printed, and read a second time on Wednesday next, August 23.
Question put and passed.
4. The Colonial Secretary moved, That the Message of the Governor, transmitting the draft of a Bill to provide for the maintenance of Light-houses, be now considered, and that the Bill referred to be read a first time.
Question put and passed; and the Bill, intituled, "*A Bill to provide for the maintenance of Light-houses, at Port Macquarie, Newcastle, and other Ports and places in the Colony of New South Wales,*" read a first time.
The Colonial Secretary moved, That the Bill be printed, and read a second time on Wednesday next, August 23.
Question put and passed.
5. The Colonial Secretary moved, That the Message of the Governor, transmitting the draft of a Bill to amend the Act regulating the Slaughtering of Cattle, be now considered, and that the Bill referred to be read a first time.
Question put and passed; and the Bill, intituled, "*A Bill to amend An Act for regulating the Slaughtering of Cattle,*" read a first time.
The Colonial Secretary moved, That the Bill be printed, and read a second time on Wednesday next, August 23.
Question put and passed.
6. Debate, on the motion, That the Bill for preventing the Waste of the property of Solvent Debtors be read a second time, resumed.
Question put on the amendment, That the Bill be read a second time this day six months; Council divided; Ayes 7, Noes 20.
Question on the original motion put and passed; and Bill read a second time.
Moved, That the Bill be considered in Committee of the whole Council to-morrow.
Question put and passed.
Question put, That this Council do now adjourn; passed.
Council adjourned at Six o'Clock, until to-morrow at three o'Clock.

ORDERS OF THE DAY.

FRIDAY, AUGUST 16.

1. Council to go into Committee on the Solvent Debtors Bill.

TUESDAY, AUGUST 22.

1. Consideration of Standing Orders, in Committee of the whole House.

WEDNESDAY, AUGUST 23.

1. Water Police Act amendment Bill; second reading.
2. Maintenance of Light-houses Bill; second reading.
3. Slaughtering of Cattle Act amendment Bill; second reading.

THURSDAY, AUGUST 24.

1. Postage Act Amendment Bill; second reading.

NOTICES

NOTICES OF MOTION.

FRIDAY, AUGUST 18.

1. **MR. WENTWORTH:** That an Address be presented to His Excellency the Governor requesting that the following Returns be laid, as soon as possible, on the table of this House, viz :
 - (1.) A Return of all Writs or Summonses that have been issued on the Common Law side of the Supreme Court of New South Wales for the last four years, with the amount sued for—the sums recovered, and the costs taxed thereon on both sides, so far as the same can be ascertained;—distinguishing the number issued in each year of the above period, commencing the 1st July, 1839, and ending on the 30th June respectively.
 - (2.) A Return of all Writs of *fi. fa.* or *ca. sa.* that have been issued out of the said Court, in each successive year of the same period, with the amount of debt and costs endorsed thereon respectively.
 - (3.) A Return of all such Writs as have been returned executed by the Sheriff in the same period, with the respective amounts levied thereon, and paid over to the Plaintiffs.
 - (4.) A Return of all Insolvencies that have taken place under the present Insolvent Act, with the amount of debts and assets stated in the respective Schedules of such Insolvents, and the amount of dividend which has been paid thereon respectively, so far as any payments of dividend have been made.
 - (5.) A Return of the assets and liabilities of all the Colonial and British Banks since the passing of the Law requiring such returns; the same to specify, in addition to all other usual particulars—the amount of money which has been deposited therein respectively during the above period, at interest—the respective rates and amount of interest that have been paid thereon—and the rate of dividend declared by such Banks respectively; together with the reserved fund or profit at the end of each half year.
 - (6.) A Return of all harbour and port dues, including pilotage, lightage, water police rates, and all other charges whatsoever, to be separately enumerated, on vessels visiting this Port;—distinguishing between the charges on Foreign and British bottoms, if any difference exist; distinguishing also, any difference that may be in the above charges as to coasting vessels.
 - (7.) A Return of all Imports and Exports from the Colony, including Port Phillip, for the last five years; and of the amount of the entire expenditure during the same period of each year, for the Military, Convicts, Penal Settlements, and all other charges paid out of the Military Chest, or by drafts on the Lords Commissioners of Her Majesty's Treasury.
 2. **DR. NICHOLSON:** That a select Committee be appointed to take into consideration the means for reviving Immigration, and for ensuring the continuous introduction of a due supply of shepherds and agricultural labourers;—an adequate supply of labour, and an increase of population, being essential to the present interests, and future advancement of the Colony.
 3. **MR. TERRY:** That a Committee be appointed to make necessary arrangements for the fitting up and opening of the Library of this Council; and that the Committee consist of Dr. Nicholson (Chairman), the Colonial Secretary, Mr. Elwin, and Mr. Ebdon.
 4. **MR. WALKER:** That an Address be presented to the Governor, requesting that His Excellency may be pleased to order to be laid before the Council, a Return; containing, in a compendious form, all such information regarding the Importation, Exportation, Manufacture, and Consumption of Spirits in this Colony, during the ten years last past, as it may be within the power of the Executive to afford; and comprising, more especially, information upon such points as the following, viz :—

The quantities Imported	}	in each half year; and distinguishing the several sorts of Spirits, and the rates and amounts of duties.
“ “ Exported		
“ “ Distilled in the Colonies,		
upon which Duties have been paid		
- The names of the parties to whom licenses to distil have been granted.
 The number and capacity of stills permitted to be used under those licenses, respectively.
 The quantity of Spirits distilled by each party so licensed.
 The rates of duty at present leviable on Spirits within the Colony.
5. **THE COLONIAL SECRETARY:** That Mr. Elwin be elected Chairman of the Committee of the whole Council, on the Solvent Debtors Bill.

TUESDAY, AUGUST 22.

1. **MR. TERRY:** That leave be given to bring in a Bill to extend the Sydney Auction Company from the date of its expiration.

WEDNESDAY, AUGUST 23.

1. **MR. WINDEYER:** (1.) That a select Committee be appointed to consider of the means of staying the further evil consequences to be apprehended from the monetary confusion lately and still prevalent in the Colony.
2. **MR. WINDEYER:** (2.) That an Address be presented to His Excellency the Governor, praying that he would be pleased to order to be laid before this Council, an account of the number of Convicts assigned to private service in each Police District of the Colony, respectively; of the number of the same unassigned, with the locality of their employment; and of the number of Ticket of Leave holders;—distinguishing the sexes in each case.

3. MR. WINDEYER : (3.) That an humble Address be presented to Her Majesty the Queen, praying Her Majesty to be pleased to direct Her Ambassadors, Consuls, or other Ministers in the different States of North and South America, to collect such information as may be in their power, relative to the culture of wheat, with the cost of growing, transporting, and shipping the same in the said States ; and that Her Majesty will cause the information so collected, to be laid before this Council.

THURSDAY, AUGUST 24.

1. DR. NICHOLSON ; That it is highly expedient that a paid agent, of sufficient knowledge, ability, and influence, should be appointed on behalf of the Colony, to reside in London, for the following, amongst other purposes :—To advocate, with Her Majesty's Ministers, the two Houses of Parliament, the Press, and the British public, the interests of the Colony ; with a view more especially to secure a due attention to its claims on the part of the Home Government, and to demonstrate its eligibility as a field for the advantageous employment of the surplus population and capital of the United Kingdom.

ALEX. M^o LEAY,
Speaker.

VOTES AND PROCEEDINGS
 OF
 THE LEGISLATIVE COUNCIL.

FRIDAY, 18 AUGUST, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
 Mr. Murray presented a Petition from the Inhabitants of Queanbeyan, praying the re-appointment of a Police Magistrate there, which was ordered to be laid on the Table.
2. Dr. Nicholson, pursuant to notice, moved, That a Select Committee be appointed to take into consideration the means for reviving Immigration, and for ensuring the continuous introduction of a due supply of shepherds and agricultural labourers;—an adequate supply of labour, and an increase of population, being essential to the present interests and future advancement of the Colony.
 Moved, as an amendment; That a Select Committee be appointed to enquire into the present state of the supply of labour for the different branches of industry in the Colony; and, in the event of its appearing, upon such enquiry, that a further supply of labour is necessary, to suggest the means by which the same may be most advantageously and economically obtained, with instructions to take evidence, if necessary, and to report.
 Debate ensued, and amendment withdrawn.
 Question put, on the original motion, after the introduction of the words "necessity and the" immediately before the word "means;" passed, and a Committee, to consist of the following Members, appointed, viz:—

THE COLONIAL SECRETARY, THE AUDITOR GENERAL, MR. ICELY, DR. LANG, MR. MURRAY,	}	MR. WENTWORTH, MR. WALKER, MR. MACARTHUR, DR. NICHOLSON, MR. BOWMAN.
---	---	--

3. The Colonial Secretary laid upon the Table, an Extract from a Despatch from Lord Stanley to the Governor, dated the 27th February, 1843, on the subject of the Insolvent Act, which was ordered to be printed.
4. Mr. Therry, pursuant to notice, moved, That a Committee be appointed to make necessary arrangements for the fitting up and opening of the Library of this Council; and that the Committee consist of Dr. Nicholson (Chairman), the Colonial Secretary, Mr. Elwin, and Mr. Ebdon.
 Question put, after the word "Chairman" had been struck out, and Mr. Therry added to the Committee; passed.
5. Mr. Wentworth, pursuant to notice, brought up and moved an Address to the Governor, requesting that His Excellency may be pleased to order that the following Returns be laid, as soon as possible, on the Table of this House, viz:—
 - (1.) A Return of all Writs or Summonses that have been issued on the Common Law side of the Supreme Court of New South Wales for the last four years, with the amount sued for—the sums recovered, and the costs taxed thereon on both sides, so far as the same have been taxed;—distinguishing the number issued in each year of the above period, commencing the 1st of July, 1839, and ending the 30th June respectively in each year.
 - (2.) A Return of all Writs of *f. fa.* or *ca. sa.* that have been issued out of the said Court, in each successive year of the same period, with the amount of debt and costs endorsed thereon respectively.
 - (3.) A Return of all such Writs as have been returned by the Sheriff in the same period, duly executed, with the respective amounts levied thereon, and paid over to the Plaintiffs.
 - (4.) A Return of all Insolvencies that have taken place under the present Insolvent Act, with the amount of debts and assets stated in the Schedules of such Insolvents, and the amount of dividend which has been respectively paid thereon, so far as any payments of dividend have been made.
 - (5.) A Return of the assets and liabilities of all Colonial and British Banks since the passing of the Law requiring such returns; the same to specify, in addition to all other usual particulars—the amount of money which has been deposited therein respectively during the above period, at interest—the respective rates and amount of interest that have been paid thereon—and the rate of dividend declared by such Banks respectively; together with the reserved fund or surplus profit at the end of each half year.
 - (6.) A Return of all harbour and port dues, including pilotage, lightage, water police rates, and all other charges whatsoever, to be separately enumerated, on vessels visiting this Port;—distinguishing between the charges on Foreign and British bottoms, if any difference exist; distinguishing also, any difference that may be in the above charges as to coasting vessels.
 - (7.) A Return of all Imports and Exports from the Colony, including Port Phillip, for the last five years; distinguishing in such Return of Exports, between those which are of the growth, produce, or manufacture of the Colony, and those which are of the growth, produce, or manufacture of Great Britain, or any other Country or Colony.
 - (8.) A Return of the entire amount of the public expenditure during each year of the same period for the Military, Convicts, Penal Settlements, and all other charges paid out of the Military Chest, or by drafts on the Lords Commissioners of Her Majesty's Treasury.

Address adopted, and the Colonial Secretary and the Attorney General appointed to present the same.

6. Mr. Walker, pursuant to notice, moved, That an Address be presented to the Governor, requesting that His Excellency may be pleased to order to be laid before the Council, a Return, containing, in a compendious form, all such information regarding the Importation, Exportation, Manufacture, and Consumption of Spirits, into, from, and in this Colony, during the ten years last past, as it may be within the power of the Executive to afford; and comprising, more especially, information upon such points as the following, viz:—

<p>The quantities Imported The quantities Exported The quantities Distilled in the Colony, The quantities upon which Duties have been paid</p>	}	<p>in each half year; and distinguishing the several sorts of Spirits, and the rates and amount of duties.</p>
--	---	--

The names of the parties to whom licenses to distil have been granted.
The number and capacity of stills permitted to be used under these licenses, respectively.
The quantity of Spirits distilled by each party so licensed.
The rates of duty at present leviable on Spirits within the Colony.

Question put and passed; and Mr. Walker and Mr. Panton appointed to frame the Address.

7. The Colonial Secretary, pursuant to notice, moved, That Mr. Elwin be elected Chairman of the Committee of the whole Council, on the Solvent Debtors' Bill.

Question put and passed.

Question put, That the Speaker do now leave the Chair, and that the Council do resolve itself into Committee of the whole Council on the Solvent Debtors' Bill; passed.

8. The Chairman of the Committee of the whole Council on the Solvent Debtors' Bill having reported progress, and obtained leave to sit again on the next meeting of the Council;—

Question put, That this Council do now adjourn; passed.

Council adjourned at half-past Nine o'Clock, until Tuesday next, August 22, at Three o'Clock.

ORDERS OF THE DAY.

TUESDAY, AUGUST 22.

1. *Standing Orders*; Consideration of, in Committee of the whole Council.
2. Solvent Debtors' Bill; Further consideration of, in Committee of the whole Council.

WEDNESDAY, AUGUST 23.

1. Water Police Act amendment Bill; second reading.
2. Maintenance of Light-houses Bill; second reading.
3. Slaughtering of Cattle Act amendment Bill; second reading.

THURSDAY, AUGUST 24.

1. Postage Act Amendment Bill; second reading.

NOTICES OF MOTION.

TUESDAY, AUGUST 22.

1. MR. TERRY: That leave be given to bring in a Bill to extend the Sydney Auction Company Act for three years from the date of its expiration.
2. MR. THOMPSON: That he will move an Address to His Excellency the Governor, requesting that the following Papers may be laid on the Table of this House, viz:
 - (1.) Return of the Expense of every Mission to the Aborigines within the Colony, from their commencement;—distinguishing the amount for each year.
 - (2.) Copies of the annual Reports from each Mission, from their commencement.
 - (3.) Return of the Expenses of the Protectorate, since its first institution;—distinguishing the amount for each year.
 - (4.) Copies of all Reports from the Chief and Assistant Protectors.
 - (5.) Copies of all correspondence relative to the resignation of Mr. Assistant Protector Dredge.
 - (6.) Copies of all correspondence relative to the suspension of Mr. Assistant Protector Sievwright.
 - (7.) Copies of all correspondence relative to the dismissal of Mr. Assistant Protector Le Souef.
 - (8.) A List of all trials of Aborigines—with the results arrived at;—specifying those against whom initiatory steps have been taken and abandoned—with the reasons for such abandonment.
 - (9.) Copies of all such Reports and correspondence of Mr. La Trobe, on the subject of the Protectorate and Missions, as may be necessary to enlighten the Council on this important subject.

Copies of all instructions from the Home Government regarding the Protectorate; and of any communications from the Aborigines Protection Society of London

WEDNESDAY,

WEDNESDAY, AUGUST 23.

1. MR. WINDEYER: (1.) That a select Committee be appointed to consider of the means of staying the further evil consequences to be apprehended from the monetary confusion lately and still prevalent in the Colony.
2. MR. WINDEYER: (2.) That an Address be presented to His Excellency the Governor, praying that he would be pleased to order to be laid before this Council, an account of the number of Convicts assigned to private service in each Police District of the Colony, respectively; of the number of the same unassigned, with the locality of their employment; and of the number of Ticket of Leave holders;—distinguishing the sexes in each case.
3. MR. WINDEYER: (3.) That an humble Address be presented to Her Majesty the Queen praying Her Majesty to be pleased to direct Her Ambassadors, Consuls, or other Ministers in the different States of North and South America, to collect such information as may be in their power, relative to the culture of wheat, with the cost of growing, transporting, and shipping the same in the said States; and that Her Majesty will cause the information so collected, to be laid before this Council.

THURSDAY, AUGUST 24.

1. DR. NICHOLSON: That it is highly expedient that a paid agent, of sufficient knowledge, ability, and influence, should be appointed on behalf of the Colony, to reside in London, for the following, amongst other purposes:—To advocate with Her Majesty's Ministers, the two Houses of Parliament, the Press, and the British public, the interests of the Colony; with a view more especially to secure a due attention to its claims on the part of the Home Government, and to demonstrate its eligibility as a field for the advantageous employment of the surplus population and capital of the United Kingdom.

FRIDAY, AUGUST 25.

1. MR. WENTWORTH: That he will ask leave of this House to bring in a Bill to regulate the Interest on money, and for other purposes therein mentioned.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

TUESDAY, 22 AUGUST, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Mr. Therry, pursuant to notice, presented, with permission of the Council, a Bill, intituled, "*A Bill for continuing until the first day of September, one thousand eight hundred and forty-six, an Act of the Governor and Council of New South Wales, made and passed in the fifth year of the reign of Her Majesty Queen Victoria, and intituled, 'An Act to facilitate proceedings by and against the proprietors of a certain Joint Stock Company, lately carrying on business in Sydney, in the Colony of New South Wales, under the name, style, or firm of the Australian Auction Company, and for other purposes therein mentioned;'*"
Bill read a first time; to be printed, and read a second time on Tuesday next.
2. Mr. Thompson obtained leave to defer, until Tuesday next, the motion which stands in his name on the Notices for to-day.
3. Mr. Walker brought up the Address to the Governor, for the Return moved for by him on the 18th instant, which was adopted, and ordered to be presented by the Colonial Secretary and the Attorney General.
4. A Message from the Governor, in reply to the Address adopted on the 17th instant, received and read, and the Returns therewith ordered to lie on the Table.
5. Moved, That the Council do now resolve itself into a Committee of the whole Council, for consideration of the proposed Standing Orders; and that Mr. Elwin be the Chairman.
Question put and passed.
The Chairman of the Committee of the whole Council on the proposed Standing Orders, having reported progress, and obtained leave to sit again on Thursday next;—
Question put, That this Council do now adjourn; passed.
Council adjourned at Nine o'Clock, until to-morrow, at Thres o'Clock.

ORDERS OF THE DAY.

WEDNESDAY, AUGUST 23.

1. Water Police Act amendment Bill; second reading.
2. Maintenance of Light-houses Bill; second reading.
3. Slaughtering of Cattle Act amendment Bill; second reading.
4. Solvent Debtors' Bill; to be further considered in Committee.

THURSDAY, AUGUST 24.

1. Postage Act Amendment Bill; second reading.
2. Standing Orders; to be further considered in Committee.

TUESDAY, AUGUST 29.

1. Sydney Auction Company Act continuation Bill; second reading.

NOTICES OF MOTION.

WEDNESDAY, AUGUST 23.

1. MR. WINDEYER: (1.) That a select Committee be appointed to consider of the means of staying the further evil consequences to be apprehended from the monetary confusion lately and still prevalent in the Colony.
2. MR. WINDEYER: (2.) That an Address be presented to His Excellency the Governor, praying that he would be pleased to order to be laid before this Council, an account of the number of Convicts assigned to private service in each Police District

District of the Colony, respectively; of the number of the same unassigned, with the locality of their employment; and of the number of Ticket of Leave holders;—distinguishing the sexes in each case.

3. MR. WINDEYER: (3.) That an humble Address be presented to Her Majesty the Queen, praying Her Majesty to be pleased to direct Her Ambassadors, Consuls, or other Ministers in the different States of North and South America, to collect such information as may be in their power, relative to the culture of wheat, with the cost of growing, transporting, and shipping the same in the said States; and that Her Majesty will cause the information so collected, to be laid before this Council.

THURSDAY, AUGUST 24.

1. DR. NICHOLSON: That it is highly expedient that a paid agent, of sufficient knowledge, ability, and influence, should be appointed on behalf of the Colony, to reside in London, for the following, amongst other purposes:—To advocate with Her Majesty's Ministers, the two Houses of Parliament, the Press, and the British public, the interests of the Colony; with a view more especially to secure a due attention to its claims on the part of the Home Government, and to demonstrate its eligibility as a field for the advantageous employment of the surplus population and capital of the United Kingdom.

FRIDAY, AUGUST 25.

1. MR. WENTWORTH: (1.) That he will ask leave of this House to bring in a Bill to regulate the Interest on money, and for other purposes therein mentioned.
2. MR. WENTWORTH: (2.) That he will move the second reading of the "Bill to give a preferable lien on wool, from season to season, and to make mortgages of sheep, cattle, and horses, valid, without delivery to the Mortgagee."

TUESDAY, AUGUST 29.

1. MR. THOMPSON: That he will move an Address to His Excellency the Governor, requesting that the following Papers may be laid on the Table of this House, viz:
 - (1.) Return of the Expense of every Mission to the Aborigines within the Colony, from their commencement;—distinguishing the amount for each year.
 - (2.) Copies of the annual Reports from each Mission, from their commencement.
 - (3.) Return of the Expenses of the Protectorate, since its first institution;—distinguishing the amount for each year.
 - (4.) Copies of all Reports from the Chief and Assistant Protectors.
 - (5.) Copies of all correspondence relative to the resignation of Mr. Assistant Protector Dredge.
 - (6.) Copies of all correspondence relative to the suspension of Mr. Assistant Protector Sievewright.
 - (7.) Copies of all correspondence relative to the dismissal of Mr. Assistant Protector Le Souef.
 - (8.) A List of all trials of Aborigines—with the results arrived at;—specifying those against whom initiatory steps have been taken and abandoned—with the reasons for such abandonment.
 - (9.) Copies of all such Reports and correspondence of Mr. La Trobe, on the subject of the Protectorate and Missions, as may be necessary to enlighten the Council on this important subject.
 - (10.) Copies of all instructions from the Home Government regarding the Protectorate; and of any communications from the Aborigines Protection Society of London.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

WEDNESDAY, 23 AUGUST, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair. A Message from the Governor, received and read; to be entered on the Minutes, and taken into consideration on Tuesday next; and the Papers therewith, relating to the defalcation of the late Sheriff, to be printed.

Message from His Excellency the Governor to the Legislative Council, on presenting to them the Draft of a Law for regulating the appointment and duties of Sheriff of New South Wales, together with Papers relating to the defalcation of Mr. Sheriff Macquoid.

GENTLEMEN,

As the Draft of a Law, which I now submit to your consideration, for regulating the Office of Sheriff of the Colony, has been prepared principally in consequence of the defalcation of the late Sheriff, Mr. Macquoid, I have thought it right also to lay before you, the whole of the correspondence and other public documents which bear upon that unfortunate occurrence.

The objects sought to be obtained by the Draft of the proposed Law are:—

- 1st., To cause the Sheriff to hold his Office during the pleasure of the Crown, instead of by annual appointment, as at present;
- 2ndly., To secure the Government against loss, in the event of his misbehaviour in Office; and,
- 3rdly., In some respects to lessen the risks and responsibilities to which the person holding the Office of Sheriff is now, by Law, exposed.

Sydney, August 23, 1843.

GEORGE GIPPS.

2. A second Message from the Governor, with the Estimates of Expenditure, and a Statement of Ways and Means, for the year 1844, received and read; to be printed, and taken into consideration on Wednesday next.
3. Mr. Windeyer, pursuant to Notice, moved, That a Select Committee be appointed to consider of the means of staying the further evil consequences to be apprehended, from the monetary confusion lately and still prevalent in the Colony; Adjourned till to-morrow, together with the other motions which stand in Mr. Windeyer's name on the Notices for to-day.
4. Second reading of the three Bills on the Orders for to-day, deferred until to-morrow.
5. Moved, That the Council do now go into Committee on the Solvent Debtors' Bill; Question put and passed. The Chairman of the Committee of the whole Council on the Solvent Debtors' Bill, having reported progress, and obtained leave to sit again on Friday next; Question put, That this Council do now adjourn; passed. Council adjourned at half-past Nine o'Clock, until to-morrow, at Three o'Clock.

ORDERS OF THE DAY.

THURSDAY, AUGUST 24.

1. Water Police Act amendment Bill; second reading.
2. Maintenance of Light-houses Bill; second reading.
3. Slaughtering of Cattle Act amendment Bill; second reading.
4. Postage Act Amendment Bill; second reading.
5. Standing Orders; to be further considered in Committee.

FRIDAY, AUGUST 25.

1. Solvent Debtors' Bill; to be further considered in Committee.

TUESDAY, AUGUST 29.

1. Sydney Auction Company Act continuation Bill; second reading.
2. Governor's Message, with Sheriff Bill; to be considered.

WEDNESDAY,

WEDNESDAY, AUGUST 30.

1. Governor's Message on Finance ; to be considered.

NOTICES OF MOTION.

THURSDAY, AUGUST 24.

1. MR. WINDEYER : (1.) That a select Committee be appointed to consider of the means of staying the further evil consequences to be apprehended from the monetary confusion lately and still prevalent in the Colony.
2. MR. WINDEYER : (2.) That an Address be presented to His Excellency the Governor, praying that he would be pleased to order to be laid before this Council, an account of the number of Convicts assigned to private service in each Police-District of the Colony, respectively ; of the number of the same unassigned, with the locality of their employment ; and of the number of Ticket of Leave holders ;—distinguishing the sexes in each case.
3. MR. WINDEYER : (3.) That an humble Address be presented to Her Majesty the Queen, praying Her Majesty to be pleased to direct Her Ambassadors, Consuls, or other Ministers in the different States of North and South America, to collect such information as may be in their power, relative to the culture of wheat, with the cost of growing, transporting, and shipping the same in the said States ; and that Her Majesty will cause the information so collected, to be laid before this Council.
4. DR. NICHOLSON : That it is highly expedient that a paid agent, of sufficient knowledge, ability, and influence, should be appointed on behalf of the Colony, to reside in London, for the following, amongst other purposes :—To advocate with Her Majesty's Ministers, the two Houses of Parliament, the Press, and the British public, the interests of the Colony ; with a view more especially to secure a due attention to its claims on the part of the Home Government, and to demonstrate its eligibility as a field for the advantageous employment of the surplus population and capital of the United Kingdom.

FRIDAY, AUGUST 25.

1. MR. WENTWORTH : (1.) That he will ask leave of this House to bring in a Bill to regulate the Interest on money, and for other purposes therein mentioned.
2. MR. WENTWORTH : (2.) That he will move the second reading of the " Bill to give a preferable lien on wool, from season to season, and to make mortgages of sheep, cattle, and horses, valid, without delivery to the Mortgagee."

TUESDAY, AUGUST 29.

1. MR. A. THOMSON : That he will move an Address to His Excellency the Governor, requesting that the following Papers may be laid on the Table of this House, viz :
 - (1.) Return of the Expense of every Mission to the Aborigines within the Colony, from their commencement ;—distinguishing the amount for each year.
 - (2.) Copies of the annual Reports from each Mission, from their commencement.
 - (3.) Return of the Expenses of the Protectorate, since its first institution ;—distinguishing the amount for each year.
 - (4.) Copies of all Reports from the Chief and Assistant Protectors.
 - (5.) Copies of all correspondence relative to the resignation of Mr. Assistant Protector Dredge.
 - (6.) Copies of all correspondence relative to the suspension of Mr. Assistant Protector Sievwright.
 - (7.) Copies of all correspondence relative to the dismissal of Mr. Assistant Protector Le Souef.
 - (8.) A List of all trials of Aborigines—with the results arrived at ;—specifying those against whom initiatory steps have been taken and abandoned—with the reasons for such abandonment.
 - (9.) Copies of all such Reports and correspondence of Mr. La Trobe, on the subject of the Protectorate and Missions, as may be necessary to enlighten the Council on this important subject.
 - (10.) Copies of all instructions from the Home Government regarding the Protectorate ; and of any communications from the Aborigines Protection Society of London.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

THURSDAY, 24 AUGUST, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Mr. Windeyer resumed his argument, in support of his motion recorded yesterday; Question put and passed; and Committee, to consist of the undermentioned Members, appointed, viz:—

THE COLONIAL TREASURER; THE AUDITOR GENERAL, MR. EBDEN, DR. LANG; DR. NICHOLSON,	| | | | |	MR. WENTWORTH, MR. MURRAY, MR. HAMILTON, MR. WINDEYER, MR. COGHILL.
--	---------------------	---

2. Mr. Windeyer having moved, pursuant to Notice, That an Address be presented to His Excellency the Governor, praying that he would be pleased to order to be laid before this Council, an account of the number of Convicts assigned to private service in each Police District of the Colony, respectively; of the number of the same unassigned, with the locality of their employment; and of the number of Ticket of Leave Holders; distinguishing the sexes in each case;—
Address brought up and adopted; to be presented by the Colonial Secretary, and the Colonial Treasurer.
3. Mr. Windeyer having, on the suggestion of the Colonial Secretary, moved, as an amendment on the third Motion which stands in his name on the Notices for to-day, That an address be presented to His Excellency the Governor, praying that he would be pleased to take the necessary steps to obtain from Her Majesty's Government at Home, such information as may be in its power, relative to the culture of wheat, with the cost of growing, transporting, and shipping the same in the different States of North and South America; and that His Excellency will cause the information so collected, to be laid before this Council;
Address brought up and adopted; to be presented by the Colonial Secretary, and the Colonial Treasurer.
4. Dr. Nicholson, pursuant to Notice, moved, That it is highly expedient that a paid agent, of sufficient knowledge, ability, and influence, should be appointed on behalf of the Colony, to reside in London, for the following, amongst other purposes:—To advocate with Her Majesty's Ministers, the two Houses of Parliament, the Press, and the British Public, the interests of the Colony; with a view more especially to secure a due attention to its claims on the part of the Home Government, and to demonstrate its eligibility as a field for the advantageous employment of the surplus population and capital of the United Kingdom.
Debate ensued, and Motion withdrawn.
Council adjourned at Seven o'Clock, for a quarter of an hour, but a sufficient number to form a Quorum not re-assembling, the Speaker took the Chair and adjourned the Council at half-past Seven o'Clock, until to-morrow at Three o'Clock.

ORDERS OF THE DAY.

FRIDAY, AUGUST 25.

1. Solvent Debtors' Bill; to be further considered in Committee.
2. Water Police Act amendment Bill; second reading.
3. Maintenance of Light-houses Bill; second reading.
4. Slaughtering of Cattle Act amendment Bill; second reading.
5. Postage Act Amendment Bill; second reading.
6. Standing Orders; to be further considered in Committee.

TUESDAY, AUGUST 29.

1. Sydney Auction Company Act continuation Bill; second reading.
2. Governor's Message, with Sheriff Bill; to be considered.

WEDNESDAY, AUGUST 30.

1. Governor's Message on Finance; to be considered.

NOTICES

NOTICES OF MOTION.

FRIDAY, AUGUST 25.

1. MR. WENTWORTH: (1.) That he will ask leave of this House to bring in a Bill to regulate the Interest on money, and for other purposes therein mentioned.
2. MR. WENTWORTH: (2.) That he will move the second reading of the "Bill to give a preferable lien on wool, from season to season, and to make mortgages of sheep, cattle, and horses, valid, without delivery to the Mortgagee."

TUESDAY, AUGUST 29.

1. MR. A. THOMSON: That he will move an Address to 'His Excellency the Governor, requesting that the following Papers may be laid on the Table of this House, viz:
 - (1.) Return of the Expense of every Mission to the Aborigines within the Colony, from their commencement;—distinguishing the amount for each year.
 - (2.) Copies of the annual Reports from each Mission, from their commencement.
 - (3.) Return of the Expenses of the Protectorate, since its first institution;—distinguishing the amount for each year.
 - (4.) Copies of all Reports from the Chief and Assistant Protectors.
 - (5.) Copies of all correspondence relative to the resignation of Mr. Assistant Protector Dredge.
 - (6.) Copies of all correspondence relative to the suspension of Mr. Assistant Protector Sievwright.
 - (7.) Copies of all correspondence relative to the dismissal of Mr. Assistant Protector Le Souef.
 - (8.) A List of all trials of Aborigines—with the results arrived at;—specifying those against whom initiatory steps have been taken and abandoned—with the reasons for such abandonment.
 - (9.) Copies of all such Reports and correspondence of Mr. La Trobe, on the subject of the Protectorate and Missions, as may be necessary to enlighten the Council on this important subject.
 - (10.) Copies of all instructions from the Home Government regarding the Protectorate; and of any communications from the Aborigines Protection Society of London.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

FRIDAY, 25 AUGUST, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair. Mr. Wentworth, pursuant to notice, presented a Bill, intituled, "*A Bill to regulate the Interest on Money, and for other purposes therein mentioned;*" Bill read a first time; ordered to be printed, and read a second time on Friday, September 8.
2. Mr. Wentworth's motion, for the second reading of the Lien on wool and live stock Bill, deferred until Wednesday next.
3. The Council went into Committee on the Solvent Debtors' Bill; At half-past Eight o'Clock, there not being a quorum of Members present, the Speaker took the Chair, and adjourned the Council until Tuesday next, at Three o'Clock.

ORDERS OF THE DAY.

TUESDAY, AUGUST 29.

1. Sydney Auction Company Act continuation Bill; second reading.
2. Governor's Message, with Sheriff Bill; to be considered.
3. Water Police Act amendment Bill; second reading.
4. Maintenance of Light-houses Bill; second reading.
5. Slaughtering of Cattle Act amendment Bill; second reading.
6. Postage Act Amendment Bill; second reading.
7. Standing Orders; to be further considered in Committee.

WEDNESDAY, AUGUST 30.

1. Governor's Message on Finance; to be considered.

FRIDAY, SEPTEMBER 8.

1. Interest Bill; second reading.

NOTICES OF MOTION.

TUESDAY, AUGUST 29.

1. MR. A. THOMSON will move an Address to His Excellency the Governor, requesting that the following Papers may be laid on the Table of this House, viz:
 - (1.) Return of the Expense of every Mission to the Aborigines within the Colony, from their commencement;—distinguishing the amount for each year.
 - (2.) Copies of the annual Reports from each Mission, from their commencement.
 - (3.) Return of the Expenses of the Protectorate, since its first institution;—distinguishing the amount for each year.
 - (4.) Copies of all Reports from the Chief and Assistant Protectors.
 - (5.) Copies of all correspondence relative to the resignation of Mr. Assistant Protector Dredge.
 - (6.) Copies of all correspondence relative to the suspension of Mr. Assistant Protector Sievwright.
 - (7.) Copies of all correspondence relative to the dismissal of Mr. Assistant Protector Le Souef.
 - (8.) A List of all trials of Aborigines—with the results arrived at;—specifying those against whom initiatory steps have been taken and abandoned—with the reasons for such abandonment.
 - (9.) Copies of all such Reports and correspondence of Mr. La Trobe, on the subject of the Protectorate and Missions, as may be necessary to enlighten the Council on this important subject.
 - (10.) Copies of all instructions from the Home Government regarding the Protectorate; and of any communications from the Aborigines Protection Society of London.

WEDNESDAY,

WEDNESDAY, AUGUST 30.

1. **MR. WALKER** will move, that a Select Committee be appointed to examine the Estimates of Expenditure, and Statement of Ways and Means, for the year 1844, recently submitted to the Council by His Excellency the Governor; with the view of suggesting those reductions in the expenses of carrying on the Government, rendered necessary by the altered financial and social condition of the Colony; and to report to the Council thereon.
2. **MR. WENTWORTH** will move the second reading of the "Bill to give a preferable lien on wool, from season to season, and to make mortgages of sheep, cattle, and horses, valid, without delivery to the Mortgagee."

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

TUESDAY, 29 AUGUST, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Mr. Cowper presented a Petition from certain Magistrates, Landholders, and Holders of Property in the District of Penrith, praying the Council to make such provision respecting the constitution and powers of the District Councils, established under the Act of Parliament, 5 and 6 Victoria, cap. 76, as the present state of the Colony may appear to require; Petition read and received.
2. Mr. A. Thomson, as an amendment upon the motion of which he had given notice, moved, That an Address be presented to His Excellency the Governor, requesting that His Excellency will cause the following Papers to be laid on the Table of this Council, viz:—
 - (1.) Return of the Expense of every Mission to the Aborigines, chargeable on the Government, within the Colony, from their commencement;—distinguishing the amount for each year.
 - (2.) Return of the Expenses of the Protectorate, since its first institution;—distinguishing the amount for each year.
 - (3.) A List of all trials of Aborigines—with the results arrived at;—specifying those against whom initiatory steps have been taken and abandoned.
 - (4.) Copy of the Despatch containing the reasons for the resignation of Mr. Assistant Protector Dredge.
 - (5.) Copy of Mr. La Trobe's Despatch relative to the suspension of Mr. Assistant Protector Sievwright.
 - (6.) Copy of Mr. La Trobe's Despatch relative to the dismissal of Mr. Assistant Protector Le Souef.
 - (7.) Copies of the following correspondence of Mr. La Trobe, on the subject of the Protectorate, viz:—January 15, 1840, No. 66; March 4, 1843, No. 305; February 1, No. 156; March 10, 1843, No. —; with the enclosed Reports of the Assistant Protectors, July 6, 1843, No. 5174.
 - (8.) Copy of instructions from the Home Government regarding the Protectorate. Address brought up and adopted; to be presented by the Colonial Secretary and the Colonial Treasurer.
3. The Council went into Committee on the Solvent Debtors' Bill.
The Chairman of the Committee on the Solvent Debtors' Bill, reported progress, and obtained leave to sit again on Friday next.
4. Mr. Therry moved the second reading of the Bill to continue the operation of the Australian Auction Company Act.
Debate ensued;
Moved, as an amendment, That the Bill be treated as a Private Bill, and referred to a Select Committee; negatived;
Question, on the original motion, put and passed; and Bill read a second time.
Moved, That the Council do go into Committee on this Bill to-morrow; passed.
5. The following Orders of the Day, deferred until to-morrow, viz:—
 - (1.) Governor's Message, with Sheriff Bill; consideration of.
 - (2.) Water Police Act amendment Bill; second reading.
 - (3.) Maintenance of Light-houses Bill; second reading.
 - (4.) Slaughtering of Cattle Act amendment Bill; second reading.
 - (5.) Postage Act amendment Bill; second reading.
6. The Council went into Committee on the proposed Standing Orders.
The Chairman of the Committee on the proposed Standing Orders reported progress, and obtained leave to sit again on Friday next.
Council adjourned at Ten o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, AUGUST 30.

NOTICES OF MOTION :—

1. MR. WALKER to move, that a Select Committee be appointed to examine the Estimates of Expenditure, and Statement of Ways and Means, for the year 1844, recently submitted to the Council by His Excellency the Governor; with the view of suggesting those reductions in the expenses of carrying on the Government, rendered necessary by the altered financial and social condition of the Colony; and to report to the Council thereon.
2. MR. WENTWORTH to move the second reading of the "Bill to give a preferable lien on wool, from season to season, and to make mortgages of sheep, cattle, and horses, valid, without delivery to the Mortgagee."
3. MR. TERRY to move a Resolution embodying the specific grounds on which this Council have consented to entertain, as a Public Bill, the Bill for extending the term of the operation of the Australian Auction Company Act.

ORDERS OF THE DAY :—

1. Governor's Message, with Sheriff Bill; to be considered.
2. Water Police Act amendment Bill; second reading.
3. Maintenance of Light-houses Bill; second reading.
4. Slaughtering of Cattle Act amendment Bill; second reading.
5. Postage Act amendment Bill; second reading.
6. Governor's Message on Finance; to be considered.
7. Australian Auction Company Act continuation Bill; to be considered in Committee.

FRIDAY, SEPTEMBER 1.

ORDERS OF THE DAY :—

1. Solvent Debtors' Bill; to be further considered in Committee.
2. Proposed Standing Orders; to be further considered in Committee.

FRIDAY, SEPTEMBER 8.

ORDER OF THE DAY :—

1. Interest Bill; second reading.

ALEX. Mc LEAY,
Speaker.

45

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

WEDNESDAY, 30 AUGUST, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair. Mr. Walker's motion for the appointment of a Select Committee on the Estimates of Expenditure for the year 1844, deferred until the Governor's Message, transmitting them, shall have been taken into consideration by the Council.
2. Lien on Wool and Live Stock Bill; to be read a second time, after the Orders of the Day shall have been disposed of.
3. A Message from the Governor, with the Draft of a Bill to amend the Laws relating to Savings' Banks, received and read; to be entered on the minutes, and the papers therewith to be printed.
Message to be considered on Wednesday next.

Message from His Excellency the Governor to the Legislative Council, on presenting to them the Draft of an Act to amend the Laws relating to Savings' Banks in the Colony.

GENTLEMEN,

In the Address with which I opened the present Session of the Council, I announced to you my intention to bring before you a measure intended to place the credit of the Savings' Banks of the Colony beyond the reach of doubt. I now submit to you the Draft of an Act which has been prepared for this purpose.

Some clauses are also introduced into the Draft, intended to carry into effect certain amendments in the law respecting Savings' Banks, which have been suggested by the Secretary of State.

In respect to these clauses, I also transmit copies of certain papers which appear to me necessary for your information.

Sydney, August 30, 1843.

GEORGE GIPPS.

4. A Message from the Governor, with the Draft of a General-Registry Bill, received and read; to be entered on the minutes, and the papers therewith to be printed.
Message to be considered on Wednesday next.

Message from His Excellency the Governor to the Legislative Council, on presenting to them the Draft of a Law to establish a General Registry in Sydney.

GENTLEMEN,

The object proposed to be effected by the Draft of a Law, now submitted for your consideration, is to establish a General-Registry Office in Sydney, separate from the Registry of the Supreme Court. It proceeds on the principle of placing under the control and responsibility of the Executive Government, whatever relates to the general interests of the Colony; leaving, however, to the Judges of the Supreme Court, the management of everything relating to the administration of justice.

The measure is one of easy execution, and will be attended with no expense.

With the Draft of the proposed Act, I transmit copies of a correspondence which has taken place on the subject of it, as well as on the establishment in general of the Supreme Court of the Colony. In this correspondence I would particularly ask the attention of the Council to the Despatch from Lord Stanley, dated the 15th December last, which appears to me to contain observations of the highest importance to the interests of the Colony.

Though the main object of the proposed Act may be said to be only of a formal nature, advantage has been taken of the occasion of introducing it, to propose some amendments in the Law respecting Registration, which can only be gathered from the details of the measure.

In some instances also, it is proposed to increase the fees payable in the Registrar's Office, on the principle brought forward in my Despatch to Lord Stanley of the 16th January, 1842, that in a country where there are no Stamp duties, the fees on the registration of such instruments as conveyances of land, or mortgages, may reasonably be fixed high enough to be made, in some small degree, a source of revenue.

Sydney, August 30, 1843.

GEORGE GIPPS.

5. Interest Bill; second reading deferred until Friday, the 15th September, on the motion of Mr. Wentworth.
6. Mr. Therry's motion for a Resolution, embodying the specific grounds on which the Council consented to entertain, as a Public Bill, the Australian Auction Company Act continuation Bill, deferred until the Bill shall have passed.
7. Governor's Message; with Sheriff Bill, considered; and Bill, intitled, "A Bill for regulating the Appointment and the Duties of Sheriff in New South Wales;" read a first time; to be printed, and read a second time on Tuesday next.
8. Water Police Act amendment Bill; second reading deferred until Wednesday next.

9. Mr. Elwin appointed Chairman of Committees for the day. Maintenance of Light-houses Bill, having been read a second time, the Council went into Committee thereon. The Chairman reported progress, and obtained leave to sit again on Tuesday next.
10. Slaughtering of Cattle Act amendment Bill, having been read a second time, the Council went into Committee thereon. The Chairman reported the Bill as having passed the Committee, without amendment; Bill ordered to be engrossed.
11. Postage Act amendment Bill, having been read a second time, the Council went into Committee thereon. The Chairman reported progress, and obtained leave to sit again on Friday next.
12. Governor's Message on Finance; consideration of, deferred until to-morrow.
13. The Council went into Committee on the Australian Auction Company Act continuation Bill. The Chairman reported the Bill as having passed the Committee, after undergoing some amendments; Bill ordered to be engrossed.
14. Lien on Wool and Live Stock Bill; second reading deferred until to-morrow.
15. Australian Auction Company Act continuation Bill; to be read a third time to-morrow. Council adjourned at Nine o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, AUGUST 31.

NOTICES OF MOTION:—

1. MR. WALKER to move, (after consideration of the Governor's Message on Finance) that a Select Committee be appointed to examine the Estimates of Expenditure, and Statement of Ways and Means, for the year 1844, recently submitted to the Council by His Excellency the Governor; with the view of suggesting those reductions in the expenses of carrying on the Government, rendered necessary by the altered financial and social condition of the Colony; and to report to the Council thereon.
2. MR. TERRY to move, (after the Bill shall have passed,) a Resolution embodying the specific grounds on which this Council have consented to entertain, as a public Bill, the Bill for extending the term of the operation of the Australian Auction Company Act.

ORDERS OF THE DAY:—

1. Governor's Message on Finance; to be considered.
2. Lien on Wool and Live Stock Bill; second reading.
3. Australian Auction Company Act continuation Bill; third reading.

FRIDAY, SEPTEMBER 1.

1. Solvent Debtors' Bill; to be further considered in Committee.
2. Proposed Standing Orders; to be further considered in Committee.
3. Postage Act amendment Bill; to be further considered in Committee.

TUESDAY, SEPTEMBER 5.

1. Sheriff Bill; second reading.
2. Maintenance of Light-houses Bill; to be further considered in Committee.

WEDNESDAY, SEPTEMBER 6.

1. Governor's Message with Savings' Bank Laws amendment Bill; to be considered.
2. Governor's Message with Registry Bill; to be considered.
3. Water Police Act amendment Bill; second reading.

FRIDAY, SEPTEMBER 15.

1. Interest Bill; second reading.

TUESDAY, SEPTEMBER 19.

NOTICE OF MOTION:—

1. MR. WENTWORTH to move for a Select Committee to enquire into the circumstances attending the riots at the election for the City of Sydney; whether the same were attributable to any neglect of the stipendiary Magistrates of the City, or any of them; whether they were accidental, or the result of any previous design or organization; and whether the necessary steps were adopted to bring to punishment the authors of those riots, and particularly the perpetrators of the homicide or murder committed on that occasion.

ALEX. Mc LEAY,

Speaker.

47.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

THURSDAY, 31 AUGUST, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Mr. Walker, pursuant to notice, moved, That a Select Committee be appointed to examine the Estimates of Expenditure, and Statement of Ways and Means, for the year 1844, recently submitted to the Council, by His Excellency the Governor; with the view of suggesting those reductions in the expenses of carrying on the Government, rendered necessary by the altered Financial and social condition of the Colony; and to report to the Council thereon;
Debate ensued; Question put; Council divided, Ayes 14, Noes 18.
2. Governor's Message on Finance; considered.
3. Australian Auction Company Act continuation Bill; read a third time, and *passed*; to be carried to His Excellency the Governor for assent, by a Deputation consisting of the Speaker, the Colonial Secretary, and Mr. Therry.
The following Resolution adopted on the motion of Mr. Therry:—
Resolved, That this Council has been induced to sanction a continuance of the Act to facilitate proceedings by and against the proprietors of the Australian Auction Company, on account of the long prevailing monetary depression that has hitherto presented an obstacle to the recovery of debts, which would have been attended with great hardship and waste of property, if the payment of such debts were enforced by process of law.
4. Lien on Wool and Live Stock Bill, having been read a second time, the Council went into Committee thereon; Mr. Elwin in the Chair.
The Chairman reported the Bill, as having passed the Committee, after having undergone several amendments.
Bill ordered to be engrossed, and read a third time on Tuesday next.
Council adjourned at Nine o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, SEPTEMBER 1.

NOTICE OF MOTION:—

1. MR. WINDEYER to move, That an Address be presented to His Excellency the Governor, praying that he will be pleased to take such steps as may, in his judgment, be best calculated to obtain from the Government in Van Diemen's Land, a reduction of the duty, levied in that Colony, on Tobacco imported into it from New South Wales.

ORDERS OF THE DAY:—

1. Solvent Debtors' Bill; to be further considered in Committee.
2. Proposed Standing Orders; to be further considered in Committee.
3. Postage Act amendment Bill; to be further considered in Committee.

TUESDAY, SEPTEMBER 5.

NOTICE OF MOTION:—

1. THE COLONIAL SECRETARY to move, That the Council do resolve itself into Committee on the Estimates of Expenditure for 1844; and that Mr Elwin be the Chairman.

ORDERS OF THE DAY:—

1. Sheriff Bill; second reading.
2. Maintenance of Light-houses Bill; to be further considered in Committee.
3. Lien on Wool and Live Stock Bill; third reading.

WEDNESDAY, SEPTEMBER 6.

1. Governor's Message with Savings' Bank Laws amendment Bill; to be considered.
2. Governor's Message with Registry Bill; to be considered.
3. Water Police Act amendment Bill; second reading.

FRIDAY, SEPTEMBER 15.

1. Interest Bill; second reading.

TUESDAY,

TUESDAY, SEPTEMBER 19.

NOTICES OF MOTION :—

1. MR. WENTWORTH to move for a Select Committee to enquire into the circumstances attending the riots at the election for the City of Sydney; whether the same were attributable to any neglect of the stipendiary Magistrates of the City, or any of them; whether they were accidental, or the result of any previous design or organization; and whether the necessary steps were adopted to bring to punishment the authors of those riots, and particularly the perpetrators of the homicide or murder committed on that occasion.

THURSDAY, SEPTEMBER, 21.

1. DR. LANG to move the following Resolutions :—
 - (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76.) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
 - (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under-leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
 - (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.
 - (4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere, is not adequately represented in this Council, and that it ought, therefore, to return two additional Members to this House.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

FRIDAY, 1 SEPTEMBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Mr. Windeyer, pursuant to notice, moved, That an Address be presented to His Excellency the Governor, praying that he will be pleased to take such steps as may, in his judgment, be best calculated to obtain from the Government in Van Diemen's Land, a reduction of the duty, levied in that Colony, on Tobacco imported into it from New South Wales—the same being the produce of that Colony.
Address brought up and adopted; to be presented by the Colonial Secretary and Colonial Treasurer.
2. Estimates of Expenditure for the year 1844; consideration of, deferred until Tuesday, September 12, on the motion of the Colonial Secretary.
3. The Council went into Committee on the Solvent Debtors' Bill; Mr. Elwin in the Chair. The Chairman reported the Bill, as having passed the Committee, after having undergone numerous amendments; Bill ordered to be printed as so amended.
4. The Council went into Committee on the Proposed Standing Orders; Mr. Elwin in the Chair.
The Chairman reported progress, and obtained leave to sit again; the Proposed Standing Orders ordered to be printed.
5. The Council went into Committee on the Postage Act amendment Bill; Mr. Elwin in the Chair.
The Chairman reported progress, and obtained leave to sit again on Wednesday next. Council adjourned at Nine o'Clock, until Tuesday next, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, SEPTEMBER 5.

ORDERS OF THE DAY:—

1. Sheriff Bill; second reading.
2. Maintenance of Light-houses Bill; to be further considered in Committee.
3. Lien on Wool and Live Stock Bill; third reading.

WEDNESDAY, SEPTEMBER 6.

1. Governor's Message with Savings' Bank Laws amendment Bill; to be considered.
2. Governor's Message with Registry Bill; to be considered.
3. Water Police Act amendment Bill; second reading.
4. Postage Act amendment Bill; to be further considered in Committee.

TUESDAY, SEPTEMBER 12.

NOTICE OF MOTION:—

1. THE COLONIAL SECRETARY to move, That the Council do resolve itself into Committee on the Estimates of Expenditure for 1844; and that Mr Elwin, be the Chairman.

FRIDAY, SEPTEMBER 15.

ORDER OF THE DAY:—

1. Interest Bill; second reading.

TUESDAY,

TUESDAY, SEPTEMBER 19.

NOTICES OF MOTION:—

1. MR. WENTWORTH to move for a Select Committee to enquire into the circumstances attending the riots at the election for the City of Sydney; whether the same were attributable to any neglect of the stipendiary Magistrates of the City, or any of them; whether they were accidental, or the result of any previous design or organization; and whether the necessary steps were adopted to bring to punishment the authors of those riots, and particularly the perpetrators of the homicide or murder committed on that occasion.

THURSDAY, SEPTEMBER, 21.

1. DR. LANG to move the following Resolutions:—
 - (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
 - (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
 - (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.
 - (4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return two additional Members to this House.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

TUESDAY, 5 SEPTEMBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair. Mr. Windeyer presented a Petition from James Norton, as the Chairman, and George Rogers, as the Honorary Secretary, of the Law Society of New South Wales, praying that the second reading of the Sheriff Bill may be deferred, to allow Petitioners to submit, in detail, their objections thereto; Petition read at length, and received.
2. Mr. Lord presented a Petition from certain Residents in the District of Bathurst and Carcoar, praying the suspension, until a more healthy state of affairs be restored, of the operation of the Act of Parliament, 5 and 6 Victoria, cap. 76, in so far as the same relates to the establishment of District Councils; Petition read at length, and received.
3. The Colonial Secretary moved the following congratulatory Addresses to Her Majesty and Prince Albert, on the birth of a Princess:—

MAY IT PLEASE YOUR MAJESTY:—

We, Your Majesty's dutiful and loyal subjects, the Members of the Legislative Council of New South Wales, in Council assembled, desire to approach Your Royal presence with the unanimous expression of our heartfelt congratulations to Your Majesty, on the auspicious occasion of the birth of another Princess.

By this happy event, the nation receives the further gratifying assurance, that the succession to the Throne will be secured in the line of Your Majesty's illustrious House. We gratefully acknowledge the Divine Providence which has watched over Your Majesty's safety; and we earnestly pray, that Your Majesty, under a continuance of the same Divine blessing and protection, may be long spared to reign over a loyal and united people.

MAY IT PLEASE YOUR ROYAL HIGHNESS:—

We, Her Majesty's dutiful and loyal subjects, the Members of the Legislative Council of New South Wales, in Council assembled, having received the gratifying intelligence of the birth of another Princess, desire to offer to Your Royal Highness our sincere and most respectful congratulations on that auspicious event. We fervently pray, that the Royal Infant may prosper, and that Her most gracious Majesty, and Your Royal Highness, may be long preserved to the nation.

Addresses adopted; to be taken to the Governor by a Deputation, consisting of the Speaker, the Colonial Secretary, the Colonial Treasurer, and the Attorney General, 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 and Prince Albert.

4. Sheriff Bill; second reading deferred until Tuesday, the 26th instant, on motion of the Attorney General.
 5. Maintenance of Light-houses Bill; further consideration in Committee, deferred until Thursday, the 14th instant, on motion of the Colonial Secretary.
 6. Lien on Wool and Live Stock Bill; recommitted.
The Chairman reported the Bill, with amendments; Bill ordered to be engrossed.
 7. Slaughtering of Cattle Act amendment Bill, brought up as engrossed, and certified by the Chairman to be in accordance with the Bill as reported by the Committee; Bill to be read a third time on Thursday next.
- Council adjourned at half-past Six o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, SEPTEMBER 6.

NOTICES OF MOTION :—

1. MR. ELWIN (1.) to move, when the Governor's Message with the Savings' Bank Laws amendment Bill shall be taken into consideration, That the Message and Bill be referred to a Select Committee.
MR. ELWIN (2.) to move, when the Governor's Message with the Registry Bill shall be taken into consideration, That the Message and Bill be referred to a Select Committee.
MR. ELWIN (3.) to move, That the Standing Orders be recommitted, with the view to the omission of Chapter XIV.
2. DR. LANG to move, That the Papers laid on the Table with a Message from the Governor on Tuesday, the 22nd ultimo, in return to an Address of this Council, adopted on the 17th ultimo, be printed.
3. THE COLONIAL SECRETARY to move, That it be an instruction to the Committee on Immigration, to take into their immediate consideration the number of laborers and artisans now out of employment in Sydney, and to suggest to the Council such measures as the circumstances may, upon enquiry, seem to require.

ORDERS OF THE DAY :—

1. Governor's Message with Savings' Bank Laws amendment Bill ; to be considered.
2. Governor's Message with Registry Bill ; to be considered.
3. Water Police Act amendment Bill ; second reading.
4. Postage Act amendment Bill ; to be further considered in Committee.

THURSDAY, SEPTEMBER 7.

NOTICES OF MOTION :—

1. MR. WENTWORTH to move, That an Address be presented to His Excellency the Governor, requesting that he will order a Return to be presented to this House, of all Equities of Redemption sold under the Act or ordinance enabling the Sheriff of New South Wales to sell the same, under writs of *feri facias* ; and of the amounts for which the same have been respectively sold ; together with the names of the plaintiffs and defendants ; and of the real purchaser, in each case, as far as the same can be ascertained.
2. MR. WINDEYER to move, That an Address be presented to His Excellency the Governor, praying that he will be pleased to lay before this Council, a Return of the number of distresses levied for Quit Rents—the sums levied for—the sums realized—and the amount and description of property sold—in the course of the last twelve months.

ORDER OF THE DAY :—

1. Slaughtering of Cattle Act amendment Bill ; third reading.

FRIDAY, SEPTEMBER 8.

NOTICES OF MOTION :—

1. MR. PANTON to move, That an Address be presented to His Excellency the Governor, praying that he will be pleased to order the following Returns to be laid on the Table of this House—:
 - (1.) A Return of the quantities of wheat and flour imported from Van Diemen's Land during the last seven years ; distinguishing the importation for each year.
 - (2.) A Return of the quantities of wheat and flour imported from North and South America during the last seven years ; distinguishing the importation for each year.
 - (3.) A Return of the amount of *ad valorem* duties received on the importation of wheat and flour during the last seven years ; distinguishing the amount for each year.
 - (4.) A Return of the amount of Imports—exclusive of wheat and flour—the produce of Van Diemen's Land, during the last seven years ; distinguishing the importation for each year.
 - (5.) A Return of the Exports of Colonial produce to Van Diemen's Land during the last seven years ; distinguishing the amount for each year.
 - (6.) A Return of the Imports from North and South America—exclusive of wheat and flour—during the last seven years ; distinguishing the Imports for each year.
 - (7.) A Return of the Exports of Colonial produce to North and South America, during the last seven years ; distinguishing the amount for each year.
2. MR. WENTWORTH to move, That the names of the Members of this House be called over on Friday, the 15th instant, on the occasion of his motion for the second reading of the " Bill to regulate the rate of interest on money, and for other purposes therein mentioned."

TUESDAY, SEPTEMBER 12.

1. THE COLONIAL SECRETARY to move, That the Council do resolve itself into Committee on the Estimates of Expenditure for 1844 ; and that Mr Elwin be the Chairman.

THURSDAY,

THURSDAY, SEPTEMBER 14.

ORDERS OF THE DAY:—

1. Maintenance of Light-houses Bill; to be further considered in Committee.

FRIDAY, SEPTEMBER 15.

1. Intercal Bill; second reading.

TUESDAY, SEPTEMBER 19.

NOTICES OF MOTION:—

1. MR. WENTWORTH to move for a Select Committee to enquire into the circumstances attending the riots at the election for the City of Sydney; whether the same were attributable to any neglect of the stipendiary Magistrates of the City, or any of them; whether they were accidental, or the result of any previous design or organization; and whether the necessary steps were adopted to bring to punishment the authors of those riots, and particularly the perpetrators of the homicide or murder committed on that occasion.

THURSDAY, SEPTEMBER, 21.

1. DR. LANG to move the following Resolutions:—

(1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76.) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.

(2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.

(3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.

(4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return two additional Members to this House.

TUESDAY, SEPTEMBER 26.

ORDER OF THE DAY:—

1. Sheriff Bill; second reading.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

WEDNESDAY, 6 SEPTEMBER, 1843.

- 1. Council met pursuant to adjournment ; The Speaker took the Chair. Solvent Debtor's Bill ; to be recommitted, on Friday next, on the motion of Mr. Wentworth.
2. The Colonial Treasurer, moved, pursuant to notice by the Colonial Secretary, That it be an instruction to the Committee on Immigration, to take into their immediate consideration the number of laborers and artizans now out of employment in Sydney, and to suggest to the Council such measures as the circumstances may, upon enquiry, seem to require. Question put, and passed.
3. The following Orders of the Day, deferred until Friday next :— (1.) Governor's Message with Savings' Bank Laws amendment Bill ; to be considered, (2.) Governor's Message with Registry Bill ; to be considered.
4. Mr. Elwin's motions for a Select Committee on the Savings' Bank and Registry Bills, and for the recommitment of the Standing Orders ; deferred until Friday next.
5. Dr. Lang, pursuant to notice, moved, That the Papers laid on the Table with a Message from the Governor, on Tuesday, the 22nd ultimo, in return to an Address of this Council, adopted on the 17th ultimo, be printed. Question put, and passed ; and Papers ordered to be printed.
6. Water Police Act amendment Bill ; second reading deferred until Friday, September 15.
7. Postage Act amendment Bill ; further consideration in Committee, deferred until Friday next.
8. Mr. Wentworth's motion for an Address to the Governor, for a Return of all Equities of Redemption sold by the Sheriff, under Writs of fieri facias, deferred until Friday next.
9. Mr. Windeyer's motion for an Address to the Governor, for a Return of the number of distresses levied for Quit Rents in the last twelve months, deferred until Friday next.
10. Slaughtering of Cattle Act amendment Bill ; third reading, deferred until Friday next. Council adjourned at half-past Four o'Clock, until Friday next, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, SEPTEMBER 8.

NOTICES OF MOTION :—

- 1. MR. PANTON to move, That an Address be presented to His Excellency the Governor, praying that he will be pleased to order the following Returns to be laid on the Table of this House—: (1.) A Return of the quantities of wheat and flour imported from Van Diemen's Land during the last seven years ; distinguishing the importation for each year. (2.) A Return of the quantities of wheat and flour imported from North and South America during the last seven years ; distinguishing the importation for each year. (3.) A Return of the amount of ad valorem duties received on the importation of wheat and flour during the last seven years ; distinguishing the amount for each year. (4.) A Return of the amount of Imports—exclusive of wheat and flour—the produce of Van Diemen's Land, during the last seven years ; distinguishing the importation for each year. (5.) A Return of the Exports of Colonial produce to Van Diemen's Land during the last seven years ; distinguishing the amount for each year. (6.) A Return of the Imports from North and South America—exclusive of wheat and flour—during the last seven years ; distinguishing the Imports for each year. (7.) A Return of the Exports of Colonial produce to North and South America, during the last seven years ; distinguishing the amount for each year.
2. MR. WENTWORTH (1.) to move, That the names of the Members of this House be called over on Friday, the 15th instant, on the occasion of his motion for the second reading of the " Bill to regulate the rate of interest on money, and for other purposes therein mentioned." MR. WENTWORTH (2.) to move, That an Address be presented to His Excellency the Governor, requesting that he will order a Return to be presented to this House, of all Equities of Redemption sold under the Act or ordinance enabling the Sheriff of New South Wales to sell the same, under writs of fieri facias ; and of the amounts for which the same have been respectively sold ; together with the names of the plaintiffs and defendants ; and of the real purchaser, in each case, as far as the same can be ascertained.
3. MR. WINDEYER to move, That an Address be presented to His Excellency the Governor, praying that he will be pleased to lay before this Council, a Return of the number of distresses levied for Quit Rents—the sums levied for—the sums realized—and the amount and description of property sold—in the course of the last twelve months.

4. MR. ELWIN (1.) to move, when the Governor's Message with the Savings' Bank Laws amendment Bill shall be taken into consideration, That the Message and Bill be referred to a Select Committee.

MR. ELWIN (2.) to move, when the Governor's Message with the Registry Bill shall be taken into consideration, That the Message and Bill be referred to a Select Committee.

MR. ELWIN (3.) to move, That the Standing Orders be recommitted, with the view to the omission of Chapter XIV.

ORDERS OF THE DAY:—

1. Governor's Message with Savings' Bank Laws amendment Bill ; to be considered.
2. Governor's Message with Registry Bill ; to be considered.
3. Postage Act amendment Bill ; to be further considered in Committee.
4. Slaughtering of Cattle Act amendment Bill ; third reading.
5. Solvent Debtors' Bill ; recommitted.

TUESDAY, SEPTEMBER 12.

NOTICE OF MOTION:—

1. THE COLONIAL SECRETARY to move, That the Council do resolve itself into Committee on the Estimates of Expenditure for 1844 ; and that Mr Elwin be the Chairman.

THURSDAY, SEPTEMBER 14.

ORDERS OF THE DAY:—

1. Maintenance of Light-houses Bill ; to be further considered in Committee.

FRIDAY, SEPTEMBER 15.

1. Interest Bill ; second reading.
2. Water Police Act amendment Bill ; second reading.

TUESDAY, SEPTEMBER 19.

NOTICES OF MOTION:—

1. MR. WENTWORTH to move for a Select Committee to enquire into the circumstances attending the riots at the election for the City of Sydney ; whether the same were attributable to any neglect of the stipendiary Magistrates of the City, or any of them ; whether they were accidental, or the result of any previous design or organization ; and whether the necessary steps were adopted to bring to punishment the authors of those riots, and particularly the perpetrators of the homicide or murder committed on that occasion.

THURSDAY, SEPTEMBER, 21.

1. DR. LANG to move the following Resolutions:—

(1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.

(2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent ; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.

(3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory ; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.

(4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return two additional Members to this House.

TUESDAY, SEPTEMBER 26.

ORDER OF THE DAY:—

1. Sheriff Bill ; second reading.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

FRIDAY, 8 SEPTEMBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair. Mr. Condell obtained leave of absence for six weeks from this day.
2. Mr. Panton, pursuant to Notice, moved, That an Address be presented to His Excellency the Governor, praying that he will be pleased to order the following Returns to be laid on the Table of this House:—
 - (1.) A Return of the quantities of wheat and flour imported from Van Diemen's Land during the last seven years; distinguishing the importation for each year.
 - (2.) A Return of the quantities of wheat and flour imported from North and South America during the last seven years; distinguishing the importation for each year.
 - (3.) A Return of the amount of *ad valorem* duties received on the importation of wheat and flour during the last seven years; distinguishing the amount for each year.
 - (4.) A Return of the amount of Imports—exclusive of wheat and flour—the produce of Van Diemen's Land, during the last seven years; distinguishing the importation for each year.
 - (5.) A Return of the Exports of Colonial produce to Van Diemen's Land during the last seven years; distinguishing the amount for each year.
 - (6.) A Return of the Imports from North and South America—exclusive of wheat and flour—during the last seven years; distinguishing the Imports for each year.
 - (7.) A Return of the Exports of Colonial produce to North and South America during the last seven years; distinguishing the amount for each year.
 Address brought up and adopted; to be presented by the Colonial Treasurer and the Attorney General.
3. Mr. Wentworth, pursuant to Notice, moved, That the names of the Members of this House be called over on Friday, the 15th instant, on the occasion of his motion for the second reading of the "Bill to regulate the rate of interest on money, and for other purposes therein mentioned." Question put and passed.
4. Mr. Wentworth, pursuant to Notice, moved, That an Address be presented to His Excellency the Governor, requesting that he will order a Return to be presented to this House, of all Equities of Redemption sold under the Act or ordinance enabling the Sheriff of New South Wales to sell the same, under writs of *feri facias*; and of the amounts for which the same have been respectively sold; together with the names of the plaintiffs and defendants; and of the real purchaser, in each case, as far as the same can be ascertained. Address brought up and adopted; to be presented by the Colonial Secretary and the Colonial Treasurer.
5. Mr. Windeyer, pursuant to Notice, moved, That an Address be presented to His Excellency the Governor, praying that he will be pleased to lay before this Council, a Return of the number of distresses levied for Quit Rents—the sums levied for—the sums realized—and the amount and description of property sold—in the course of the last twelve months. Address brought up and adopted; to be presented by the Colonial Secretary and the Colonial Treasurer.
6. Governor's Message, with the Savings' Bank Laws amendment Bill, considered; and Bill, intituled, "*A Bill to amend the Laws relating to the Savings' Bank of New South Wales and Port Phillip, respectively,*" read a first time; Bill ordered to be printed, and read a second time on Tuesday next.
7. Governor's Message, with the Registry Bill, considered; and Bill, intituled, "*A Bill to consolidate and amend the Laws and Regulations for the Registration of Deeds, Conveyances, and other Writings, affecting the real Estates situate in the Colony of New South Wales; and for the Registration of certain Marriages, Births, Baptisms, and Burials, which happen or take place within the said Colony; and for the Registration of all Charters of Incorporation, and of all Instruments or Memorials, by this, or any other Act required to be Registered,*" read a first time; Bill ordered to be printed, and read a second time on Tuesday next.
8. Mr. Elwin's motions for a select Committee on the Savings' Bank and Registry Bills, and for the recommittal of the Standing Orders, deferred until Tuesday next.
9. The Council went into Committee on the Postage Act amendment Bill; Mr. Elwin in the Chair. The Chairman reported progress, and obtained leave to sit again on Wednesday next.
10. Slaughtering of Cattle Act amendment Bill; read a third time, and passed.
11. The Council went into Committee on the Solvent Debtor's Bill; Mr. Elwin in the Chair. The Chairman reported the Bill, with amendments; Bill ordered to be engrossed. Council adjourned at Eight o'Clock, until Tuesday next, at Three o'Clock.

NOTICES

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, SEPTEMBER 12.

NOTICES OF MOTION :—

1. **THE COLONIAL SECRETARY** to move, That the Council do resolve itself into Committee on the Estimates of Expenditure for 1844; and that Mr Elwin be the Chairman.
2. **MR. ELWIN (1.)** to move, on motion made for the second reading of the Savings' Bank Laws amendment Bill, That the Bill be referred to a Select Committee.
MR. ELWIN (2.) to move, on motion made for the second reading of the Registry Bill, That the Bill be referred to a Select Committee.
MR. ELWIN (3.) to move, That the Standing Orders be recommitted, with the view to the omission of Chapter XIV.

ORDERS OF THE DAY :—

1. Savings' Bank Bill; second reading.
2. Registry Bill; second reading.

WEDNESDAY, SEPTEMBER 13.

1. Postage Act amendment Bill; to be further considered in Committee.

THURSDAY, SEPTEMBER 14.

NOTICES OF MOTION :—

1. **DR. NICHOLSON** to move, That an Address be presented to His Excellency the Governor, praying that he will be pleased to order the following Returns to be laid on the Table of this House :—
 - (1.) A Return of the amount of Fees received during the years 1842 and 1843 by the Chief Commissioner of Insolvent Estates at Sydney, and by the Commissioners of Insolvent Estates at Melbourne, Bathurst, and Maitland, respectively;—specifying the number and amount of salary of the Clerks employed by each Commissioner; together with a statement of the amount of expenses incident to each of the offices of Chief Commissioner, and Commissioners of Insolvent Estates, and defrayed by them.
 - (2.) A Return of the amount of Fees received, respectively, by the members of the Court of Commissioners appointed for examining and reporting upon claims to grants of land.

ORDER OF THE DAY :—

1. Maintenance of Light-houses Bill; to be further considered in Committee.

FRIDAY, SEPTEMBER 15.

NOTICES OF MOTION :—

1. **DR. NICHOLSON** to move, That an Address be presented to His Excellency the Governor, praying that he will be pleased to order the following Returns to be laid on the Table of this House :—
 - (1.) A Return of the number of Prisoners that have been landed in Sydney from Norfolk Island, from the year 1838 to the present period;—distinguishing respectively, the number of those possessing conditional pardons; those the period of whose sentence of transportation has expired; and those whose sentences are still to be completed in New South Wales.
 - (2.) A Return of the number of expiree convicts that have been landed in the district of Port Phillip from Van Diemen's Land, since the year 1838, to the present period, so far as the same can be ascertained.
 - (3.) A Return of the number of trials and convictions before the Criminal Sessions of the Supreme Court, and Courts of Quarter Sessions, in Sydney and Melbourne, during the years 1841, 1842;—specifying the number of cases in which indictments have been preferred, or convictions obtained, against returned expiree convicts from Norfolk Island and Van Diemen's Land.

ORDERS OF THE DAY :—

1. Call of the House.
2. Interest Bill; second reading.
3. Water Police Act amendment Bill; second reading.

TUESDAY, SEPTEMBER 19.

NOTICES OF MOTION :—

1. **MR. WENTWORTH** to move for a Select Committee to enquire into the circumstances attending the riots at the election for the City of Sydney; whether the same were attributable to any neglect of the stipendiary Magistrates of the City, or any of them; whether they were accidental, or the result of any previous design or organization; and whether the necessary steps were adopted to bring to punishment the authors of those riots, and particularly the perpetrators of the homicide or murder committed on that occasion.

THURSDAY,

THURSDAY, SEPTEMBER, 21.

1. DR. LANG to move the following Resolutions:—

(1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76.) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.

(2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than _____ years, and paying not less than twenty pounds sterling of yearly rent; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.

(3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.

(4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return two additional Members to this House.

TUESDAY, SEPTEMBER 26.

ORDER OF THE DAY:—

1. Sheriff Bill; second reading.

ALEX. M^o LEAY,
Speaker.

61.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

TUESDAY, 12 SEPTEMBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Mr. Wentworth presented a Petition from the District Councillors of Bathurst and Carcoar, submitting the necessity which exists for the postponement of the operation of the Act of Parliament, 5 and 6 Victoria, cap. 76, so far as District Councils are concerned, until Colonial affairs shall have been restored to a more healthy state; Petition read at length, and received.
Mr. Wentworth presented a Petition from certain Landholders, Settlers, and others in the district of Murrurundi, praying the Council to take into consideration the Act of Parliament, 5 and 6 Victoria, cap. 76, with a view to making such provision respecting the constitution and powers of District Councils, as to them may seem necessary in the present state of the Colony; Petition read at length, and received.
Dr. Lang presented a Petition from the Trustees, Elders, and Committee of Management of the Scots Church, Sydney, requesting enquiry into the circumstances connected with the erection of a Scots Church in Sydney; Petition read and received.
2. Dr. Nicholson's motion for an Address to the Governor, for Returns of Fees received by Commissioners of Insolvent Estates, and by Commissioners of the Court of Claims to Grants of Land, transferred to the notices for to-morrow.
3. Estimates of Expenditure for the year 1844; consideration of deferred, on the motion of the Colonial Treasurer, until Tuesday next.
4. The Attorney General, on the motion of the Colonial Treasurer, exempted from attending the call of the House, on Friday next.
5. Solvent Debtors' Bill, on the motion of Mr. Wentworth, ordered to be read a third time, on Tuesday next.
6. Lien on Wool and Live Stock Bill, brought up as engrossed; engrossment certified, and Bill ordered to be read a third time, on Friday next.
7. Savings' Bank Bill, read a second time.
Mr. Elwin, pursuant to notice, moved, That the Bill be referred to a Select Committee. Question put and passed; and Committee, to consist of the following Members, appointed, viz:—

THE COLONIAL TREASURER,	MR. COWPER,
MR. TERRY,	MR. ICELY,
DR. NICHOLSON,	MR. ELWIN.
8. Registry Bill; second reading deferred, on the motion of the Colonial Treasurer, until Wednesday, the 20th instant,
Mr. Elwin's motion for a Select Committee on this Bill, deferred until Wednesday, the 20th instant.
9. Maintenance of Light-houses Bill; further consideration in Committee, deferred until Wednesday, the 20th instant.
10. MR. ELWIN, pursuant to notice, moved, That the Standing Orders be recommitted, with the view to the omission of Chapter XIV.
Moved, as an amendment, That the words "with the view to the omission of Chapter XIV," be omitted.
Question put on the amendment, and passed.
The Council went into Committee on the Standing Orders; Mr Elwin in the Chair.
The Chairman reported progress, and obtained leave to sit again on a future day.
Council adjourned at half-past Five o'Clock, until to-morrow, at Three o'Clock.

NOTICES

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, SEPTEMBER 13.

NOTICES OF MOTION :—

1. DR. NICHOLSON to move, That an Address be presented to His Excellency the Governor, praying that he will be pleased to order the following Returns to be laid on the Table of this House :—
 - (1.) A Return of the amount of Fees received during the years 1842 and 1843 by the Chief Commissioner of Insolvent Estates at Sydney, and by the Commissioners of Insolvent Estates at Melbourne, Bathurst, and Maitland, respectively ;—specifying the number and amount of salary of the Clerks employed by each Commissioner ; together with a statement of the amount of expenses incident to each of the offices of Chief Commissioner, and Commissioners of Insolvent Estates, and defrayed by them.
 - (2.) A Return of the amount of Fees received, respectively, by the members of the Court of Commissioners appointed for examining and reporting upon claims to grants of land.
2. DR. LANG to move, That the Petition presented by him yesterday, for enquiry into the circumstances connected with the erection of a Scots Church in Sydney, be printed.
3. THE COLLECTOR OF CUSTOMS to move, That an Address be presented to the Governor, requesting that His Excellency will be pleased to withhold his consent to the Act passed on the 31st ultimo by this Council, for continuing, for three years, the Act known as the Australian Auction Company Act.

ORDER OF THE DAY :—

1. Postage Act amendment Bill ; to be further considered in Committee.

FRIDAY, SEPTEMBER 15.

NOTICE OF MOTION :—

1. DR. NICHOLSON to move, That an Address be presented to His Excellency the Governor, praying that he will be pleased to order the following Returns to be laid on the Table of this House :—
 - (1.) A Return of the number of Prisoners that have been landed in Sydney from Norfolk Island, from the year 1838 to the present period ;—distinguishing respectively, the number of those possessing conditional pardons ; those the period of whose sentence of transportation has expired ; and those whose sentences are still to be completed in New South Wales.
 - (2.) A Return of the number of expiree convicts that have been landed in the district of Port Phillip from Van Diemen's Land, since the year 1838, to the present period, so far as the same can be ascertained.
 - (3.) A Return of the number of trials and convictions before the Criminal Sessions of the Supreme Court, and Courts of Quarter Sessions, in Sydney and Melbourne, during the years 1841, 1842 ;—specifying the number of cases in which indictments have been preferred, or convictions obtained, against returned expiree convicts from Norfolk Island and Van Diemen's Land.

ORDERS OF THE DAY :—

1. Call of the House.
2. Interest Bill ; second reading.
3. Water Police Act amendment Bill ; second reading.
4. Lien on Wool and Live Stock Bill ; third reading.

TUESDAY, SEPTEMBER 19.

NOTICES OF MOTION :—

1. MR. WENTWORTH to move for a Select Committee to enquire into the circumstances attending the riots at the election for the City of Sydney ; whether the same were attributable to any neglect of the stipendiary Magistrates of the City, or any of them ; whether they were accidental, or the result of any previous design or organization ; and whether the necessary steps were adopted to bring to punishment the authors of those riots, and particularly the perpetrators of the homicide or murder committed on that occasion.
2. THE COLONIAL SECRETARY to move, That the Council do resolve itself into Committee on the Estimates of Expenditure for 1844 ; and that Mr Elwin be the Chairman.
3. DR. LANG to move the following Resolutions, as soon as the Estimates for the Post Office Establishment are taken into consideration by the Council :—
 - (1.) That the general efficiency and availableness of the Post Office Establishment are of essential importance to the welfare and advancement of this Colony.
 - (2.) That in order to render that Establishment efficient and available in the highest possible degree, it is indispensably necessary to reduce the rates of postage, chargeable on letters, to the lowest possible amount.
 - (3.) That it is the opinion of this Council, That no letter, posted in any City or Town for delivery within such City or Town, should be chargeable with a higher rate of postage than one penny, irrespective of its weight.

(4.)

(4.) That it is the opinion of this Council, that for all greater distances within the Colony, whether by sea or land, no letter, not exceeding half an ounce in weight, should be chargeable with a higher rate of postage than two-pence; and that two-pence additional should be chargeable on every letter, for every additional half ounce which such letter may weigh.

(5.) That it is the opinion of this Council, that for all letters to or from places beyond the limits of the Colony, whether posted or delivered in the port of entry or departure, no higher rate than two-pence each should be chargeable, irrespective of weight; but that the inland postage to or from any other part of the Territory should be chargeable on all such letters in addition to that amount.

(6.) That it is the opinion of this Council, that the privilege of franking should be abolished; and that the Postage of the various Departments of the Public Service should be chargeable on these Departments respectively, in such manner as to His Excellency the Governor and the Executive Council may seem fit.

(7.) That it is the opinion of this Council, that the Postage of the Military, Commissariat, and Convict Departments, should not be chargeable upon the Colonial Revenue.

4. MR. MURRAY to move the following Resolution:—That it is, in the opinion of this Council, highly inexpedient, in the present distressed state of the Colony, to levy upon the Country Districts a moiety of the expense of the Police, as imposed by the 47th clause of an Act of the Imperial Parliament, passed in the 5th and 6th year of Queen Victoria, for the Government of New South Wales and Van Diemen's Land.

ORDER OF THE DAY:—

1. Solvent Debtors' Bill; third reading.

WEDNESDAY, SEPTEMBER 20.

NOTICE OF MOTION:—

1. MR. ELWIN to move, on motion made for the second reading of the Registry Bill, That the Bill be referred to a Select Committee.

ORDERS OF THE DAY:—

1. Registry Bill; second reading.
2. Maintenance of Light-houses Bill; to be further considered in Committee.

THURSDAY, SEPTEMBER 21.

1. DR. LANG to move the following Resolutions:—

(1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.

(2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than _____ years, and paying not less than twenty pounds sterling of yearly rent; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.

(3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.

(4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return two additional Members to this House.

TUESDAY, SEPTEMBER 26.

ORDER OF THE DAY:—

1. Sheriff Bill; second reading.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

WEDNESDAY, 13 SEPTEMBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Dr. Nicholson presented a Petition from Francis Kemble, a Director and Shareholder of the Australasian Sugar Company, for and on behalf of the said Company, praying that the Company may be allowed to receive Raw Sugar into their Manufactory, for the purpose of refining only, without payment of duty, or that the duty paid on such Raw Sugar as shall be proved to have been actually refined, may be returned by way of drawback; Petition read at length, and received.
2. Dr. Nicholson, pursuant to notice, moved, That an Address be presented to His Excellency the Governor, praying that he will be pleased to order the following Returns to be laid on the Table of this House:—
 - (1.) A Return of the amount of Fees received during the years 1842 and 1843 by the Chief Commissioner of Insolvent Estates at Sydney, and by the Commissioners of Insolvent Estates at Melbourne, Bathurst, and Maitland, respectively;—specifying the number and amount of salary of the Clerks employed by each Commissioner; together with a statement of the amount of expenses incident to each of the offices of Chief Commissioner, and Commissioners of Insolvent Estates, and defrayed by them.
 - (2.) A Return of the amount of Fees received, respectively, by the Members of the Court of Commissioners appointed for examining and reporting upon Claims to Grants of Land.Address brought up and adopted; to be presented by the Colonial Treasurer and the Collector of Customs.
3. The Colonial Treasurer laid upon the Table, Nos. 6, 7, and 8, of the Returns enumerated in the Address to the Governor, adopted on the motion of Mr. Wentworth, on the 18th ultimo.
4. Dr. Lang, pursuant to notice, moved, That the Petition presented by him yesterday, from the Trustees, Elders, and Committee of Management of a Scots Church in Sydney, requesting enquiry into the circumstances connected with the erection of that Church, be printed.
Question put and passed, and Petition ordered to be printed.
5. The Collector of Customs, by leave of the Council, withdrew his motion for an Address to the Governor, praying His Excellency to withhold his assent to the Act passed by this Council, on the 31st ultimo, to continue for two years, the Act known as the Australian Auction Company Act.
6. The Council went into Committee on the Postage Act amendment Bill.
The Chairman reported progress, and obtained leave to sit again on Tuesday, the 19th instant.
Council adjourned at a quarter past six o'Clock, until Friday next, at Three o'Clock.

NOTICES

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, SEPTEMBER 15.

NOTICE OF MOTION :—

1. DR. NICHOLSON to move, That an Address be presented to His Excellency the Governor, praying that he will be pleased to order the following Returns to be laid on the Table of this House :—
 - (1.) A Return of the number of Prisoners that have been landed in Sydney from Norfolk Island, from the year 1838 to the present period ;—distinguishing respectively, the number of those possessing conditional pardons ; those the period of whose sentence of transportation has expired ; and those whose sentences are still to be completed in New South Wales.
 - (2.) A Return of the number of expiree convicts that have been landed in the district of Port Phillip from Van Diemen's Land, since the year 1838, to the present period, so far as the same can be ascertained.
 - (3.) A Return of the number of trials and convictions before the Criminal Sessions of the Supreme Court, and Courts of Quarter Sessions, in Sydney and Melbourne, during the years 1841, 1842 ;—specifying the number of cases in which indictments have been preferred, or convictions obtained, against returned expiree convicts from Norfolk Island and Van Diemen's Land.

ORDERS OF THE DAY :—

1. Call of the House.
2. Interest Bill ; second reading.
3. Water Police Act amendment Bill ; second reading.
4. Lien on Wool and Live Stock Bill ; third reading.

TUESDAY, SEPTEMBER 19.

NOTICES OF MOTION :—

1. MR. WENTWORTH to move for a Select Committee to enquire into the circumstances attending the riots at the election for the City of Sydney ; whether the same were attributable to any neglect of the stipendiary Magistrates of the City, or any of them ; whether they were accidental, or the result of any previous design or organization ; and whether the necessary steps were adopted to bring to punishment the authors of those riots, and particularly the perpetrators of the homicide or murder committed on that occasion.
2. THE COLONIAL SECRETARY to move, That the Council do resolve itself into Committee on the Estimates of Expenditure for 1844 ; and that Mr Elwin be the Chairman.
3. DR. LANG to move the following Resolutions, as soon as the Estimates for the Post Office Establishment are taken into consideration by the Council :—
 - (1.) That the general efficiency and availableness of the Post Office Establishment are of essential importance to the welfare and advancement of this Colony.
 - (2.) That in order to render that Establishment efficient and available in the highest possible degree, it is indispensably necessary to reduce the rates of postage, chargeable on letters, to the lowest possible amount.
 - (3.) That it is the opinion of this Council, That no letter, posted in any City or Town for delivery within such City or Town, should be chargeable with a higher rate of postage than one penny, irrespective of its weight.
 - (4.) That it is the opinion of this Council, that for all greater distances within the Colony, whether by sea or land, no letter, not exceeding half an ounce in weight, should be chargeable with a higher rate of postage than two-pence ; and that two-pence additional should be chargeable on every letter, for every additional half ounce which such letter may weigh.
 - (5.) That it is the opinion of this Council, that for all letters to or from places beyond the limits of the Colony, whether posted or delivered in the port of entry or departure, no higher rate than two-pence each should be chargeable, irrespective of weight ; but that the inland postage to or from any other part of the Territory should be chargeable on all such letters in addition to that amount.
 - (6.) That it is the opinion of this Council, that the privilege of franking should be abolished ; and that the Postage of the various Departments of the Public Service should be chargeable on these Departments respectively, in such manner as to His Excellency the Governor and the Executive Council may seem fit.
 - (7.) That it is the opinion of this Council, that the Postage of the Military, Commissariat, and Convict Departments, should not be chargeable upon the Colonial Revenue.
4. MR. MURRAY to move the following Resolution :—That it is, in the opinion of this Council, highly inexpedient, in the present distressed state of the Colony, to levy upon the Country Districts a moiety of the expense of the Police, as imposed by the 47th clause of an Act of the Imperial Parliament, passed in the 5th and 6th year of Queen Victoria, for the Government of New South Wales and Van Diemen's Land.

ORDERS OF THE DAY :—

1. Solvent Debtors' Bill ; third reading.
2. Postage Act amendment Bill ; to be further considered in Committee.

WEDNESDAY,

WEDNESDAY, SEPTEMBER 20.

NOTICE OF MOTION :—

1. MR. ELWIN to move, on motion made for the second reading of the Registry Bill, That the Bill be referred to a Select Committee.

ORDERS OF THE DAY :—

1. Registry Bill ; second reading.
2. Maintenance of Light-houses Bill ; to be further considered in Committee.

THURSDAY, SEPTEMBER, 21.

1. DR. LANG to move the following Resolutions :—

(1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.

(2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent ; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.

(3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory ; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.

(4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return two additional Members to this House.

TUESDAY, SEPTEMBER 26.

ORDER OF THE DAY :—

1. Sheriff Bill ; second reading.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

FRIDAY, 15 SEPTEMBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Call of the House—The names of the Members called over, pursuant to order; Absent: Henry Condell, and John Hubert Plunkett, Esquires, on leave; William Lawson, and Edward Deas Thomson, Esquires, from illness; letter from the former, and medical certificate from the latter, read and allowed.
2. Culture and cost of transporting and shipping wheat, in the different States of North and South America:—Letter from the Colonial Secretary, dated 13th instant, read, stating, that a copy of the Council's Address to the Governor, adopted on the motion of Mr. Windeyer, on the 24th ultimo, for information on this subject, had been transmitted to the Secretary of State for the Colonies, by the brig, "Alert," which sailed on the 12th instant.
3. Dr. Nicholson, pursuant to notice, moved, That an Address be presented to His Excellency the Governor, praying that he will be pleased to order the following Returns to be laid on the Table of this House:—
 - (1.) A Return of the number of Prisoners that have been landed in Sydney from Norfolk Island, from the year 1838 to the present period;—distinguishing respectively, the number of those possessing conditional pardons; those the period of whose sentence of transportation has expired; and those whose sentences are still to be completed in New South Wales.
 - (2.) A Return of the number of expirée convicts that have been landed in the district of Port Phillip from Van Diemen's Land, since the year 1838, to the present period, so far as the same can be ascertained.
 - (3.) A Return of the number of trials and convictions before the Criminal Sessions of the Supreme Court, and Courts of Quarter Sessions, in Sydney and Melbourne, during the years 1841, 1842;—specifying the number of cases in which indictments have been preferred, or convictions obtained, against returned expirée convicts from Norfolk Island and Van Diemen's Land.
 Address brought up and adopted; to be presented by the Colonial Treasurer and the Auditor General.
4. Interest Bill; Mr. Wentworth moved, That this Bill be now read a second time.
Moved, as an amendment, That the Bill be read a second time this day six months.
Debate ensued;
Moved, That the debate be adjourned until Wednesday next.
Council divided;

Ayes, 16.

MR. WENTWORTH,
MR. MURRAY,
THE COLONIAL TREASURER,
THE COLLECTOR OF CUSTOMS,
MR. PANTON,
MR. BOWMAN,
MR. FOSTER,
MR. JONES,
MR. BLAKLAND,
MR. LORD,
MR. COGHILL,
MAJOR WENTWORTH,
MR. BRADLEY,
MR. ICELY,
MR. MACARTHUR,
MR. COWPER, (Teller.)

Noes, 8.

MR. SUTTON,
MR. DUMARESQ,
MR. WALKER,
MR. EBDEN,
DR. THOMSON,
DR. LANG,
MR. ELWIN,
MR. WINDEYER, (Teller.)

5. Lien on Wool and Live Stock Bill; read a third time and *passed*; to be presented to His Excellency the Governor for Assent, by a deputation, consisting of the Speaker, the Colonial Treasurer, and the Collector of Customs.
6. Water Police Act amendment Bill; second reading deferred until Thursday next.
Council adjourned at half-past Nine o'Clock, until Tuesday next, at Three o'Clock.

NOTICES

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, SEPTEMBER 19.

NOTICES OF MOTION :—

1. MR. WENTWORTH to move for a Select Committee to enquire into the circumstances attending the riots at the election for the City of Sydney; whether the same were attributable to any neglect of the stipendiary Magistrates of the City, or any of them; whether they were accidental, or the result of any previous design or organization; and whether the necessary steps were adopted to bring to punishment the authors of those riots, and particularly the perpetrators of the homicide or murder committed on that occasion.
2. THE COLONIAL SECRETARY to move, That the Council do resolve itself into Committee on the Estimates of Expenditure for 1844; and that Mr Elwin be the Chairman.
3. DR. LANG to move the following Resolutions, as soon as the Estimates for the Post Office Establishment are taken into consideration by the Council :—
 - (1.) That the general efficiency and availableness of the Post Office Establishment are of essential importance to the welfare and advancement of this Colony.
 - (2.) That in order to render that Establishment efficient and available in the highest possible degree, it is indispensably necessary to reduce the rates of postage, chargeable on letters, to the lowest possible amount.
 - (3.) That it is the opinion of this Council, That no letter, posted in any City or Town for delivery within such City or Town, should be chargeable with a higher rate of postage than one penny, irrespective of its weight.
 - (4.) That it is the opinion of this Council, that for all greater distances within the Colony, whether by sea or land, no letter, not exceeding half an ounce in weight, should be chargeable with a higher rate of postage than two-pence; and that two-pence additional should be chargeable on every letter, for every additional half ounce which such letter may weigh.
 - (5.) That it is the opinion of this Council, that for all letters to or from places beyond the limits of the Colony, whether posted or delivered in the port of entry or departure, no higher rate than two-pence each should be chargeable, irrespective of weight; but that the inland postage to or from any other part of the Territory should be chargeable on all such letters in addition to that amount.
 - (6.) That it is the opinion of this Council, that the privilege of franking should be abolished; and that the Postage of the various Departments of the Public Service should be chargeable on these Departments respectively, in such manner as to His Excellency the Governor and the Executive Council may seem fit.
 - (7.) That it is the opinion of this Council, that the Postage of the Military, Commissariat, and Convict Departments, should not be chargeable upon the Colonial Revenue.
4. MR. MURRAY to move the following Resolution :—That it is, in the opinion of this Council, highly inexpedient, in the present distressed state of the Colony, to levy upon the Country Districts a moiety of the expense of the Police, as imposed by the 47th clause of an Act of the Imperial Parliament, passed in the 5th and 6th year of Queen Victoria, for the Government of New South Wales and Van Diemen's Land.

ORDERS OF THE DAY :—

1. Solvent Debtors' Bill; third reading.
2. Postage Act amendment Bill; to be further considered in Committee.

WEDNESDAY, SEPTEMBER 20.

NOTICE OF MOTION :—

1. MR. ELWIN to move, on motion made for the second reading of the Registry Bill, That the Bill be referred to a Select Committee.

ORDERS OF THE DAY :—

1. Interest Bill; adjourned debate on motion for second reading.
2. Registry Bill; second reading.
3. Maintenance of Light-houses Bill; to be further considered in Committee.

THURSDAY, SEPTEMBER, 21.

NOTICE OF MOTION :—

1. DR. LANG to move the following Resolutions :—
 - (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
 - (2.) That as it is the obvious interest of this community to promote, by every possible means,

means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.

(3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.

(4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return two additional Members to this House.

ORDERS OF THE DAY:—

1. Water Police Act amendment Bill; second reading.

TUESDAY, SEPTEMBER 26.

1. Sheriff Bill; second reading.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

TUESDAY, 19 SEPTEMBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Imprisonment for Breach of Custom's Export Bond:—Dr. Lang presented a Petition from John Ross, of Sydney, merchant, late of the firm of Dunlop & Company, and now confined in the Debtors' Prison on the suit of the Crown, for the breach of a Custom's Export Bond, praying that by Address to His Excellency the Governor, or by such other step as the Council may deem fit, he may obtain his liberation, on the ground of suffering health, as attested by an accompanying medical certificate; Petition read at length, and received, with the understanding that the prayer of it be left to the consideration of the Executive Government.
2. Melbourne Incorporation Act:—Mr. Edden presented a Petition from the Town Council of Melbourne, praying that certain clauses of the Act of Council, 6 Victoria, No. 7, incorporating the Town of Melbourne, may be amended; Petition read and received.
3. Melbourne Police Expenses:—Dr. Lang presented a Petition from the Town Council of Melbourne, praying for relief in the matter of certain monies withheld from them by Government until they shall defray the moiety of the Police Expenses of that Town; Petition read and received.
4. Improvement of Melbourne:—Dr. Lang presented a Petition from the Town Council of Melbourne, praying the appropriation out of the Revenue of the Colony, for the present year, of the sum of £10,000, towards the improvement of the Town of Melbourne, under the direction of the Town Council; Petition read and received.
5. District Councils:—Mr. Bowman presented a Petition from the Inhabitants of Campbelltown and its immediate vicinity, praying that Campbelltown may be separated from the jurisdiction of the District Council for Camden, Narellan, and Picton; Petition read at length, and received.
6. District Councils:—Mr. Windeyer presented a Petition from certain Magistrates, Landholders, and other Inhabitants of the District of Dungog, praying the Council to obtain certain alterations in the Act constituting District Councils, and its suspension, for the present, as regards that District; Petition read and received.
7. Election Riots:—Mr. Wentworth presented a Petition from James Murphy, of Goulburn-street, Sydney, praying that compensation may be allowed to him, for injuries inflicted on his wife during the late Election of Members of the Legislative Council for the City of Sydney; Petition read at length, and received.

Mr. Wentworth presented a Petition from David Davies, Lessee of the Australian Hotel, Sydney, praying to be indemnified for damages done to the said Hotel by the mob, during the late Election of Members of the Legislative Council for the City of Sydney; Petition read at length, and received.

8. Ordinance Returns:—The Colonial Secretary, pursuant to the requirement of the Act of Council 4 Victoria, No. 2, laid upon the Table the following Returns, viz:—
(1.) Return of all monies which have been received by or are now payable to the Respective Officers of Her Majesty's Ordnance, in respect of any lands, tenements, or buildings, vested in the principal Officers of the Ordnance in New South Wales, under the provisions of the Act of the Governor and Council, 4 Victoria, No. 2. (NIL.)
(2.) A Return of all messuages, lands, tenements, and buildings, vested in the principal Officers of Her Majesty's Ordnance in the Colony of New South Wales, pursuant to the provisions of the Act of His Excellency the Governor in Council, 4 Victoria, No. 2.
9. Answer to Address for Returns of Spirits imported, &c.:—The Colonial Secretary laid upon the Table, the 1st, 3rd, 4th, 5th, and 6th Returns, enumerated in the Address to the Governor, adopted on the motion of Mr. Walker, on the 18th ultimo.
10. Election Riots:—Mr. Wentworth, pursuant to notice, moved, That a Select Committee be appointed to enquire into the circumstances attending the riots at the election for the City of Sydney; whether the same were attributable to any neglect of the stipendiary Magistrates of the City, or any of them; whether they were accidental, or the result of any previous design or organization; and whether the necessary steps were adopted to bring to punishment the authors of those riots, and particularly the perpetrators of the homicide or murder committed on that occasion.

Debate ensued;

Question put; Council divided;

Ayes, 13.

MR. MURRAY,
MR. WINDEYER,
MR. MACARTHUR,
MR. BRADLEY,
MR. COGHILL,
MR. LORD,
DR. THOMSON,
DR. LANG,
MR. BOWMAN,
MR. SUTTOR,
MAJOR WENTWORTH,
MR. WENTWORTH,
MR. COWPER, (Teller.)

Noes, 15.

THE COLONIAL SECRETARY,
THE AUDITOR GENERAL,
THE COMMANDER OF THE FORCES,
THE COLONIAL TREASURER,
MR. WALKER,
MR. DUMARESQ,
MR. ICELY,
MR. PANTON,
MR. JONES,
MR. FOSTER,
MR. HAMILTON,
MR. ELWIN,
THE COLLECTOR OF CUSTOMS,
MR. EDDEN,
DR. NICHOLSON, (Teller.)

- 74.
11. **Estimates**:—The Council, on the motion of the Colonial Secretary, went into Committee on the Estimates of Expenditure for 1844; Mr. Elwin in the Chair. The Chairman reported, That several resolutions had been before the Committee, but that no progress had been made on the Estimates; and obtained leave to sit again on Thursday next.
Council adjourned at Ten o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, SEPTEMBER 20.

NOTICES OF MOTION:—

1. **MR. MURRAY** to move the following Resolution:—That it is, in the opinion of this Council, highly inexpedient, in the present distressed state of the Colony, to levy upon the Country Districts a moiety of the expense of the Police, as imposed by the 47th clause of an Act of the Imperial Parliament, passed in the 5th and 6th year of Queen Victoria, for the Government of New South Wales and Van Diemen's Land.
2. **MR. SUTTON** to move, That an Address be presented to His Excellency the Governor, praying that he will be pleased to order to be laid on the Table of this House, a Return of all *promises* of grants of land, made by the respective Governors of New South Wales, from the arrival of Sir Thomas Brisbane, for which applications have been made and refused, together with the number of acres of land included therein;—*distinguishing* the promises of reserves from direct grants.
3. **MR. ELWIN** to move, on motion made for the second reading of the Registry Bill, That the Bill be referred to a Select Committee.

ORDERS OF THE DAY:—

1. Interest Bill; adjourned debate on motion for second reading.
2. Registry Bill; second reading.
3. Maintenance of Light-houses Bill; to be further considered in Committee.
4. Solvent Debtors' Bill; third reading.
5. Postage Act amendment Bill; to be further considered in Committee.

THURSDAY, SEPTEMBER, 21.

NOTICES OF MOTION:—

1. **DR. LANG** to move the following Resolutions:—
 - (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—*unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.*
 - (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than _____ years, and paying not less than twenty pounds sterling of yearly rent; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
 - (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.
 - (4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return two additional Members to this House.
2. **DR. LANG** to move the following Resolutions, as soon as the Estimates for the Post Office Establishment are taken into consideration by the Council:—
 - (1.) That the general efficiency and availability of the Post Office Establishment are of essential importance to the welfare and advancement of this Colony.
 - (2.) That in order to render that Establishment efficient and available in the highest possible degree, it is indispensably necessary to reduce the rates of postage, chargeable on letters, to the lowest possible amount.
 - (3.) That it is the opinion of this Council, That no letter, posted in any City or Town for delivery within such City or Town, should be chargeable with a higher rate of postage than one penny, irrespective of its weight.

(4.)

(4.) That it is the opinion of this Council, that for all greater distances within the Colony, whether by sea or land, no letter, not exceeding half an ounce in weight, should be chargeable with a higher rate of postage than two-pence; and that two-pence additional should be chargeable on every letter, for every additional half ounce which such letter may weigh.

(5.) That it is the opinion of this Council, that for all letters to or from places beyond the limits of the Colony, whether posted or delivered in the port of entry or departure, no higher rate than two-pence each should be chargeable, irrespective of weight; but that the inland postage to or from any other part of the Territory should be chargeable on all such letters in addition to that amount.

(6.) That it is the opinion of this Council, that the privilege of franking should be abolished; and that the Postage of the various Departments of the Public Service should be chargeable on these Departments respectively, in such manner as to His Excellency the Governor and the Executive Council may seem fit.

(7.) That it is the opinion of this Council, that the Postage of the Military, Commissariat, and Convict Departments, should not be chargeable upon the Colonial Revenue.

ORDERS OF THE DAY:—

1. Estimates of Expenditure for 1844; to be further considered in Committee.
2. Water Police Act amendment Bill; second reading.

TUESDAY, SEPTEMBER 26.

1. Sheriff Bill; second reading.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

WEDNESDAY, 20 SEPTEMBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Crown Lands Sales' Act:—Mr. Cowper presented a Petition from certain Landholders and Residents in the Town of Liverpool, praying the Council to bring under the notice of the proper authorities, certain amendments they propose should be made in the Act of Parliament, 5 and 6 Victoria, cap. 36, regulating the Sales of Crown Lands in the Colonies; Petition read at length; received, and referred to the Select Committee now enquiring into the effect of the operation of that Act in this Colony.
2. District Councils:—Mr. Foster presented a Petition from the Inhabitants of the District of Maitland, praying the suspension, for the present, of the operation of the Act of Parliament, 5 and 6 Victoria, cap. 76., so far as the establishment of District Councils is concerned; Petition read; received, and ordered to be printed.
3. Interest Bill:—Dr. Bland presented a Petition from certain Colonists of New South Wales, praying the Council to pass a Law, restraining the rate of interest to a fair and reasonable amount; Petition read at length, and received.
4. District Councils:—Mr. Murray, pursuant to notice, moved the following Resolution:—That it is, in the opinion of this Council, highly inexpedient, in the present distressed state of the Colony, to levy upon the Country Districts a moiety of the expense of the Police, as imposed by the 47th clause of an Act of the Imperial Parliament, passed in the 5th and 6th year of Queen Victoria, for the Government of New South Wales and Van Diemen's Land.
Moved as an amendment, That the Question be now put.
Original motion withdrawn, by leave.
Amendment withdrawn, by leave.
5. Promises of Grants:—Mr. Sutor, pursuant to notice, moved, That an Address be presented to His Excellency the Governor, praying that he will be pleased to order to be laid on the Table of this House, a Return of all *promises* of grants of land, made by the respective Governors of New South Wales, from the arrival of Sir Thomas Brisbane, for which applications have been made and refused, together with the number of acres of land included therein;—distinguishing the promises of reserves from direct grants.
Address brought up and adopted; to be presented by the Colonial Secretary and the Colonial Treasurer.
6. Insolvencies:—The Colonial Secretary laid upon the Table, No. 4 of the Returns enumerated in the Address to His Excellency the Governor, adopted on the motion of Mr. Wentworth, on the 18th ultimo.
7. Bank Liabilities and Assets:—The Colonial Secretary presented No. 5 of the Returns enumerated in the Address to His Excellency the Governor, adopted on the motion of Mr. Wentworth, on the 18th ultimo; together with the replies of the Managers of the several Banks, to his application for the information necessary to complete the same, as exhibiting the cause of the incomplete state in which the Return is now laid upon the Table.
8. Interest Bill:—Debate, on the motion for the second reading of this Bill, resumed.
Debate adjourned; to take precedence of all other orders to-morrow.
Council adjourned at a quarter before Nine o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, SEPTEMBER, 21.

NOTICES OF MOTION :—

1. DR. LANG to move the following Resolutions :—
 - (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
 - (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
 - (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.
 - (4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return two additional Members to this House.
2. DR. LANG to move the following Resolutions, as soon as the Estimates for the Post Office Establishment are taken into consideration by the Council :—
 - (1.) That the general efficiency and availableness of the Post Office Establishment are of essential importance to the welfare and advancement of this Colony.
 - (2.) That in order to render that Establishment efficient and available in the highest possible degree, it is indispensably necessary to reduce the rates of postage, chargeable on letters, to the lowest possible amount.
 - (3.) That it is the opinion of this Council, That no letter, posted in any City or Town for delivery within such City or Town, should be chargeable with a higher rate of postage than one penny, irrespective of its weight.
 - (4.) That it is the opinion of this Council, that for all greater distances within the Colony, whether by sea or land, no letter, not exceeding half an ounce in weight, should be chargeable with a higher rate of postage than two-pence; and that two-pence additional should be chargeable on every letter, for every additional half ounce which such letter may weigh.
 - (5.) That it is the opinion of this Council, that for all letters to or from places beyond the limits of the Colony, whether posted or delivered in the port of entry or departure, no higher rate than two-pence each should be chargeable, irrespective of weight; but that the inland postage to or from any other part of the Territory should be chargeable on all such letters in addition to that amount.
 - (6.) That it is the opinion of this Council, that the privilege of franking should be abolished; and that the Postage of the various Departments of the Public Service should be chargeable on these Departments respectively, in such manner as to His Excellency the Governor and the Executive Council may seem fit.
 - (7.) That it is the opinion of this Council, that the Postage of the Military, Commissariat, and Convict Departments, should not be chargeable upon the Colonial Revenue.
3. MR. ELWIN to move, on motion made for the second reading of the Registry Bill, That the Bill be referred to a Select Committee.

ORDERS OF THE DAY :—

1. Interest Bill; adjourned debate on motion for second reading.
2. Estimates of Expenditure for 1844; to be further considered in Committee.
3. Water Police Act amendment Bill; second reading.
4. Registry Bill; second reading.
5. Maintenance of Light-houses Bill; to be further considered in Committee.
6. Solvent Debtors' Bill; third reading.
7. Postage Act amendment Bill; to be further considered in Committee.

TUESDAY, SEPTEMBER 26.

NOTICE OF MOTION :—

1. MR. HAMILTON, to move the re-consideration of the 111th Standing Order, with a view to its amendment.

ORDER OF THE DAY :—

1. Sheriff Bill; second reading.

ALEX. Mc LEAY,

Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

THURSDAY, 21 SEPTEMBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair. System of Representation, under the Act of Parliament, 5 and 6 Victoria, chap. 76 :—
Dr. Lang obtained leave to postpone moving his series of Resolutions on this subject, until Thursday next.
2. Post Office Establishment :—Dr. Lang obtained leave to postpone moving his series of Resolutions on this subject, until the Postage Act amendment Bill shall be again under consideration.
3. Interest Bill; Debate, on the motion for the second reading of this Bill, resumed. Question put on the amendment, That the Bill be read a second time this day six months;
Council divided :—

Ayes, 21.

THE COLONIAL SECRETARY,
DR. NICHOLSON,
MR. MURRAY,
THE COLONIAL TREASURER,
THE COMMANDER OF THE FORCES,
THE COLLECTOR OF CUSTOMS,
MR. EBDEN,
MR. BOWMAN,
MR. SUTTON,
DR. LANG,
MR. PANTON,
MR. LORD,
DR. THOMSON,
MR. COGHILL,
MR. ICELY,
MR. BRADLEY,
MR. ELWIN,
MR. WINDEVER,
MR. FOSTER,
MR. WALKER,
MR. TERRY, (Teller.)

Noes. 12.

MR. HAMILTON,
MR. WENTWORTH,
MAJOR WENTWORTH,
THE AUDITOR GENERAL,
MR. BERRY,
MR. LAWSON,
MR. JONES,
MR. DUMARESQ,
MR. MACARTHUR,
MR. BLAXLAND,
DR. BLAND,
MR. COWPER, (Teller.)

Bill to be read a second time this day six months.

4. Estimates :—Further consideration, in Committee, of the Estimates of Expenditure, for the year 1844, deferred until to-morrow.
5. The following Orders of the Day deferred until Tuesday next, viz :—
 - (1.) Water Police Act amendment Bill; second reading.
 - (2.) Registry Bill; second reading.
 - (3.) Maintenance of Light-houses Bill; to be further considered in Committee.
 - (4.) Postage Act amendment Bill; to be further considered in Committee.
6. Solvent Debtors' Bill; third reading, deferred until to-morrow.
Council adjourned at Twelve o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, SEPTEMBER 22.

ORDERS OF THE DAY :—

1. Solvent Debtors' Bill ; third reading.
2. Estimates of Expenditure for 1844 ; to be further considered in Committee.

TUESDAY, SEPTEMBER 26.

NOTICES OF MOTION :—

1. MR. HAMILTON, to move the re-consideration of the 11th Standing Order, with a view to its amendment.
2. MR. ELWIN to move, on motion made for the second reading of the Registry Bill, That the Bill be referred to a Select Committee.
3. DR. LANG to move the following Resolutions, when the Postage Act amendment Bill shall be again under consideration :—
 - (1.) That the general efficiency and availableness of the Post Office Establishment are of essential importance to the welfare and advancement of this Colony.
 - (2.) That in order to render that Establishment efficient and available in the highest possible degree, it is indispensably necessary to reduce the rates of postage, chargeable on letters, to the lowest possible amount.
 - (3.) That it is the opinion of this Council, That no letter, posted in any City or Town for delivery within such City or Town, should be chargeable with a higher rate of postage than one penny, irrespective of its weight.
 - (4.) That it is the opinion of this Council, that for all greater distances within the Colony, whether by sea or land, no letter, not exceeding half an ounce in weight, should be chargeable with a higher rate of postage than two-pence ; and that two-pence additional should be chargeable on every letter, for every additional half ounce which such letter may weigh.
 - (5.) That it is the opinion of this Council, that for all letters to or from places beyond the limits of the Colony, whether posted or delivered in the port of entry or departure, no higher rate than two-pence each should be chargeable, irrespective of weight ; but that the inland postage to or from any other part of the Territory should be chargeable on all such letters in addition to that amount.
 - (6.) That it is the opinion of this Council, that the privilege of franking should be abolished ; and that the Postage of the various Departments of the Public Service should be chargeable on these Departments respectively, in such manner as to His Excellency the Governor and the Executive Council may seem fit.
 - (7.) That it is the opinion of this Council, that the Postage of the Military, Commissariat, and Convict Departments, should not be chargeable upon the Colonial Revenue.

ORDERS OF THE DAY :—

1. Sheriff Bill ; second reading.
2. Water Police Act amendment Bill ; second reading.
3. Registry Bill ; second reading.
4. Maintenance of Light-houses Bill ; to be further considered in Committee.
5. Postage Act amendment Bill ; to be further considered in Committee.

THURSDAY, SEPTEMBER 28.

NOTICES OF MOTION :—

1. DR. LANG to move the following Resolutions :—
 - (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
 - (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than _____ years, and paying not less than twenty pounds sterling of yearly rent ; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
 - (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory ; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.

- (4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return two additional Members to this House.
2. DR. LANG to move for the appointment of a Select Committee, to take into consideration the points submitted in the Petition of the Trustees, Elders, and Committee of Management of the Scots Church; and particularly to enquire whether, under all the circumstances of the case, it was equitable that the arrangement originally (and spontaneously proposed by Earl Bathurst, should have been subsequently set aside; whether the principle of the General Church Act has, or has not been applied in the case of any other ecclesiastical building, either erected, or in progress, before the passing of that Act; and whether the Petitioners have not been treated with great injustice, as compared with other religious bodies or denominations similarly situated in relation to the Government

ALEX. M^c LEAY,

Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

FRIDAY, 22 SEPTEMBER, 1843.

- 1. Council met pursuant to adjournment ; The Speaker took the Chair. Solvent Debtors' Bill ; read a third time, and *passed* ; to be presented to His Excellency the Governor for assent, by a Deputation, consisting of the Speaker, the Colonial Treasurer, and the Collector of Customs.
- 2. Estimates :—Moved by the Colonial Treasurer, That the further consideration, in Committee, of the Estimates of Expenditure for the year 1844, be deferred until Tuesday next, with the understanding that they be then proceeded with *de die in diem*, until disposed of.

Moved, as an amendment, That the Speaker do leave the Chair, and that the Council do resolve itself into Committee on the Estimates of Expenditure, for the year 1844 ;

Question put on the amendment ; Council divided :—

Ayes, 11.
 MR. WALKER,
 MR. WENTWORTH,
 MAJOR WENTWORTH,
 MR. BOWMAN,
 MR. BLAXLAND,
 MR. LAWSON,
 MR. DUMABESQ,
 DR. LANG,
 MR. SUTTOR,
 DR. THOMSON,
 MR. WINDEYER, (Teller.)

Noes, 17.
 MR. TERRY,
 THE AUDITOR GENERAL,
 MR. MURRAY,
 THE COLONIAL TREASURER,
 MR. ELWIN,
 DR. NICHOLSON,
 MR. PANTON,
 MR. FOSTER,
 MR. JONES,
 MR. COGHILL,
 MR. BRADLEY,
 MR. MACARTHUR,
 MR. ICELY,
 THE COLLECTOR OF CUSTOMS,
 MR. EBDEN,
 MR. HAMILTON,
 MR. COWPER, (Teller.)

Question put on the original motion ; passed.

Council adjourned at a quarter before Five o'Clock, until Tuesday next, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, SEPTEMBER 26.

NOTICES OF MOTION :—

1. MR. HAMILTON, to move the re-consideration of the 111th Standing Order, with a view to its amendment.
2. MR. ELWIN to move, on motion made for the second reading of the Registry Bill, That the Bill be referred to a Select Committee.
3. DR. LANG to move the following Resolutions, when the Postage Act amendment Bill shall be again under consideration :—
 - (1.) That the general efficiency and availableness of the Post Office Establishment are of essential importance to the welfare and advancement of this Colony.
 - (2.) That in order to render that Establishment efficient and available in the highest possible degree, it is indispensably necessary to reduce the rates of postage, chargeable on letters, to the lowest possible amount.
 - (3.) That it is the opinion of this Council, That no letter, posted in any City or Town for delivery within such City or Town, should be chargeable with a higher rate of postage than one penny, irrespective of its weight.
 - (4.) That it is the opinion of this Council, that for all greater distances within the Colony, whether by sea or land, no letter, not exceeding half an ounce in weight, should be chargeable with a higher rate of postage than two-pence; and that two-pence additional should be chargeable on every letter, for every additional half ounce which such letter may weigh.
 - (5.) That it is the opinion of this Council, that for all letters to or from places beyond the limits of the Colony, whether posted or delivered in the port of entry or departure, no higher rate than two-pence each should be chargeable, irrespective of weight; but that the inland postage to or from any other part of the Territory should be chargeable on all such letters in addition to that amount.
 - (6.) That it is the opinion of this Council, that the privilege of franking should be abolished; and that the Postage of the various Departments of the Public Service should be chargeable on these Departments respectively, in such manner as to His Excellency the Governor and the Executive Council may seem fit.
 - (7.) That it is the opinion of this Council, that the Postage of the Military, Commissariat, and Convict Departments, should not be chargeable upon the Colonial Revenue.
4. DR. LANG to move for the appointment of a Select Committee, to take into consideration the points submitted in the Petition of the Trustees, Elders, and Committee of Management of the Scots Church; and particularly to enquire whether, under all the circumstances of the case, it was equitable that the arrangement originally and spontaneously proposed by Earl Bathurst, should have been subsequently set aside; whether the principle of the General Church Act has, or has not been applied in the case of any other ecclesiastical building, either erected, or in progress, before the passing of that Act; and whether the Petitioners have not been treated with great injustice, as compared with other religious bodies or denominations similarly situated in relation to the Government.
5. MR. WINDYER to move, That the Council do sit on every day in the week, till the Estimates be disposed of.

ORDERS OF THE DAY :—

1. Estimates of Expenditure for 1844; to be further considered in Committee.
2. Sheriff Bill; second reading.
3. Water Police Act amendment Bill; second reading.
4. Registry Bill; second reading.
5. Maintenance of Light-houses Bill; to be further considered in Committee.
6. Postage Act amendment Bill; to be further considered in Committee.

THURSDAY, SEPTEMBER 28.

NOTICES OF MOTION :—

1. DR. LANG to move the following Resolutions :—
 - (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
 - (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than _____ years, and paying not less than twenty pounds sterling of yearly rent; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.

(3.)

(3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.

(4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return four additional Members to this House.

(5.) That it is the opinion of this Council, that the Town of Melbourne—considering its extent and population; the amount of property invested in its buildings; and its general, and especially its commercial importance, as the capital of an extensive district—is not adequately represented in this House; and that it is fairly entitled to return an additional representative to the Colonial Legislature.

(6.) That it is the opinion of this Council, that the Seaport Town of Newcastle, being the seat of the principal coal-field of the Colony, as well as of various important and promising Colonial manufactures, should be dis-joined from the other Northumberland Boroughs, and authorised, as a separate Electoral District, to return a representative Member to this House.

2. MR. THERRY to move, That it is the opinion of this Council, that the Counties of Northumberland, Camden, and Durham, are not adequately represented in this Council; and each of these Counties ought, therefore, to return an additional Member to this House.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

TUESDAY, 26 SEPTEMBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Assent to Bills:—The Speaker reported that His Excellency the Governor had assented in the name and on behalf of Her Majesty, to the following Bills:—
(1.) Slaughtering of Cattle Act Amendment Bill.
(2.) Australian Auction Company Act continuation Bill.
2. Bank Liabilities and Assets:—The Colonial Secretary laid upon the Table certain Returns on this subject, required, in addition to those presented by him on the 20th instant, to complete No. 5 of the Returns enumerated in the Address to His Excellency the Governor, adopted on the motion of Mr. Wentworth, on the 18th ultimo.
3. Unemployed Artizans:—Dr. Lang presented a Petition from the members of the Australian Mutual Protection Association, praying the Council to devise some means of immediate and permanent relief for the unemployed Artizans now in Sydney; Petition read at length, received, and referred to the Committee on Immigration.

The Colonial Secretary laid upon the Table a Return of the amount of Bounties paid for the introduction into this Colony, of certain artizans who have lately gone to Valparaiso; and also a Return of the several rates of wages they had been previously receiving here.

4. Sheriff Bill:—Mr. Windeyer presented a Petition from certain Members of the New South Wales Law Society, praying that this Bill may not be allowed to become Law; Petition read and received.
5. Mechanics' Institute, Melbourne:—Dr. Nicholson presented a Petition from the President and Members of the Committee of Management of the Melbourne Mechanics' Institute, praying a grant of pecuniary assistance; Petition read and received.
6. Standing Orders:—Mr. Hamilton deferred his motion on this subject until Tuesday next.
7. Registry Bill:—Mr. Elwin deferred his motion, in reference to this Bill, until motion made for its second reading.
8. Post Office Establishment:—Dr. Lang deferred his series of Resolutions on this subject, until the Postage Act amendment Bill shall be again under consideration.
9. Scots Church, Sydney:—Dr. Lang, pursuant to notice, moved, That a Select Committee be appointed, to take into consideration the points submitted in the Petition of the Trustees, Elders, and Committee of Management of the Scots Church; and particularly to enquire whether, under all the circumstances of the case, it was equitable that the arrangement originally and spontaneously proposed by Earl Bathurst, should have been subsequently set aside; whether the principle of the General Church Act has, or has not been applied in the case of any other ecclesiastical building, either erected, or in progress, before the passing of that Act; and whether the Petitioners have not been treated with great injustice, as compared with other religious bodies or denominations similarly situated in relation to the Government.

Moved, as amendment, that the word "justice" be substituted for the words "great injustice" and that the word "not," after "have," on the same line, be struck out.

Question put on the motion, as so amended; passed; and a Committee, consisting of the following Members, appointed:—

MR. ICELY,	
MR. WALKER,	MR. BOWMAN,
DR. THOMSON,	DR. LANG,
MR. LORD,	THE COLONIAL TREASURER,
MR. SUTTON,	MR. HAMILTON.

10. Estimates:—Mr. Windeyer, pursuant to notice, moved, That the Council do sit on every day of the week, until the Estimates be disposed of.

Question put and passed.

The Council went into Committee on the Estimates of Expenditure for the year 1844. The Chairman reported that several motions had been before the Committee, but that no progress had been made on the Estimates.

Council adjourned at Eleven o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, SEPTEMBER 27.

NOTICES OF MOTION:—

1. MR. ELWIN to move, on motion made for the second reading of the Registry Bill, That the Bill be referred to a Select Committee.
2. DR. LANG to move the following Resolutions, when the Postage Act amendment Bill shall be again under consideration:—
 - (1.) That the general efficiency and availableness of the Post Office Establishment are of essential importance to the welfare and advancement of this Colony.
 - (2.) That in order to render that Establishment efficient and available in the highest possible degree, it is indispensably necessary to reduce the rates of postage, chargeable on letters, to the lowest possible amount.
 - (3.) That it is the opinion of this Council, That no letter, posted in any City or Town for delivery within such City or Town, should be chargeable with a higher rate of postage than one penny, irrespective of its weight.
 - (4.) That it is the opinion of this Council, that for all greater distances within the Colony, whether by sea or land, no letter, not exceeding half an ounce in weight, should be chargeable with a higher rate of postage than two-pence; and that two-pence additional should be chargeable on every letter, for every additional half ounce which such letter may weigh.
 - (5.) That it is the opinion of this Council, that for all letters to or from places beyond the limits of the Colony, whether posted or delivered in the port of entry or departure, no higher rate than two-pence each should be chargeable, irrespective of weight; but that the inland postage to or from any other part of the Territory should be chargeable on all such letters in addition to that amount.
 - (6.) That it is the opinion of this Council, that the privilege of franking should be abolished; and that the Postage of the various Departments of the Public Service should be chargeable on these Departments respectively, in such manner as to His Excellency the Governor and the Executive Council may seem fit.
 - (7.) That it is the opinion of this Council, that the Postage of the Military, Commissariat, and Convict Departments, should not be chargeable upon the Colonial Revenue.
3. MR. WINDEYER to move, That an Address be presented to His Excellency the Governor, praying that he will be pleased to order, that a copy of any communication from the Administration at Home, to the Customs' Department in this Colony, relative to the payment of Income Tax on the salaries of Officers of that Department, be laid before this Council.

ORDERS OF THE DAY:—

1. Estimates of Expenditure for 1844; to be further considered in Committee.
2. Sheriff Bill; second reading.
3. Water Police Act amendment Bill; second reading.
4. Registry Bill; second reading.
5. Maintenance of Light-houses Bill; to be further considered in Committee.
6. Postage Act amendment Bill; to be further considered in Committee.

THURSDAY, SEPTEMBER 28.

NOTICES OF MOTION:—

1. DR. LANG to move the following Resolutions:—
 - (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76.) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
 - (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
 - (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.

(4.)

(4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return four additional Members to this House.

(5.) That it is the opinion of this Council, that the Town of Melbourne—considering its extent and population; the amount of property invested in its buildings; and its general, and especially its commercial importance, as the capital of an extensive district—is not adequately represented in this House; and that it is fairly entitled to return an additional representative to the Colonial Legislature.

(6.) That it is the opinion of this Council, that the Seaport Town of Newcastle, being the seat of the principal coal-field of the Colony, as well as of various important and promising Colonial manufactures, should be dis-joined from the other Northumberland Boroughs, and authorised, as a separate Electoral District, to return a representative Member to this House.

2. MR. THERRY to move, That it is the opinion of this Council, that the Counties of Northumberland, Camden, and Durham, are not adequately represented in this Council; and each of these Counties ought, therefore, to return an additional Member to this House.

TUESDAY, OCTOBER 3.

1. MR. HAMILTON to move the re-consideration of the 111th Standing Order, with a view to its amendment.
2. DR. NICHOLSON to move, That whereas the establishment of an overland route between the settled parts of New South Wales and Port Essington, will be attended with important additions to our geographical knowledge of the interior of Australia, and is an object, the accomplishment of which is also likely to be attended with great advantages to the commercial and other interests of this Colony, by opening a direct line of communication with the Islands of the Eastern Archipelago—with India, and other parts of Asia;—Resolved, that a Committee be appointed for the purpose of enquiring into the practicability of such a design, and the means whereby it may be carried into effect; and that they do report to the Council the result of such enquiry, with as little delay as possible.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

WEDNESDAY, 27 SEPTEMBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Default of the late Mr. Sheriff Macquoid :—Mr. Windeyer presented a Petition from certain sufferers, by the default of the late Mr. Sheriff Macquoid, praying that such measures may be taken to satisfy their various claims, from the funds of the Colony, as to the Council may seem meet; Petition read, and received.
2. District Councils :—Mr. Windeyer presented a Petition from certain Magistrates, Landholders, and residents of the Incorporated Districts of Merton and Muswellbrook, praying the postponement of the operation of that part of the Act of Parliament, 5 and 6 Victoria, cap. 76, which authorises a portion of the police charges of each District to be raised by assessment, until a more healthy state of affairs be restored; Petition read, and received.
3. The Colonial Secretary laid upon the Table, Copies of the following Despatches from Lord Stanley to Sir George Gipps :—
(1.) Foreign Whalers :—Copy of Despatch, dated 29th April, 1843, No. 63, on the subject of an arrangement, permitting Foreign Whalers to sell, subject to duty, such portion of their oil for consumption in this Colony, as may be necessary to defray the expense of refit.
(2.) Solicitor General :—Copy of Despatch, dated 23rd March, 1843, on the appointment of Solicitor General.
(3.) Prothonotary :—Copy of Despatch dated 24th January, 1843, No. 12, on the appointment of Prothonotary.
Ordered to be printed.
4. Answers to Addresses :—The Colonial Secretary laid upon the Table :—
(1.) The Returns enumerated in the Address to His Excellency the Governor, adopted on the motion of Mr. Panton, on the 8th instant, as complete as they can be made.
(2.) No. 2 of the Returns enumerated in the Address to His Excellency the Governor, adopted on the motion of Dr. Nicholson, on the 13th instant.
5. Income Tax :— Mr. Windeyer, pursuant to Notice, moved, That an Address be presented to His Excellency the Governor, praying that he will be pleased to order, that a copy of any communication from the Administration at Home, to the Customs' Department in this Colony, relative to the payment of Income Tax on the salaries of Officers of that Department, be laid before this Council.
Address brought up and adopted; to be presented by the Colonial Secretary and the Commander of the Forces.
6. Estimates :—The Council went into Committee on the Estimates of Expenditure for the year 1844.
The Chairman reported the following Resolution :—
(1.) That a sum not exceeding £625 17s. 6d., be appropriated to defray the salaries and allowances of the Establishment of His Excellency the Governor.
Resolution agreed to.
7. The following Orders of the Day, on the motion of the Colonial Secretary, deferred until to-morrow.
(1.) Registry Bill; second reading.
(2.) Sheriff Bill; second reading.
(3.) Water Police Act amendment Bill; second reading.
(4.) Maintenance of Light-houses Bill; to be further considered in Committee.
(5.) Postage Act amendment Bill; to be further considered in Committee.
Council adjourned at Ten o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, SEPTEMBER 28.

NOTICES OF MOTION :—

1. DR. LANG to move the following Resolutions :—
 - (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
 - (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent ; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
 - (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory ; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.
 - (4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return four additional Members to this House.
 - (5.) That it is the opinion of this Council, that the Town of Melbourne—considering its extent and population ; the amount of property invested in its buildings ; and its general, and especially its commercial importance, as the capital of an extensive district—is not adequately represented in this House ; and that it is fairly entitled to return an additional representative to the Colonial Legislature.
 - (6.) That it is the opinion of this Council, that the Seaport Town of Newcastle, being the seat of the principal coal-field of the Colony, as well as of various important and promising Colonial manufactures, should be dis-joined from the other Northumberland Boroughs, and authorised, as a separate Electoral District, to return a representative Member to this House.
2. MR. TERRY to move, That it is the opinion of this Council, that the Counties of Northumberland, Camden, and Durham, are not adequately represented in this Council ; and each of these Counties ought, therefore, to return an additional Member to this House.
3. DR. LANG to move the following Resolutions, when the Postage Act amendment Bill shall be again under consideration :—
 - (1.) That the general efficiency and availableness of the Post Office Establishment are of essential importance to the welfare and advancement of this Colony.
 - (2.) That in order to render that Establishment efficient and available in the highest possible degree, it is indispensably necessary to reduce the rates of postage, chargeable on letters, to the lowest possible amount.
 - (3.) That it is the opinion of this Council, That no letter, posted in any City or Town for delivery within such City or Town, should be chargeable with a higher rate of postage than one penny, irrespective of its weight.
 - (4.) That it is the opinion of this Council, that for all greater distances within the Colony, whether by sea or land, no letter, not exceeding half an ounce in weight, should be chargeable with a higher rate of postage than two-pence ; and that two-pence additional should be chargeable on every letter, for every additional half ounce which such letter may weigh.
 - (5.) That it is the opinion of this Council, that for all letters to or from places beyond the limits of the Colony, whether posted or delivered in the port of entry or departure, no higher rate than two-pence each should be chargeable, irrespective of weight ; but that the inland postage to or from any other part of the Territory should be chargeable on all such letters in addition to that amount.
 - (6.) That it is the opinion of this Council, that the privilege of franking should be abolished ; and that the Postage of the various Departments of the Public Service should be chargeable on these Departments respectively, in such manner as to His Excellency the Governor and the Executive Council may seem fit.
 - (7.) That it is the opinion of this Council, that the Postage of the Military, Commissariat, and Convict Departments, should not be chargeable upon the Colonial Revenue.

4. **DR. LANG** to move, when the Estimates for Education are taken into consideration :—
- (1.) That it is the duty of Government to make suitable and adequate provision for the general education of the people.
 - (2.) That the Educational System, at present in operation in this Colony, in the form of denominational schools, supported in part from the public Treasury, is totally inadequate to meet the wants of the Colony,—uncertain in its application,—inefficient in its character,—and likely to entail a heavy and intolerable burden on the community.
 - (3.) That it is therefore expedient and necessary that such a system, in so far as the existing denominational schools receive assistance from the State, should forthwith cease and determine, and that all schools, to be supported from the Public Treasury, should henceforth be established on one comprehensive model, and be placed under the immediate supervision of the Government.
 - (4.) That in all schools to be supported by the State, the Holy Scriptures, in the authorised version, shall be read daily, but without note or comment; and that the business of each day shall be commenced and concluded with the reading of a form of prayer, to be agreed on beforehand by a Committee of this Council, but that no creed or catechism of any description shall be allowed.
 - (5.) That the children of Roman Catholic parents, who may be unwilling that their offspring should be taught to read the Holy Scriptures in the authorised version, and the children of Jewish parents who may be unwilling that their offspring should be taught to read the Christian Scriptures, shall on no account be required to read the authorised version or the New Testament respectively.
 - (6.) That it shall be lawful for the District Councils to establish primary or common schools, that is, schools for reading, writing, and arithmetic, on this basis, wherever they may deem it necessary for the welfare and advancement of their respective Districts, that such schools should be established, and to recognize existing schools, supported from the Public Treasury, thereto conforming; each schoolmaster of such schools to be provided, at the expense of the District, with a school-house and dwelling-house, and a fixed salary, not exceeding £50 per annum, with permission to charge fees from the pupils, not exceeding 5s. per quarter.
 - (7.) That it is the opinion of this Council, that the City Council of Sydney, and the Town Council of Melbourne, respectively, should be authorised to establish a model or training school in the said City or Town, respectively, for the practical instruction of intending schoolmasters, in the business of teaching; the head master of such school to have a salary not exceeding £100 per annum, with the other privileges and indulgences above enumerated.
 - (8.) That—as it is expedient and necessary, in order to render the benefits of a superior education easily accessible in all parts of the Territory, that provision should be made for the establishment and support of schools of a superior order, as compared with the primary or common schools—it shall be lawful for any District Council, or other municipal body having the powers of a District Council, to establish one or more Grammar or High Schools in any town or city having a population of not fewer than two thousand souls, for the Latin and Greek languages, and the elements of Mathematics, Natural History, and Natural Philosophy; the master of each of such schools to be provided, at the expense of the District or Municipality, with a school-house, a dwelling-house, and a salary not exceeding £100 per annum, with permission to charge fees not exceeding 10s. per quarter.
 - (9.) That as the comparatively low state of education throughout this Territory is to be ascribed, in no small degree, to the incompetency of a large proportion of the schoolmasters of the Colony, as well as to the inadequate remuneration they have hitherto received for their services, and the uncertain tenure of their appointments, it is absolutely necessary to make provision for the intellectual training of the future schoolmasters of the Colony, as well as of that portion of the Colonial youth who may desire to participate in the benefits of an academical education, whether with a view to professional pursuits, or to the general business of life.
 - (10.) That it is the opinion of this Council, that provision, to a moderate extent, should therefore be made forthwith for the establishment of Academical Institutions or Colleges in this Territory; and that for this purpose wherever any religious or other body shall establish such a College or Institution, provided such College or Institution shall comprise not fewer than three Professorships, and make provision, to the satisfaction of this Council, for a *curriculum* or course of education, extending over not less than three years, in the Languages, Philosophy, and Arts, a salary of £ per annum shall be allowed to each professor, provided the whole allowance to any such Institution or College shall not exceed £ per annum.
 - (11.) That it is the opinion of this Council, that the Orphan schools of this Colony, being Government establishments, should henceforth be conducted on the principles embodied in the foregoing resolutions, and should no longer be maintained or regarded as sectarian and denominational establishments.
 - (12.) That it is the opinion of this Council, that until machinery of a more suitable and permanent character, for superintending the entire department of public instruction in this Colony, can be duly organized and established, the carrying out of the preceding resolutions should be entrusted to a standing Committee of this Council, renewable from year to year, with a paid secretary or clerk, specially appointed for the purpose.
5. **MR. COWPER** to move, That this Council do sit from noon till Six o'Clock in the afternoon of every Saturday on which the Estimates of Expenditure, for the year 1844, shall be under consideration.
6. **MR. FOSTER** to move, when the Police Estimates come under consideration, That the petition now before the Council, respecting the District Councils, from the Inhabitants of Maitland, be taken into consideration.

7. MR. ELWIN to move, on motion made for the second reading of the Registry Bill, That the Bill be referred to a Select Committee.

ORDERS OF THE DAY:—

1. Registry Bill; second reading.
2. Estimates of Expenditure for 1844; to be further considered in Committee.
3. Sheriff Bill; second reading.
4. Water Police Act amendment Bill; second reading.
5. Maintenance of Light-houses Bill; to be further considered in Committee.
6. Postage Act amendment Bill; to be further considered in Committee.

TUESDAY, OCTOBER 3.

NOTICES OF MOTION:—

1. MR. HAMILTON to move the re-consideration of the 111th Standing Order, with a view to its amendment.
2. DR. NICHOLSON to move, That whereas the establishment of an overland route between the settled parts of New South Wales and Port Essington, will be attended with important additions to our geographical knowledge of the interior of Australia, and is an object, the accomplishment of which is also likely to be attended with great advantages to the commercial and other interests of this Colony, by opening a direct line of communication with the Islands of the Eastern Archipelago—with India, and other parts of Asia;—Resolved, that a Committee be appointed for the purpose of enquiring into the practicability of such a design, and the means whereby it may be carried into effect; and that they do report to the Council the result of such enquiry, with as little delay as possible.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

THURSDAY, 28 SEPTEMBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Courts of Requests:—Mr. Wentworth presented a Petition from the Landholders, Settlers, Traders, and others, resident within the District of Murrurundi, in the county of Brisbane, praying an extension of the Jurisdiction of the Courts of Requests; Petition read, and received.
2. Governor's proposed amendments on Bill:—Message from His Excellency the Governor received, and read, proposing certain amendments on the Lien on Wool and Live Stock Bill.
3. Henry Fowler:—Mr. Ebdon presented a Petition from Henry Fowler, of the Murray River, settler, praying compensation for wounds received in the capture of bush-rangers, in the District of Port Phillip; Petition read at length, and received.
4. Quit Rents:—Mr. Panton presented a Petition from certain owners of land, in the Village of Wilberforce, in the county of Cook, praying to be relieved from payment of Quit Rent; Petition read at length, and received.
5. System of Representation, under the Act of Parliament, 5 & 6 Victoria, chap. 76:—Dr. Lang's series of Resolutions on this subject, deferred until the Estimates shall have been disposed of.

Mr. Therry's Resolution, deferred until the Estimates shall have been disposed of.

6. Estimates:—Mr. Cowper, pursuant to notice, moved, That this Council do sit from noon, till Six o'Clock in the afternoon, of every Saturday on which the Estimates of Expenditure, for the year 1844, shall be under consideration; Question put, and passed.
7. Registry Bill:—Mr. Elwin, on motion made for the second reading of this Bill, moved, pursuant to notice, That the Bill be referred to a Select Committee; Question put, and passed; and Committee, consisting of the following Members, appointed:—

<p>THE ATTORNEY GENERAL, MR. FOSTER, MR. WINDEYER, MR. THERRY,</p>	|	<p>MR. HAMILTON, DR. LANG, DR. THOMSON, MR. ELWIN.</p>
--	--	--

8. Estimates:—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
The Chairman reported the following further Resolution:—
(2.) That a sum not exceeding £7,531 15s. 7d., be appropriated to defray the expense of the Department of Customs, Sydney, for the year 1844; Resolution agreed to.
9. The following Orders of the Day, on the motion of the Colonial Secretary, deferred until to-morrow:—
(1.) Sheriff Bill; second reading.
(2.) Water Police Act amendment Bill; second reading.
(3.) Maintenance of Light-houses Bill; to be further considered in Committee.
(4.) Postage Act amendment Bill; to be further considered in Committee.
Council adjourned at Half-past Nine o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, SEPTEMBER 29.

NOTICES OF MOTION :—

1. DR. LANG to move the following Resolutions, when the Estimates of Expenditure shall have been disposed of :—

(1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.

(2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.

(3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.

(4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return four additional Members to this House.

(5.) That it is the opinion of this Council, that the Town of Melbourne—considering its extent and population; the amount of property invested in its buildings; and its general, and especially its commercial importance, as the capital of an extensive district—is not adequately represented in this House; and that it is fairly entitled to return an additional representative to the Colonial Legislature.

(6.) That it is the opinion of this Council, that the Seaport Town of Newcastle, being the seat of the principal coal-field of the Colony, as well as of various important and promising Colonial manufactures, should be dis-joined from the other Northumberland Boroughs, and authorised, as a separate Electoral District, to return a representative Member to this House.

2. MR. TERRY to move the following Resolution, when the Estimates of Expenditure shall have been disposed of :—That it is the opinion of this Council, that the Counties of Northumberland, Camden, and Durham, are not adequately represented in this Council; and each of these Counties ought; therefore, to return an additional Member to this House.

3. DR. LANG to move the following Resolutions, when the Postage Act amendment Bill shall be again under consideration :—

(1.) That the general efficiency and availableness of the Post Office Establishment are of essential importance to the welfare and advancement of this Colony.

(2.) That in order to render that Establishment efficient and available in the highest possible degree, it is indispensably necessary to reduce the rates of postage, chargeable on letters, to the lowest possible amount.

(3.) That it is the opinion of this Council, That no letter, posted in any City or Town for delivery within such City or Town, should be chargeable with a higher rate of postage than one penny, irrespective of its weight.

(4.) That it is the opinion of this Council, that for all greater distances within the Colony, whether by sea or land, no letter, not exceeding half an ounce in weight, should be chargeable with a higher rate of postage than two-pence; and that two-pence additional should be chargeable on every letter, for every additional half ounce which such letter may weigh.

(5.) That it is the opinion of this Council, that for all letters to or from places beyond the limits of the Colony, whether posted or delivered in the port of entry or departure, no higher rate than two-pence each should be chargeable, irrespective of weight; but that the inland postage to or from any other part of the Territory should be chargeable on all such letters in addition to that amount.

(6.) That it is the opinion of this Council, that the privilege of franking should be abolished; and that the Postage of the various Departments of the Public Service should be chargeable on these Departments respectively, in such manner as to His Excellency the Governor and the Executive Council may seem fit.

(7.)

- (7.) That it is the opinion of this Council, that the Postage of the Military, Commissariat, and Convict Departments, should not be chargeable upon the Colonial Revenue.
4. **DR. LANG** to move, when the Estimates for Education are taken into consideration :—
- (1.) That it is the duty of Government to make suitable and adequate provision for the general education of the people.
- (2.) That the Educational System, at present in operation in this Colony, in the form of denominational schools, supported in part from the public Treasury, is totally inadequate to meet the wants of the Colony,—uncertain in its application,—inefficient in its character,—and likely to entail a heavy and intolerable burden on the community.
- (3.) That it is therefore expedient and necessary that such a system, in so far as the existing denominational schools receive assistance from the State, should forthwith cease and determine, and that all schools, to be supported from the Public Treasury, should henceforth be established on one comprehensive model, and be placed under the immediate supervision of the Government.
- (4.) That in all schools to be supported by the State, the Holy Scriptures, in the authorised version, shall be read daily, but without note or comment; and that the business of each day shall be commenced and concluded with the reading of a form of prayer, to be agreed on beforehand by a Committee of this Council, but that no creed or catechism of any description shall be allowed.
- (5.) That the children of Roman Catholic parents, who may be unwilling that their offspring should be taught to read the Holy Scriptures in the authorised version, and the children of Jewish parents who may be unwilling that their offspring should be taught to read the Christian Scriptures, shall on no account be required to read the authorised version or the New Testament respectively.
- (6.) That it shall be lawful for the District Councils to establish primary or common schools, that is, schools for reading, writing, and arithmetic, on this basis, wherever they may deem it necessary for the welfare and advancement of their respective Districts, that such schools should be established, and to recognize existing schools, supported from the Public Treasury, thereto conforming; each schoolmaster of such schools to be provided, at the expense of the District, with a school-house and dwelling-house, and a fixed salary, not exceeding £50 per annum, with permission to charge fees from the pupils, not exceeding 5s. per quarter.
- (7.) That it is the opinion of this Council, that the City Council of Sydney, and the Town Council of Melbourne, respectively, should be authorised to establish a model or training school in the said City or Town, respectively, for the practical instruction of intending schoolmasters, in the business of teaching; the head master of such school to have a salary not exceeding £100 per annum, with the other privileges and indulgences above enumerated.
- (8.) That—as it is expedient and necessary, in order to render the benefits of a superior education easily accessible in all parts of the Territory, that provision should be made for the establishment and support of schools of a superior order, as compared with the primary or common schools—it shall be lawful for any District Council, or other municipal body having the powers of a District Council, to establish one or more Grammar or High Schools in any town or city having a population of not fewer than two thousand souls, for the Latin and Greek languages, and the elements of Mathematics, Natural History, and Natural Philosophy; the master of each of such schools to be provided, at the expense of the District or Municipality, with a school-house, a dwelling-house, and a salary not exceeding £100 per annum, with permission to charge fees not exceeding 10s. per quarter.
- (9.) That as the comparatively low state of education throughout this Territory is to be ascribed, in no small degree, to the incompetency of a large proportion of the schoolmasters of the Colony, as well as to the inadequate remuneration they have hitherto received for their services, and the uncertain tenure of their appointments, it is absolutely necessary to make provision for the intellectual training of the future schoolmasters of the Colony, as well as of that portion of the Colonial youth who may desire to participate in the benefits of an academical education, whether with a view to professional pursuits, or to the general business of life.
- (10.) That it is the opinion of this Council, that provision, to a moderate extent, should therefore be made forthwith for the establishment of Academical Institutions or Colleges in this Territory; and that for this purpose wherever any religious or other body shall establish such a College or Institution, provided such College or Institution shall comprise not fewer than three Professorships, and make provision, to the satisfaction of this Council, for a *curriculum* or course of education, extending over not less than three years, in the Languages, Philosophy, and Arts, a salary of £ per annum shall be allowed to each professor, provided the whole allowance to any such Institution or College shall not exceed £ per annum.
- (11.) That it is the opinion of this Council, that the Orphan schools of this Colony, being Government establishments, should henceforth be conducted on the principles embodied in the foregoing resolutions, and should no longer be maintained or regarded as sectarian and denominational establishments.
- (12.) That it is the opinion of this Council, that until machinery of a more suitable and permanent character, for superintending the entire department of public instruction in this Colony; can be duly organized and established, the carrying out of the preceding resolutions should be entrusted to a standing Committee of this Council, renewable from year to year, with a paid secretary or clerk, specially appointed for the purpose.
5. **MR. FOSTER** to move, when the Police Estimates come under consideration, That the petition now before the Council, respecting the District Councils, from the Inhabitants of Maitland, be taken into consideration.

- 98.
6. **MR. WENTWORTH** to move, That an address be presented to His Excellency the Governor, praying that he will be pleased to order, that the following Returns be laid, as soon as possible, on the table of this House, viz :—
- (1.) A Return of the amount of fines and fees received at the Water Police Office since its establishment :—distinguishing the same in each year.
 - (2.) A Return of the amount received as tonnage dues under the Water Police Act ;—distinguishing the amount in each year.
 - (3.) A Return of the amount of expenses of the establishment in each year, with the respective items—showing the amount paid to the Water Police Magistrate—the amounts to Clerks, Inspectors, and Constables.
 - (4.) A Return of the number of persons employed in the Water Police establishment, including boats' crews, &c.
 - (5.) A Return of the number and cost of boats employed.
7. **DR. THOMSON** to move, That the Petition of Henry Fowler be referred, for consideration, to the Select Committee on the Scots Church.
8. **THE COLONIAL SECRETARY** to move, That the Message of His Excellency the Governor, proposing certain amendments on the Lien on Wool and Live Stock Bill, be taken into consideration.

ORDERS OF THE DAY :—

1. Estimates of Expenditure for 1844 ; to be further considered in Committee.
2. Sheriff Bill ; second reading.
3. Water Police Act amendment Bill ; second reading.
4. Maintenance of Light-houses Bill ; to be further considered in Committee.
5. Postage Act amendment Bill ; to be further considered in Committee.

SATURDAY, SEPTEMBER 30.

NOTICES OF MOTION :—

1. **MR. WINDEYER** to move, That it is the opinion of this Council, that the Salaries of the Governor of this Colony, and of the Superintendent of Port Phillip, are too high ; and should, as regards future Governors and Superintendents, be reduced, in pursuance of the authority given to this Council, by the 5th & 6th Victoria, cap. 76, sec. 38 ; and if that be carried, to move for leave to bring in a Bill to effect such reduction in the Salaries of any future Governor and Superintendent.

MONDAY, OCTOBER 2.

1. **MR. PANTON** to move, That the Petition from Wilberforce, in the County of Cook, on the subject of Quit Rents, be taken into consideration of the Council.

TUESDAY, OCTOBER 3.

1. **MR. HAMILTON** to move the re-consideration of the 111th Standing Order, with a view to its amendment.
2. **DR. NICHOLSON** to move, That whereas the establishment of an overland route between the settled parts of New South Wales and Port Essington, will be attended with important additions to our geographical knowledge of the interior of Australia, and is an object, the accomplishment of which is also likely to be attended with great advantages to the commercial and other interests of this Colony, by opening a direct line of communication with the Islands of the Eastern Archipelago—with India, and other parts of Asia ;—Resolved, that a Committee be appointed for the purpose of enquiring into the practicability of such a design, and the means whereby it may be carried into effect ; and that they do report to the Council the result of such enquiry, with as little delay as possible.

ALEX. M^o LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

FRIDAY, 29 SEPTEMBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
 Water Police :—Mr. Wentworth, pursuant to notice, moved, That an address be presented to His Excellency the Governor, praying that he will be pleased to order, that the following Returns be laid, as soon as possible, on the table of this House, viz :—
 - (1.) A Return of the amount of fines and fees received at the Water Police Office since its establishment :—distinguishing the same in each year.
 - (2.) A Return of the amount received as tonnage dues under the Water Police Act ;—distinguishing the amount in each year.
 - (3.) A Return of the amount of expenses of the establishment in each year, with the respective items—shewing the amount paid to the Water Police Magistrate—the amounts to Clerks, Inspectors, and Constables.
 - (4.) A Return of the number of persons employed in the Water Police establishment, including boats' crews, &c.
 - (5.) A Return of the number and cost of boats employed.
 Address brought up and adopted; to be presented by the Colonial Secretary and the Colonial Treasurer.
2. Henry Fowler :—Dr. Thomson, by leave, withdrew his Notice of Motion, for referring the Petition of Henry Fowler to the Select Committee on the Scots Church.
3. Lien on Wool and Live Stock Bill :—Governor's Message, proposing certain amendments therein, considered; Council went into Committee thereupon.
 The Chairman reported, that the Committee had agreed to the amendments proposed by His Excellency the Governor; Amendments adopted; and Bill, as so amended, ordered to be engrossed, and to be presented to His Excellency the Governor for assent, by a deputation, consisting of the Speaker, the Colonial Treasurer, and the Attorney General.
4. Colonial made Wine :—Mr. Foster presented a Petition from the Wine growers of the Colony, praying that they may be permitted to sell Colonial made Wine, in quantities less than ten gallons; Petition read, and received.
5. Estimates :—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
 The Chairman reported progress, and obtained leave to sit again to-morrow, from Twelve to Six o'Clock, exclusively for consideration of the Estimates.
6. The following Orders of the Day, on the motion of the Colonial Secretary, deferred until Monday next :—
 - (1.) Sheriff Bill; second reading.
 - (2.) Water Police Act amendment Bill; second reading.
 - (3.) Maintenance of Light-houses Bill; to be further considered in Committee.
 - (4.) Postage Act amendment Bill; to be further considered in Committee.
 Council adjourned at Ten o'Clock, until to-morrow, at Twelve o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

SATURDAY, SEPTEMBER 30.

NOTICES OF MOTION:—

1. MR. WINDEYER to move, That it is the opinion of this Council, that the Salaries of the Governor of this Colony, and of the Superintendent of Port Phillip, are too high; and should, as regards future Governors and Superintendents, be reduced, in pursuance of the authority given to this Council, by the 5th & 6th Victoria, cap. 76, sec. 38; and if that be carried, to move for leave to bring in a Bill to effect such reduction in the Salaries of any future Governor and Superintendent.
2. MR. ELWIN to move, That all matters connected with the lighting, warming, and ventilating the House and Offices—the accommodation of the Members—and the preparation of a statement of the necessary establishment of Officers and Messengers for the service of this House, be referred to the Committee on the Standing Orders, with power to report thereon from time to time, as they may find expedient; and that the Colonial Secretary and Dr. Nicholson be added to the Committee.

ORDER OF THE DAY:—

1. Estimates of Expenditure for 1844; to be further considered in Committee.

MONDAY, OCTOBER 2.

NOTICE OF MOTION:—

1. MR. PANTON to move, That the Petition from Wilberforce, in the County of Cook, on the subject of Quit Rents, be taken into consideration of the Council.

ORDERS OF THE DAY:—

2. Sheriff Bill; second reading.
3. Water Police Act amendment Bill; second reading.
4. Maintenance of Light-houses Bill; to be further considered in Committee.
5. Postage Act amendment Bill; to be further considered in Committee.

TUESDAY, OCTOBER 3.

NOTICES OF MOTION:—

1. MR. HAMILTON to move the re-consideration of the 111th Standing Order, with a view to its amendment.
2. DR. NICHOLSON to move, That whereas the establishment of an overland route between the settled parts of New South Wales and Port Essington, will be attended with important additions to our geographical knowledge of the interior of Australia, and is an object, the accomplishment of which is also likely to be attended with great advantages to the commercial and other interests of this Colony, by opening a direct line of communication with the Islands of the Eastern Archipelago—with India, and other parts of Asia;—Resolved, that a Committee be appointed for the purpose of enquiring into the practicability of such a design, and the means whereby it may be carried into effect; and that they do report to the Council the result of such enquiry, with as little delay as possible.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move the following Resolutions, when the Estimates of Expenditure shall have been disposed of:—
 - (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council, for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
 - (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than _____ years, and paying not less than twenty pounds sterling of yearly rent; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
 - (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.

(4.)

(4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return four additional Members to this House.

(5.) That it is the opinion of this Council, that the Town of Melbourne—considering its extent and population; the amount of property invested in its buildings; and its general, and especially its commercial importance, as the capital of an extensive district—is not adequately represented in this House; and that it is fairly entitled to return an additional representative to the Colonial Legislature.

(6.) That it is the opinion of this Council, that the Seaport Town of Newcastle, being the seat of the principal coal-field of the Colony, as well as of various important and promising Colonial manufactures, should be dis-joined from the other Northumberland Boroughs, and authorised, as a separate Electoral District, to return a representative Member to this House.

2. MR. TERRY to move the following Resolution, when the Estimates of Expenditure shall have been disposed of:—That it is the opinion of this Council, that the Counties of Northumberland, Camden, and Durham, are not adequately represented in this Council; and each of these Counties ought, therefore, to return an additional Member to this House.

3. DR. LANG to move the following Resolutions, when the Postage Act amendment Bill shall be again under consideration:—

(1.) That the general efficiency and availableness of the Post Office Establishment are of essential importance to the welfare and advancement of this Colony.

(2.) That in order to render that Establishment efficient and available in the highest possible degree, it is indispensably necessary to reduce the rates of postage, chargeable on letters, to the lowest possible amount.

(3.) That it is the opinion of this Council, That no letter, posted in any City or Town for delivery within such City or Town, should be chargeable with a higher rate of postage than one penny, irrespective of its weight.

(4.) That it is the opinion of this Council, that for all greater distances within the Colony, whether by sea or land, no letter, not exceeding half an ounce in weight, should be chargeable with a higher rate of postage than two-pence; and that two-pence additional should be chargeable on every letter, for every additional half ounce which such letter may weigh.

(5.) That it is the opinion of this Council, that for all letters to or from places beyond the limits of the Colony, whether posted or delivered in the port of entry or departure, no higher rate than two-pence each should be chargeable, irrespective of weight; but that the inland postage to or from any other part of the Territory should be chargeable on all such letters in addition to that amount.

(6.) That it is the opinion of this Council; that the privilege of franking should be abolished; and that the Postage of the various Departments of the Public Service should be chargeable on these Departments respectively, in such manner as to His Excellency the Governor and the Executive Council may seem fit.

(7.) That it is the opinion of this Council, that the Postage of the Military, Commissariat, and Convict Departments, should not be chargeable upon the Colonial Revenue.

4. DR. LANG to move, when the Estimates for Education are taken into consideration:—

(1.) That it is the duty of Government to make suitable and adequate provision for the general education of the people.

(2.) That the Educational System, at present in operation in this Colony, in the form of denominational schools, supported in part from the public Treasury, is totally inadequate to meet the wants of the Colony,—uncertain in its application,—inefficient in its character,—and likely to entail a heavy and intolerable burden on the community.

(3.) That it is therefore expedient and necessary that such a system, in so far as the existing denominational schools receive assistance from the State, should forthwith cease and determine, and that all schools, to be supported from the Public Treasury, should henceforth be established on one comprehensive model, and be placed under the immediate supervision of the Government.

(4.) That in all schools to be supported by the State, the Holy Scriptures, in the authorised version, shall be read daily, but without note or comment; and that the business of each day shall be commenced and concluded with the reading of a form of prayer, to be agreed on beforehand by a Committee of this Council, but that no creed or catechism of any description shall be allowed.

(5.) That the children of Roman Catholic parents, who may be unwilling that their offspring should be taught to read the Holy Scriptures in the authorised version, and the children of Jewish parents who may be unwilling that their offspring should be taught to read the Christian Scriptures, shall on no account be required to read the authorised version or the New Testament respectively.

(6.) That it shall be lawful for the District Councils to establish primary or common schools, that is, schools for reading, writing, and arithmetic, on this basis, wherever they may deem it necessary for the welfare and advancement of their respective Districts, that such schools should be established, and to recognize existing schools, supported from the Public Treasury, thereto conforming; each schoolmaster of such schools to be provided, at the expense of the District, with a school-house and dwelling-house, and a fixed salary, not exceeding £50 per annum, with permission to charge fees from the pupils, not exceeding 5s. per quarter.

(7.) That it is the opinion of this Council, that the City Council of Sydney, and the Town Council of Melbourne, respectively, should be authorised to establish a model or training school in the said City or Town, respectively, for the practical instruction of
intending

intending schoolmasters, in the business of teaching; the head master of such school to have a salary not exceeding £100 per annum, with the other privileges and indulgences above enumerated.

(8.) That—as it is expedient and necessary, in order to render the benefits of a superior education easily accessible in all parts of the Territory, that provision should be made for the establishment and support of schools of a superior order, as compared with the primary or common schools—it shall be lawful for any District Council, or other municipal body having the powers of a District Council, to establish one or more Grammar or High Schools in any town or city having a population of not fewer than two thousand souls, for the Latin and Greek languages, and the elements of Mathematics, Natural History, and Natural Philosophy; the master of each of such schools to be provided, at the expense of the District or Municipality, with a school-house, a dwelling-house, and a salary not exceeding £100 per annum, with permission to charge fees not exceeding 10s. per quarter.

(9.) That as the comparatively low state of education throughout this Territory is to be ascribed, in no small degree, to the incompetency of a large proportion of the schoolmasters of the Colony, as well as to the inadequate remuneration they have hitherto received for their services, and the uncertain tenure of their appointments, it is absolutely necessary to make provision for the intellectual training of the future schoolmasters of the Colony, as well as of that portion of the Colonial youth who may desire to participate in the benefits of an academical education, whether with a view to professional pursuits, or to the general business of life.

(10.) That it is the opinion of this Council, that provision, to a moderate extent, should therefore be made forthwith for the establishment of Academical Institutions or Colleges in this Territory; and that for this purpose wherever any religious or other body shall establish such a College or Institution, provided such College or Institution shall comprise not fewer than three Professorships, and make provision, to the satisfaction of this Council, for a *curriculum* or course of education, extending over not less than three years, in the Languages, Philosophy, and Arts, a salary of £ per annum shall be allowed to each professor, provided the whole allowance to any such Institution or College shall not exceed £ per annum.

(11.) That it is the opinion of this Council, that the Orphan schools of this Colony, being Government establishments, should henceforth be conducted on the principles embodied in the foregoing resolutions, and should no longer be maintained or regarded as sectarian and denominational establishments.

(12.) That it is the opinion of this Council, that until machinery of a more suitable and permanent character, for superintending the entire department of public instruction in this Colony, can be duly organized and established, the carrying out of the preceding resolutions should be entrusted to a standing Committee of this Council, renewable from year to year, with a paid secretary or clerk, specially appointed for the purpose.

5. Mr. FOSTER to move, when the Police Estimates come under consideration, That the petition now before the Council, respecting the District Councils, from the Inhabitants of Maitland, be taken into consideration.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

SATURDAY, 30 SEPTEMBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Salary of the Governor, and of the Superintendent of Port Phillip:—Mr. Windeyer, pursuant to notice, moved the following Resolution:—
That it is the opinion of this Council, that the Salaries of the Governor of this Colony, and of the Superintendent of Port Phillip, are too high; and should, as regards future Governors and Superintendents, be reduced, in pursuance of the authority given to this Council, by the 5th & 6th Victoria, cap. 76, sec. 38.
Moved, as an amendment, That the Question be now put;
Debate ensued; and Amendment, by leave, withdrawn;
Mr. Windeyer then moved the following amended Resolution:—
That it is the opinion of this Council that it is expedient to fix, by Colonial enactment, the Salary of any future Governor of this Colony, and also that of the Superintendent of Port Phillip;
Question, on the amendment, put and passed.
Mr. Windeyer then obtained leave to bring in a Bill to effect the object of such Resolution.
2. Standing Orders Committee:—Mr. Elwin, pursuant to notice, moved, That all matters connected with the lighting, warming, and ventilating the House and Offices—the accommodation of the Members—and the preparation of a statement of the necessary establishment of Officers and Messengers for the service of this House, be referred to the Committee on the Standing Orders, with power to report thereon from time to time, as they may find expedient; and that the Colonial Secretary and Dr. Nicholson be added to the Committee.
Question put and passed.
3. Estimates:—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
The Chairman reported progress, and obtained leave to sit again on Monday next, at Three o'Clock.
Council adjourned at a quarter after Five o'Clock, until Monday next, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

MONDAY, OCTOBER 2.

NOTICE OF MOTION :—

1. MR. PANTON to move, That the Petition from Wilberforce, in the County of Cook, on the subject of Quit Rents, be taken into consideration of the Council.

ORDERS OF THE DAY :—

1. Estimates of Expenditure for 1844 ; to be further considered in Committee.
2. Sheriff Bill ; second reading.
3. Water Police Act amendment Bill ; second reading.
4. Maintenance of Light-houses Bill ; to be further considered in Committee.
5. Postage Act amendment Bill ; to be further considered in Committee.

TUESDAY, OCTOBER 3.

NOTICES OF MOTION :—

1. MR. HAMILTON to move the re-consideration of the 111th Standing Order, with a view to its amendment.
2. DR. NICHOLSON to move, That whereas the establishment of an overland route between the settled parts of New South Wales and Port Essington, will be attended with important additions to our geographical knowledge of the interior of Australia, and is an object, the accomplishment of which is also likely to be attended with great advantages to the commercial and other interests of this Colony, by opening a direct line of communication with the Islands of the Eastern Archipelago—with India, and other parts of Asia ;—Resolved, that a Committee be appointed for the purpose of enquiring into the practicability of such a design, and the means whereby it may be carried into effect ; and that they do report to the Council the result of such enquiry, with as little delay as possible.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move the following Resolutions, when the Estimates of Expenditure shall have been disposed of :—
 - (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
 - (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent ; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
 - (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory ; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.
 - (4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return four additional Members to this House.
 - (5.) That it is the opinion of this Council, that the Town of Melbourne—considering its extent and population ; the amount of property invested in its buildings ; and its general, and especially its commercial importance, as the capital of an extensive district—is not adequately represented in this House ; and that it is fairly entitled to return an additional representative to the Colonial Legislature.
 - (6.) That it is the opinion of this Council, that the Seaport Town of Newcastle, being the seat of the principal coal-field of the Colony, as well as of various important and promising Colonial manufactures, should be dis-joined from the other Northumberland Boroughs, and authorised, as a separate Electoral District, to return a representative Member to this House.
2. MR. TERRY to move the following Resolution, when the Estimates of Expenditure shall have been disposed of :—That it is the opinion of this Council, that the Counties of Northumberland, Camden, and Durham, are not adequately represented in this Council ; and

and each of these Counties ought, therefore, to return an additional Member to this House.

3. DR. LANG to move the following Resolutions, when the Postage Act amendment Bill shall be again under consideration :—

(1.) That the general efficiency and availableness of the Post Office Establishment are of essential importance to the welfare and advancement of this Colony.

(2.) That in order to render that Establishment efficient and available in the highest possible degree, it is indispensably necessary to reduce the rates of postage, chargeable on letters, to the lowest possible amount.

(3.) That it is the opinion of this Council, That no letter, posted in any City or Town for delivery within such City or Town, should be chargeable with a higher rate of postage than one penny, irrespective of its weight.

(4.) That it is the opinion of this Council, that for all greater distances within the Colony, whether by sea or land, no letter, not exceeding half an ounce in weight, should be chargeable with a higher rate of postage than two-pence; and that two-pence additional should be chargeable on every letter, for every additional half ounce which such letter may weigh.

(5.) That it is the opinion of this Council, that for all letters to or from places beyond the limits of the Colony, whether posted or delivered in the port of entry or departure, no higher rate than two-pence each should be chargeable, irrespective of weight; but that the inland postage to or from any other part of the Territory should be chargeable on all such letters in addition to that amount.

(6.) That it is the opinion of this Council, that the privilege of franking should be abolished; and that the Postage of the various Departments of the Public Service should be chargeable on these Departments respectively, in such manner as to His Excellency the Governor and the Executive Council may seem fit.

(7.) That it is the opinion of this Council, that the Postage of the Military, Commissariat, and Convict Departments, should not be chargeable upon the Colonial Revenue.

4. DR. LANG to move, when the Estimates for Education are taken into consideration :—

(1.) That it is the duty of Government to make suitable and adequate provision for the general education of the people.

(2.) That the Educational System, at present in operation in this Colony, in the form of denominational schools, supported in part from the public Treasury, is totally inadequate to meet the wants of the Colony,—uncertain in its application,—inefficient in its character,—and likely to entail a heavy and intolerable burden on the community.

(3.) That it is therefore expedient and necessary that such a system, in so far as the existing denominational schools receive assistance from the State, should forthwith cease and determine, and that all schools, to be supported from the Public Treasury, should henceforth be established on one comprehensive model, and be placed under the immediate supervision of the Government.

(4.) That in all schools to be supported by the State, the Holy Scriptures, in the authorised version, shall be read daily, but without note or comment; and that the business of each day shall be commenced and concluded with the reading of a form of prayer, to be agreed on beforehand by a Committee of this Council, but that no creed or catechism of any description shall be allowed.

(5.) That the children of Roman Catholic parents, who may be unwilling that their offspring should be taught to read the Holy Scriptures in the authorised version, and the children of Jewish parents who may be unwilling that their offspring should be taught to read the Christian Scriptures, shall on no account be required to read the authorised version or the New Testament respectively.

(6.) That it shall be lawful for the District Councils to establish primary or common schools, that is, schools for reading, writing, and arithmetic, on this basis, wherever they may deem it necessary for the welfare and advancement of their respective Districts, that such schools should be established, and to recognize existing schools, supported from the Public Treasury, thereto conforming; each schoolmaster of such schools to be provided, at the expense of the District, with a school-house and dwelling-house, and a fixed salary, not exceeding £50 per annum, with permission to charge fees from the pupils, not exceeding 5s. per quarter.

(7.) That it is the opinion of this Council, that the City Council of Sydney, and the Town Council of Melbourne, respectively, should be authorised to establish a model or training school in the said City or Town, respectively, for the practical instruction of intending schoolmasters, in the business of teaching; the head master of such school to have a salary not exceeding £100 per annum, with the other privileges and indulgences above enumerated.

(8.) That—as it is expedient and necessary, in order to render the benefits of a superior education easily accessible in all parts of the Territory, that provision should be made for the establishment and support of schools of a superior order, as compared with the primary or common schools—it shall be lawful for any District Council, or other municipal body having the powers of a District Council, to establish one or more Grammar or High Schools in any town or city having a population of not fewer than two thousand souls, for the Latin and Greek languages, and the elements of Mathematics, Natural History, and Natural Philosophy; the master of each of such schools to be provided, at the expense of the District or Municipality, with a school-house, a dwelling-house, and a salary not exceeding £100 per annum, with permission to charge fees not exceeding 10s. per quarter.

(9.) That as the comparatively low state of education throughout this Territory is to be ascribed, in no small degree, to the incompetency of a large proportion of the schoolmasters of the Colony, as well as to the inadequate remuneration they have hitherto received for their services, and the uncertain tenure of their appointments, it is absolutely necessary to make provision for the intellectual training of the future schoolmasters of the Colony,

Colony, as well as of that portion of the Colonial youth who may desire to participate in the benefits of an academical education, whether with a view to professional pursuits, or to the general business of life:

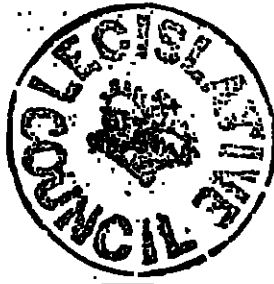
(10.) That it is the opinion of this Council, that provision, to a moderate extent, should therefore be made forthwith for the establishment of Academical Institutions or Colleges in this Territory; and that for this purpose wherever any religious or other body shall establish such a College or Institution, provided such College or Institution shall comprise not fewer than three Professorships, and make provision, to the satisfaction of this Council, for a curriculum or course of education, extending over not less than three years, in the Languages, Philosophy, and Arts, a salary of £ per annum shall be allowed to each professor, provided the whole allowance to any such Institution or College shall not exceed £ per annum.

(11.) That it is the opinion of this Council, that the Orphan schools of this Colony, being Government establishments, should henceforth be conducted on the principles embodied in the foregoing resolutions, and should no longer be maintained or regarded as sectarian and denominational establishments.

(12.) That it is the opinion of this Council, that until machinery of a more suitable and permanent character, for superintending the entire department of public instruction in this Colony, can be duly organized and established, the carrying out of the preceding resolutions should be entrusted to a standing Committee of this Council, renewable from year to year, with a paid secretary or clerk, specially appointed for the purpose.

5. MR. FOSTER to move, when the Police Estimates come under consideration, That the petition now before the Council, respecting the District Councils, from the Inhabitants of Maitland, be taken into consideration.

ALEX. M^c LEAY,
Speaker.



VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

MONDAY, 2 OCTOBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Quit Rents:—Mr. Panton, by leave, postponed his motion on this subject, until he shall have communicated with the Executive Government.
2. Registry Bill:—Dr. Thomson presented a Petition from the Attornies, Solicitors, and Proctors, of the Supreme Court of New South Wales, for the District of Port Phillip, praying that the 20th clause of this Bill may be expunged, and a clause introduced, declaring, in express terms, that the Bill shall not in anywise apply to the District of Port Phillip; and that measures may be taken to have sections 7 and 22, of the Act of Council, 5 Victoria, No. 21, carried into effect, as regards Port Phillip, with all convenient speed; Petition read, received, and referred to the Select Committee on the Registry Bill.
3. Salary of the Governor and Superintendent of Port Phillip:—Mr. Windeyer, pursuant to order, presented a Bill, intituled, "*A Bill for fixing the Salaries of future Governors of New South Wales, and Superintendents of Port Phillip;*" Bill read a first time; ordered to be printed, and read a second time on Saturday next.
4. Estimates:—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
The Chairman reported progress, and obtained leave to sit again to-morrow.
Council adjourned at Nine o'Clock, until to-morrow, at Three o'Clock.

NOTICES

108

2

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, OCTOBER 3.

NOTICES OF MOTION :—

1. MR. HAMILTON to move the re-consideration of the 111th Standing Order, with a view to its amendment.
2. DR. NICHOLSON to move, That whereas the establishment of an overland route between the settled parts of New South Wales and Port Essington, will be attended with important additions to our geographical knowledge of the interior of Australia, and is an object, the accomplishment of which is also likely to be attended with great advantages to the commercial and other interests of this Colony, by opening a direct line of communication with the Islands of the Eastern Archipelago—with India, and other parts of Asia ;—Resolved, that a Committee be appointed for the purpose of enquiring into the practicability of such a design, and the means whereby it may be carried into effect ; and that they do report to the Council the result of such enquiry, with as little delay as possible.
3. DR. THOMSON to move, That an Address be presented to His Excellency the Governor, praying that he will be pleased to order, that the following Returns be laid, as soon as possible, on the Table of this House, viz :—
 - (1.) A Return of all Fees received by the Commissioners of Crown Lands, throughout the Colony, under the Act 2 Victoria, No 27 ; shewing the annual amounts received by each Commissioner separately.
 - (2.) Copies of the annual Returns from each Commissioner, under Schedule B, of 2 Victoria, No. 27, since the date of that Act, accompanied with a memorandum, shewing the extent of each District.
 - (3.) A Return of the number of persons received into the Colonial Hospital, at Melbourne ; shewing the dates of their admission, and discharge, for the year 1842 ; also, a detailed account of the items charged, under the head of Incidental Expenses, for the same year.
4. THE COLONIAL TREASURER to move a Resolution, in the following terms :—Resolved that this Council will make good any sums, not exceeding £2,500, which may be expended by His Excellency the Governor, in giving employment to distressed mechanics and labourers, in Sydney, during the remainder of the present year.

ORDERS OF THE DAY :—

1. Estimates of Expenditure for 1844 ; to be further considered in Committee.
2. Sheriff Bill ; second reading.
3. Water Police Act amendment Bill ; second reading.
4. Maintenance of Light-houses Bill ; to be further considered in Committee.
5. Postage Act amendment Bill ; to be further considered in Committee.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move the following Resolutions, when the Estimates of Expenditure shall have been disposed of :—
 - (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
 - (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent ; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
 - (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory ; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.
 - (4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return four additional Members to this House.
 - (5.) That it is the opinion of this Council, that the Town of Melbourne—considering its extent and population ; the amount of property invested in its buildings ; and its general, and especially its commercial importance, as the capital of an extensive district—is not adequately represented in this House ; and that it is fairly entitled to return an additional representative to the Colonial Legislature.

(6.)

109.

- (6.) That it is the opinion of this Council, that the Seaport Town of Newcastle, being the seat of the principal coal-field of the Colony, as well as of various important and promising Colonial manufactures, should be dis-joined from the other Northumberland Boroughs, and authorised, as a separate Electoral District, to return a representative Member to this House.
2. MR. TERRY to move the following Resolution, when the Estimates of Expenditure shall have been disposed of:—That it is the opinion of this Council, that the Counties of Northumberland, Camden, and Durham, are not adequately represented in this Council; and each of these Counties ought, therefore, to return an additional Member to this House.
3. DR. LANG to move the following Resolutions, when the Postage Act amendment Bill shall be again under consideration:—
- (1.) That the general efficiency and availableness of the Post Office Establishment are of essential importance to the welfare and advancement of this Colony.
 - (2.) That in order to render that Establishment efficient and available in the highest possible degree, it is indispensably necessary to reduce the rates of postage, chargeable on letters, to the lowest possible amount.
 - (3.) That it is the opinion of this Council, That no letter, posted in any City or Town for delivery within such City or Town, should be chargeable with a higher rate of postage than one penny, irrespective of its weight.
 - (4.) That it is the opinion of this Council, that for all greater distances within the Colony, whether by sea or land, no letter, not exceeding half an ounce in weight, should be chargeable with a higher rate of postage than two-pence; and that two-pence additional should be chargeable on every letter, for every additional half ounce which such letter may weigh.
 - (5.) That it is the opinion of this Council, that for all letters to or from places beyond the limits of the Colony, whether posted or delivered in the port of entry or departure, no higher rate than two-pence each should be chargeable, irrespective of weight; but that the inland postage to or from any other part of the Territory should be chargeable on all such letters in addition to that amount.
 - (6.) That it is the opinion of this Council, that the privilege of franking should be abolished; and that the Postage of the various Departments of the Public Service should be chargeable on these Departments respectively, in such manner as to His Excellency the Governor and the Executive Council may seem fit.
 - (7.) That it is the opinion of this Council, that the Postage of the Military, Commissariat, and Convict Departments, should not be chargeable upon the Colonial Revenue.
4. DR. LANG to move, when the Estimates for Education are taken into consideration:—
- (1.) That it is the duty of Government to make suitable and adequate provision for the general education of the people.
 - (2.) That the Educational System, at present in operation in this Colony, in the form of denominational schools, supported in part from the public Treasury, is totally inadequate to meet the wants of the Colony,—uncertain in its application,—inefficient in its character,—and likely to entail a heavy and intolerable burden on the community.
 - (3.) That it is therefore expedient and necessary that such a system, in so far as the existing denominational schools receive assistance from the State, should forthwith cease and determine, and that all schools, to be supported from the Public Treasury, should henceforth be established on one comprehensive model, and be placed under the immediate supervision of the Government.
 - (4.) That in all schools to be supported by the State, the Holy Scriptures, in the authorised version, shall be read daily, but without note or comment; and that the business of each day shall be commenced and concluded with the reading of a form of prayer, to be agreed on beforehand by a Committee of this Council, but that no creed or catechism of any description shall be allowed.
 - (5.) That the children of Roman Catholic parents, who may be unwilling that their offspring should be taught to read the Holy Scriptures in the authorised version, and the children of Jewish parents who may be unwilling that their offspring should be taught to read the Christian Scriptures, shall on no account be required to read the authorised version or the New Testament respectively.
 - (6.) That it shall be lawful for the District Councils to establish primary or common schools, that is, schools for reading, writing, and arithmetic, on this basis, wherever they may deem it necessary for the welfare and advancement of their respective Districts, that such schools should be established, and to recognize existing schools, supported from the Public Treasury, thereto conforming; each schoolmaster of such schools to be provided, at the expense of the District, with a school-house and dwelling-house, and a fixed salary, not exceeding £50 per annum, with permission to charge fees from the pupils, not exceeding 5s. per quarter.
 - (7.) That it is the opinion of this Council, that the City Council of Sydney, and the Town Council of Melbourne, respectively, should be authorised to establish a model or training school in the said City or Town, respectively, for the practical instruction of intending schoolmasters, in the business of teaching; the head master of such school to have a salary not exceeding £100 per annum, with the other privileges and indulgences above enumerated.
 - (8.) That—as it is expedient and necessary, in order to render the benefits of a superior education easily accessible in all parts of the Territory, that provision should be made for the establishment and support of schools of a superior order, as compared with the primary or common schools—it shall be lawful for any District Council, or other municipal body having the powers of a District Council, to establish one or more Grammar or High Schools in any town or city having a population of not fewer than two thousand souls, for the Latin and Greek languages, and the elements of Mathematics, Natural History, and Natural Philosophy; the master of each of such schools to be provided, at the expense

expense of the District or Municipality, with a school-house, a dwelling-house, and a salary not exceeding £100 per annum, with permission to charge fees not exceeding 10s. per quarter.

(9.) That as the comparatively low state of education throughout this Territory is to be ascribed, in no small degree, to the incompetency of a large proportion of the schoolmasters of the Colony, as well as to the inadequate remuneration they have hitherto received for their services, and the uncertain tenure of their appointments, it is absolutely necessary to make provision for the intellectual training of the future schoolmasters of the Colony, as well as of that portion of the Colonial youth who may desire to participate in the benefits of an academical education, whether with a view to professional pursuits, or to the general business of life.

(10.) That it is the opinion of this Council, that provision, to a moderate extent, should therefore be made forthwith for the establishment of Academical Institutions or Colleges in this Territory; and that for this purpose wherever any religious or other body shall establish such a College or Institution, provided such College or Institution shall comprise not fewer than three Professorships, and make provision, to the satisfaction of this Council, for a curriculum or course of education, extending over not less than three years, in the Languages, Philosophy, and Arts, a salary of £ per annum shall be allowed to each professor, provided the whole allowance to any such Institution or College shall not exceed £ per annum.

(11.) That it is the opinion of this Council, that the Orphan schools of this Colony, being Government establishments, should henceforth be conducted on the principles embodied in the foregoing resolutions, and should no longer be maintained or regarded as sectarian and denominational establishments.

(12.) That it is the opinion of this Council, that until machinery of a more suitable and permanent character, for superintending the entire department of public instruction in this Colony, can be duly organized and established, the carrying out of the preceding resolutions should be entrusted to a standing Committee of this Council, renewable from year to year, with a paid secretary or clerk, specially appointed for the purpose.

- 5. MR. FOSTER to move, when the Police Estimates come under consideration, That the petition now before the Council, respecting the District Councils, from the Inhabitants of Maitland, be taken into consideration.
- 6. MR. PANTON to move, after communicating with the Executive Government, That the Petition from Wilberforce, in the County of Cook, on the subject of Quit Rents, be taken into consideration of the Council.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

TUESDAY, 3 OCTOBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Council Library:—Mr. Elwin, in absence of the Chairman, brought up the progress Report of the Committee, which was read, received, and ordered to be laid upon the Table.
2. Overland Route to Port Essington:—Dr. Nicholson, pursuant to notice, moved the following Resolution:—
That whereas the establishment of an overland route between the settled parts of New South Wales and Port Essington, will be attended with important additions to our geographical knowledge of the interior of Australia, and is an object, the accomplishment of which is also likely to be attended with great advantages to the commercial and other interests of this Colony, by opening a direct line of communication with the Islands of the Eastern Archipelago—with India, and other parts of Asia;—Resolved, that a Committee be appointed for the purpose of enquiring into the practicability of such a design, and the means whereby it may be carried into effect; and that they do report to the Council the result of such enquiry, with as little delay as possible.
Question put and passed; and Committee, consisting of the following Members, appointed:—

MR. ELWIN,
DR. LANG,
MR. SUTTOR,

MR. WENTWORTH,
MR. MACARTHUR,
DR. NICHOLSON.

3. Address for Returns:—Dr. Thomson, pursuant to notice, moved, That an Address be presented to His Excellency the Governor, praying that he will be pleased to order, that the following Returns be laid, as soon as possible, on the Table of this House, viz:—
Crown Lands Commissioners:—
(1.) A Return of all Fees received by the Commissioners of Crown Lands, throughout the Colony, under the Act 2 Victoria, No 27; shewing the annual amounts received by each Commissioner separately.
(2.) Copies of the annual Returns from each Commissioner, under Schedule B, of 2 Victoria, No. 27, since the date of that Act, accompanied with a memorandum, shewing the extent of each District.
Colonial Hospital, Melbourne:—
(3.) A Return of the number of persons received into the Colonial Hospital, at Melbourne; shewing the dates of their admission, and discharge, for the year 1842; also, a detailed account of the items charged, under the head of Incidental Expenses, for the same year.
Address brought up and adopted; to be presented by the Colonial Treasurer and the Auditor General.
4. Reimbursement of expense of employing distressed Mechanics with families:—The Colonial Treasurer, pursuant to notice, moved the following Resolution:—
That this Council will make good any sums, not exceeding £2,500, which may be expended by His Excellency the Governor, in giving employment to distressed mechanics and labourers, in Sydney, during the remainder of the present year;
Question put, and Resolution—on the insertion of the words "having families" after the word "labourers"—adopted.
5. Standing Orders:—Mr. Elwin obtained leave for Mr. Hamilton to withdraw his Notice of Motion for the reconsideration of the 111th Standing Order.
6. Estimates:—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
The Chairman reported progress, and obtained leave to sit again to-morrow.
Council adjourned at half-past Eight o'Clock, until to-morrow, at Three o'Clock.

NOTICES

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, OCTOBER 4.

ORDERS OF THE DAY:—

1. Estimates of Expenditure for 1844; to be further considered in Committee.
2. Sheriff Bill; second reading.
3. Water Police Act amendment Bill; second reading.
4. Maintenance of Light-houses Bill; to be further considered in Committee.
5. Postage Act amendment Bill; to be further considered in Committee.

SATURDAY, OCTOBER 7.

1. Governor's Salary Bill; second reading.

TUESDAY, OCTOBER 10.

NOTICE OF MOTION:—

1. MR. BOWMAN to move, That this Council do take into consideration the Petition from the Inhabitants of Campbelltown, praying that that Town may not be included with the Townships of Camden and Picton, in the formation of a District Council; and if that be carried, that he will then move for leave to bring in a Bill to Incorporate the Townships of Campbelltown and Appin, in a separate District Council, under the Act of the Imperial Parliament, 5 & 6 Victoria, cap. 76.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move the following Resolutions, when the Estimates of Expenditure shall have been disposed of:—
 - (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
 - (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
 - (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.
 - (4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return four additional Members to this House.
 - (5.) That it is the opinion of this Council, that the Town of Melbourne—considering its extent and population; the amount of property invested in its buildings; and its general, and especially its commercial importance, as the capital of an extensive district—is not adequately represented in this House; and that it is fairly entitled to return an additional representative to the Colonial Legislature.
 - (6.) That it is the opinion of this Council, that the Seaport Town of Newcastle, being the seat of the principal coal-field of the Colony, as well as of various important and promising Colonial manufactures, should be dis-joined from the other Northumberland Boroughs, and authorised, as a separate Electoral District, to return a representative Member to this House.
2. MR. THERRY to move the following Resolution, when the Estimates of Expenditure shall have been disposed of:—That it is the opinion of this Council, that the Counties of Northumberland, Camden, and Durham, are not adequately represented in this Council; and each of these Counties ought, therefore, to return an additional Member to this House.
3. DR. LANG to move the following Resolutions, when the Postage Act amendment Bill shall be again under consideration:—
 - (1.) That the general efficiency and availableness of the Post Office Establishment are of essential importance to the welfare and advancement of this Colony.
 - (2.) That in order to render that Establishment efficient and available in the highest possible degree, it is indispensably necessary to reduce the rates of postage, chargeable on letters, to the lowest possible amount.
 - (3.)

- (3.) That it is the opinion of this Council, That no letter, posted in any City or Town for delivery within such City or Town, should be chargeable with a higher rate of postage than one penny, irrespective of its weight.
- (4.) That it is the opinion of this Council, that for all greater distances within the Colony, whether by sea or land, no letter, not exceeding half an ounce in weight, should be chargeable with a higher rate of postage than two-pence; and that two-pence additional should be chargeable on every letter, for every additional half-ounce which such letter may weigh.
- (5.) That it is the opinion of this Council, that for all letters to or from places beyond the limits of the Colony, whether posted or delivered in the port of entry or departure, no higher rate than two-pence each should be chargeable, irrespective of weight; but that the inland postage to or from any other part of the Territory should be chargeable on all such letters in addition to that amount.
- (6.) That it is the opinion of this Council, that the privilege of franking should be abolished; and that the Postage of the various Departments of the Public Service should be chargeable on these Departments respectively, in such manner as to His Excellency the Governor and the Executive Council may seem fit.
- (7.) That it is the opinion of this Council, that the Postage of the Military, Commissariat, and Convict Departments, should not be chargeable upon the Colonial Revenue.
- 4. DR. LANG to move, when the Estimates for Education are taken into consideration :—
 - (1.) That it is the duty of Government to make suitable and adequate provision for the general education of the people.
 - (2.) That the Educational System, at present in operation in this Colony, in the form of denominational schools, supported in part from the public Treasury, is totally inadequate to meet the wants of the Colony,—uncertain in its application,—inefficient in its character,—and likely to entail a heavy and intolerable burden on the community.
 - (3.) That it is therefore expedient and necessary that such a system, in so far as the existing denominational schools receive assistance from the State, should forthwith cease and determine, and that all schools, to be supported from the Public Treasury, should henceforth be established on one comprehensive model, and be placed under the immediate supervision of the Government.
 - (4.) That in all schools to be supported by the State, the Holy Scriptures, in the authorised version; shall be read daily, but without note or comment; and that the business of each day shall be commenced and concluded with the reading of a form of prayer, to be agreed on beforehand by a Committee of this Council, but that no creed or catechism of any description shall be allowed.
 - (5.) That the children of Roman Catholic parents, who may be unwilling that their offspring should be taught to read the Holy Scriptures in the authorised version, and the children of Jewish parents who may be unwilling that their offspring should be taught to read the Christian Scriptures, shall on no account be required to read the authorised version or the New Testament respectively.
 - (6.) That it shall be lawful for the District Councils to establish primary or common schools, that is, schools for reading, writing, and arithmetic, on this basis, wherever they may deem it necessary for the welfare and advancement of their respective Districts, that such schools should be established, and to recognize existing schools, supported from the Public Treasury, thereto conforming; each schoolmaster of such schools to be provided, at the expense of the District, with a school-house and dwelling-house, and a fixed salary, not exceeding £50 per annum, with permission to charge fees from the pupils, not exceeding 5s. per quarter.
 - (7.) That it is the opinion of this Council, that the City Council of Sydney, and the Town Council of Melbourne, respectively, should be authorised to establish a model or training school in the said City or Town, respectively, for the practical instruction of intending schoolmasters, in the business of teaching; the head master of such school to have a salary not exceeding £100 per annum, with the other privileges and indulgences above enumerated.
 - (8.) That—as it is expedient and necessary, in order to render the benefits of a superior education easily accessible in all parts of the Territory, that provision should be made for the establishment and support of schools of a superior order, as compared with the primary or common schools—it shall be lawful for any District Council, or other municipal body having the powers of a District Council, to establish one or more Grammar or High Schools in any town or city having a population of not fewer than two thousand souls, for the Latin and Greek languages, and the elements of Mathematics, Natural History, and Natural Philosophy; the master of each of such schools to be provided, at the expense of the District or Municipality, with a school-house, a dwelling-house, and a salary not exceeding £100 per annum, with permission to charge fees not exceeding 10s. per quarter.
 - (9.) That as the comparatively low state of education throughout this Territory is to be ascribed, in no small degree, to the incompetency of a large proportion of the schoolmasters of the Colony, as well as to the inadequate remuneration they have hitherto received for their services, and the uncertain tenure of their appointments, it is absolutely necessary to make provision for the intellectual training of the future schoolmasters of the Colony, as well as of that portion of the Colonial youth who may desire to participate in the benefits of an academical education, whether with a view to professional pursuits, or to the general business of life.
 - (10.) That it is the opinion of this Council, that provision, to a moderate extent, should therefore be made forthwith for the establishment of Academical Institutions or Colleges in this Territory; and that for this purpose wherever any religious or other body shall establish such a College or Institution, provided such College or Institution shall comprise not fewer than three Professorships, and make provision, to the satisfaction of this Council, for a *curriculum* or course of education, extending over not less than three years, in the
Languages,

114.

Languages, Philosophy, and Arts, a salary of £ per annum shall be allowed to each professor, provided the whole allowance to any such Institution or College shall not exceed £ per annum.

(11.) That it is the opinion of this Council, that the Orphan schools of this Colony, being Government establishments, should henceforth be conducted on the principles embodied in the foregoing resolutions, and should no longer be maintained or regarded as sectarian and denominational establishments.

(12.) That it is the opinion of this Council, that until machinery of a more suitable and permanent character, for superintending the entire department of public instruction in this Colony, can be duly organized and established, the carrying out of the preceding resolutions should be entrusted to a standing Committee of this Council, renewable from year to year, with a paid secretary or clerk, specially appointed for the purpose.

5. MR. FOSTER to move, when the Police Estimates come under consideration, That the petition now before the Council, respecting the District Councils, from the Inhabitants of Maitland, be taken into consideration.
6. MR. PANTON to move, after communicating with the Executive Government, That the Petition from Wilberforce, in the County of Cook, on the subject of Quit Rents, be taken into consideration of the Council.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

WEDNESDAY, 4 OCTOBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Estimates:—Mr. Therry presented a Petition from certain Inhabitants of Illawarra, praying that the Council will scrutinize, with the most vigilant and anxious care, every item of the Estimates of Expenditure for the year 1844, with a view to the accomplishment of such reductions therein, as may be effected without impairing the general efficiency of the Public Departments.; Petition read, and received: to lie on the Table.
2. Estimates:—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
The Chairman reported progress, and obtained leave to sit again to-morrow.
3. The following Orders of the Day, on the motion of the Colonial Treasurer, deferred until to-morrow:—
 - (1.) Sheriff Bill; second reading.
 - (2.) Water Police Act amendment Bill; second reading.
 - (3.) Maintenance of Light-houses Bill; to be further considered in Committee.
 - (4.) Postage Act amendment Bill; to be further considered in Committee.
 Council adjourned at Nine o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, OCTOBER 5.

ORDERS OF THE DAY:—

1. Estimates of Expenditure for 1844; to be further considered in Committee.
2. Sheriff Bill; second reading.
3. Water Police Act amendment Bill; second reading.
4. Maintenance of Light-houses Bill; to be further considered in Committee.
5. Postage Act amendment Bill; to be further considered in Committee.

SATURDAY, OCTOBER 7.

1. Governor's Salary Bill; second reading.

TUESDAY, OCTOBER 10.

NOTICE OF MOTION:—

1. MR. BOWMAN to move, That this Council do take into consideration the Petition from the Inhabitants of Campbelltown, praying that that Town may not be included with the Townships of Camden and Picton, in the formation of a District Council; and if that be carried, that he will then move for leave to bring in a Bill to Incorporate the Townships of Campbelltown and Appin, in a separate District Council, under the Act of the Imperial Parliament, 5 & 6 Victoria, cap. 76.

CONTINGENT

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move the following Resolutions, when the Estimates of Expenditure shall have been disposed of:—
- (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
 - (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
 - (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.
 - (4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return four additional Members to this House.
 - (5.) That it is the opinion of this Council, that the Town of Melbourne—considering its extent and population; the amount of property invested in its buildings; and its general, and especially its commercial importance, as the capital of an extensive district—is not adequately represented in this House; and that it is fairly entitled to return an additional representative to the Colonial Legislature.
 - (6.) That it is the opinion of this Council, that the Seaport Town of Newcastle, being the seat of the principal coal-field of the Colony, as well as of various important and promising Colonial manufactures, should be dis-joined from the other Northumberland Boroughs, and authorised, as a separate Electoral District, to return a representative Member to this House.
2. MR. TERRY to move the following Resolution, when the Estimates of Expenditure shall have been disposed of:—That it is the opinion of this Council, that the Counties of Northumberland, Camden, and Durham, are not adequately represented in this Council; and each of these Counties ought, therefore, to return an additional Member to this House.
3. DR. LANG to move the following Resolutions, when the Postage Act amendment Bill shall be again under consideration:—
- (1.) That the general efficiency and availableness of the Post Office Establishment are of essential importance to the welfare and advancement of this Colony.
 - (2.) That in order to render that Establishment efficient and available in the highest possible degree, it is indispensably necessary to reduce the rates of postage, chargeable on letters, to the lowest possible amount.
 - (3.) That it is the opinion of this Council, That no letter, posted in any City or Town for delivery within such City or Town, should be chargeable with a higher rate of postage than one penny, irrespective of its weight.
 - (4.) That it is the opinion of this Council, that for all greater distances within the Colony, whether by sea or land, no letter, not exceeding half an ounce in weight, should be chargeable with a higher rate of postage than two-pence; and that two-pence additional should be chargeable on every letter, for every additional half ounce which such letter may weigh.
 - (5.) That it is the opinion of this Council, that for all letters to or from places beyond the limits of the Colony, whether posted or delivered in the port of entry or departure, no higher rate than two-pence each should be chargeable, irrespective of weight; but that the inland postage to or from any other part of the Territory should be chargeable on all such letters in addition to that amount.
 - (6.) That it is the opinion of this Council, that the privilege of franking should be abolished; and that the Postage of the various Departments of the Public Service should be chargeable on these Departments respectively, in such manner as to His Excellency the Governor and the Executive Council may seem fit.
 - (7.) That it is the opinion of this Council, that the Postage of the Military, Commissariat, and Convict Departments, should not be chargeable upon the Colonial Revenue.
4. DR. LANG to move, when the Estimates for Education are taken into consideration:—
- (1.) That it is the duty of Government to make suitable and adequate provision for the general education of the people.
 - (2.) That the Educational System, at present in operation in this Colony, in the form of denominational schools, supported in part from the public Treasury, is totally inadequate to meet the wants of the Colony,—uncertain in its application,—inefficient in its character,—and likely to entail a heavy and intolerable burden on the community.

(3.) That it is therefore expedient and necessary that such a system, in so far as the existing denominational schools receive assistance from the State, should forthwith cease and determine, and that all schools, to be supported from the Public Treasury, should henceforth be established on one comprehensive model, and be placed under the immediate supervision of the Government.

(4.) That in all schools to be supported by the State, the Holy Scriptures, in the authorised version, shall be read daily, but without note or comment; and that the business of each day shall be commenced and concluded with the reading of a form of prayer, to be agreed on beforehand by a Committee of this Council, but that no creed or catechism of any description shall be allowed.

(5.) That the children of Roman Catholic parents, who may be unwilling that their offspring should be taught to read the Holy Scriptures in the authorised version, and the children of Jewish parents who may be unwilling that their offspring should be taught to read the Christian Scriptures, shall on no account be required to read the authorised version or the New Testament respectively.

(6.) That it shall be lawful for the District Councils to establish primary or common schools, that is, schools for reading, writing, and arithmetic, on this basis, wherever they may deem it necessary for the welfare and advancement of their respective Districts, that such schools should be established, and to recognize existing schools, supported from the Public Treasury, thereto conforming; each schoolmaster of such schools to be provided, at the expense of the District, with a school-house and dwelling-house, and a fixed salary, not exceeding £50 per annum, with permission to charge fees from the pupils, not exceeding 5s. per quarter.

(7.) That it is the opinion of this Council, that the City Council of Sydney, and the Town Council of Melbourne, respectively, should be authorised to establish a model or training school in the said City or Town, respectively, for the practical instruction of intending schoolmasters, in the business of teaching; the head master of such school to have a salary not exceeding £100 per annum, with the other privileges and indulgences above enumerated.

(8.) That—as it is expedient and necessary, in order to render the benefits of a superior education easily accessible in all parts of the Territory, that provision should be made for the establishment and support of schools of a superior order, as compared with the primary or common schools—it shall be lawful for any District Council, or other municipal body having the powers of a District Council, to establish one or more Grammar or High Schools in any town or city having a population of not fewer than two thousand souls, for the Latin and Greek languages, and the elements of Mathematics, Natural History, and Natural Philosophy; the master of each of such schools to be provided, at the expense of the District or Municipality, with a school-house, a dwelling-house, and a salary not exceeding £100 per annum, with permission to charge fees not exceeding 10s. per quarter.

(9.) That as the comparatively low state of education throughout this Territory is to be ascribed, in no small degree, to the incompetency of a large proportion of the schoolmasters of the Colony, as well as to the inadequate remuneration they have hitherto received for their services, and the uncertain tenure of their appointments, it is absolutely necessary to make provision for the intellectual training of the future schoolmasters of the Colony, as well as of that portion of the Colonial youth who may desire to participate in the benefits of an academical education, whether with a view to professional pursuits, or to the general business of life.

(10.) That it is the opinion of this Council, that provision, to a moderate extent, should therefore be made forthwith for the establishment of Academical Institutions or Colleges in this Territory; and that for this purpose wherever any religious or other body shall establish such a College or Institution, provided such College or Institution shall comprise not fewer than three Professorships, and make provision, to the satisfaction of this Council, for a *curriculum* or course of education, extending over not less than three years, in the

Languages, Philosophy, and Arts, a salary of £ per annum shall be allowed to each professor, provided the whole allowance to any such Institution or College shall not exceed £ per annum.

(11.) That it is the opinion of this Council, that the Orphan schools of this Colony, being Government establishments, should henceforth be conducted on the principles embodied in the foregoing resolutions, and should no longer be maintained or regarded as sectarian and denominational establishments.

(12.) That it is the opinion of this Council, that until machinery of a more suitable and permanent character, for superintending the entire department of public instruction in this Colony, can be duly organized and established, the carrying out of the preceding resolutions should be entrusted to a standing Committee of this Council, renewable from year to year, with a paid secretary or clerk, specially appointed for the purpose.

5. MR. FOSTER to move, when the Police Estimates come under consideration, That the petition now before the Council, respecting the District Councils, from the Inhabitants of Maitland, be taken into consideration.
6. MR. PANTON to move, after communicating with the Executive Government, That the Petition from Wilberforce, in the County of Cook, on the subject of Quit Rents, be taken into consideration of the Council.

ALEX. Mc LEAY,

Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

THURSDAY, 5 OCTOBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Licensed Publicans:—Mr. Macarthur presented a Petition from the Publicans of the District of Parramatta, praying that certain amendments may be made in the Act, 2 Victoria, No. 18, regulating the Licensing of Public Houses; Petition read, and received.
2. Henry Fisher:—Abolition of Colonial Distillation; Dr. Lang presented a Petition from Henry Fisher, of Glenmore, near Rushcutter's Bay, distiller, praying that compensation may be allowed to him in the event of the abolition of Colonial Distillation; Petition read, and received.
3. Scots Church Committee:—The Auditor General appointed a Member.
4. Answers to Addresses—The Colonial Secretary laid upon the Table:—
 - (1.) Commissioners of Insolvent Estates:—No. 1 of the Returns, enumerated in the Address adopted on the motion of Dr. Nicholson, on the 13th September last; Return incomplete, owing to the required information not having been as yet supplied by the Commissioners in the Country Districts.
 - (2.) Equities of Redemption:—Return to the Address adopted on the motion of Mr. Wentworth, on the 8th September last.
 - (3.) Spirits imported, &c.:—No. 2 of the Returns enumerated in the Address adopted on the motion of Mr. Walker, on the 18th August last.
 - (4.) Income Tax:—Return to the Address adopted on the motion of Mr. Windeyer, on the 27th September last.
 - (5.) Promises of Grants:—Return to the Address adopted on the motion of Mr. Suttor, on the 20th September last.
5. Estimates:—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
The Chairman reported progress, and obtained leave to sit again to-morrow.
6. Postponement of the following Orders of the Day:—
 - (1.) Sheriff Bill; second reading deferred until Thursday next.
 - (2.) Water Police Act amendment Bill; second reading deferred until to-morrow.
 - (3.) Maintenance of Light-houses Bill; further consideration in Committee deferred until Thursday next.
 - (4.) Postage Act amendment Bill; further consideration in Committee deferred until Tuesday next.
 - (5.) Governor's Salary Bill; second reading deferred until Wednesday next.
 Council adjourned at half-past Nine o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, OCTOBER 6.

NOTICES OF MOTION:—

1. MR. WENTWORTH to move, That a Select Committee be appointed to consider the Bill now proposed to amend the "Act for the further and better regulation and government of Seamen within the Colony of New South Wales and its Dependencies, and for establishing a Water Police;" and also, the provisions of the said Act, and how far the same may be beneficially altered or modified.
2. MR. ELWIN to move, That this Council do, at its rising, adjourn until Monday next.

ORDERS OF THE DAY:—

1. Water Police Act amendment Bill; second reading.
2. Estimates of Expenditure for 1844; to be further considered in Committee.

TUESDAY,

TUESDAY, OCTOBER 10.

NOTICES OF MOTION:—

1. MR. BOWMAN to move, That this Council do take into consideration the Petition from the Inhabitants of Campbelltown, praying that that Town may not be included with the Townships of Camden and Picton, in the formation of a District Council; and if that be carried, that he will then move for leave, to bring in a Bill to Incorporate the Townships of Campbelltown and Appin, in a separate District Council, under the Act of the Imperial Parliament, 5 & 6 Victoria, cap. 76.
2. DR. LANG to move, for leave to bring in a Bill to repeal the Act 8 William IV, No. 7, intituled "An Act to regulate the Temporal Affairs of Presbyterian Churches and "Chapels connected with the Church of Scotland, in the Colony of New South Wales," and the Act 4 Victoria, No. 13, being an Act to amend the said Act.

ORDERS OF THE DAY:—

1. Postage Act amendment Bill; to be further considered in Committee.

WEDNESDAY, OCTOBER 11.

1. Governor's Salary Bill; second reading.

THURSDAY, OCTOBER 12.

1. Sheriff Bill; second reading.
2. Maintenance of Light-houses Bill; to be further considered in Committee.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move the following Resolutions, when the Estimates of Expenditure shall have been disposed of:—
 - (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
 - (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
 - (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.
 - (4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return four additional Members to this House.
 - (5.) That it is the opinion of this Council, that the Town of Melbourne—considering its extent and population; the amount of property invested in its buildings; and its general, and especially its commercial importance, as the capital of an extensive district—is not adequately represented in this House; and that it is fairly entitled to return an additional representative to the Colonial Legislature.
 - (6.) That it is the opinion of this Council; that the Seaport Town of Newcastle, being the seat of the principal coal-field of the Colony, as well as of various important and promising Colonial manufactures, should be dis-joined from the other Northumberland Boroughs, and authorised, as a separate Electoral District, to return a representative Member to this House.
2. MR. TERRY to move the following Resolution, when the Estimates of Expenditure shall have been disposed of:—That it is the opinion of this Council, that the Counties of Northumberland, Camden, and Durham, are not adequately represented in this Council; and each of these Counties ought, therefore, to return an additional Member to this House.
3. DR. LANG to move the following Resolutions, when the Postage Act amendment Bill shall be again under consideration:—
 - (1.) That the general efficiency and availableness of the Post Office Establishment are of essential importance to the welfare and advancement of this Colony.
 - (2.)

(2.) That in order to render that Establishment efficient and available in the highest possible degree, it is indispensably necessary to reduce the rates of postage, chargeable on letters, to the lowest possible amount.

(3.) That it is the opinion of this Council, That no letter, posted in any City or Town for delivery within such City or Town, should be chargeable with a higher rate of postage than one penny, irrespective of its weight.

(4.) That it is the opinion of this Council, that for all greater distances within the Colony, whether by sea or land, no letter, not exceeding half an ounce in weight, should be chargeable with a higher rate of postage than two-pence; and that two-pence additional should be chargeable on every letter, for every additional half ounce which such letter may weigh.

(5.) That it is the opinion of this Council, that for all letters to or from places beyond the limits of the Colony, whether posted or delivered in the port of entry or departure, no higher rate than two-pence each should be chargeable, irrespective of weight; but that the inland postage to or from any other part of the Territory should be chargeable on all such letters in addition to that amount.

(6.) That it is the opinion of this Council, that the privilege of franking should be abolished; and that the Postage of the various Departments of the Public Service should be chargeable on these Departments respectively, in such manner as to His Excellency the Governor and the Executive Council may seem fit.

(7.) That it is the opinion of this Council, that the Postage of the Military, Commissariat, and Convict Departments, should not be chargeable upon the Colonial Revenue.

4. DR. LANG to move, when the Estimates for Education are taken into consideration:—

(1.) That it is the duty of Government to make suitable and adequate provision for the general education of the people.

(2.) That the Educational System, at present in operation in this Colony, in the form of denominational schools, supported in part from the public Treasury, is totally inadequate to meet the wants of the Colony,—uncertain in its application,—inefficient in its character,—and likely to entail a heavy and intolerable burden on the community.

(3.) That it is therefore expedient and necessary that such a system, in so far as the existing denominational schools receive assistance from the State, should forthwith cease and determine, and that all schools, to be supported from the Public Treasury, should henceforth be established on one comprehensive model, and be placed under the immediate supervision of the Government.

(4.) That in all schools to be supported by the State, the Holy Scriptures, in the authorised version, shall be read daily, but without note or comment; and that the business of each day shall be commenced and concluded with the reading of a form of prayer, to be agreed on beforehand by a Committee of this Council, but that no creed or catechism of any description shall be allowed.

(5.) That the children of Roman Catholic parents, who may be unwilling that their offspring should be taught to read the Holy Scriptures in the authorised version, and the children of Jewish parents who may be unwilling that their offspring should be taught to read the Christian Scriptures, shall on no account be required to read the authorised version or the New Testament respectively.

(6.) That it shall be lawful for the District Councils to establish primary or common schools, that is, schools for reading, writing, and arithmetic, on this basis, wherever they may deem it necessary for the welfare and advancement of their respective Districts, that such schools should be established, and to recognize existing schools, supported from the Public Treasury, thereto conforming; each schoolmaster of such schools to be provided, at the expense of the District, with a school-house and dwelling-house, and a fixed salary, not exceeding £50 per annum, with permission to charge fees from the pupils, not exceeding 5s. per quarter.

(7.) That it is the opinion of this Council, that the City Council of Sydney, and the Town Council of Melbourne, respectively, should be authorised to establish a model or training school in the said City or Town, respectively, for the practical instruction of intending schoolmasters, in the business of teaching; the head master of such school to have a salary not exceeding £100 per annum, with the other privileges and indulgences above enumerated.

(8.) That—as it is expedient and necessary, in order to render the benefits of a superior education easily accessible in all parts of the Territory, that provision should be made for the establishment and support of schools of a superior order, as compared with the primary or common schools—it shall be lawful for any District Council, or other municipal body having the powers of a District Council, to establish one or more Grammar or High Schools in any town or city having a population of not fewer than two thousand souls, for the Latin and Greek languages, and the elements of Mathematics, Natural History, and Natural Philosophy; the master of each of such schools to be provided, at the expense of the District or Municipality, with a school-house, a dwelling-house, and a salary not exceeding £100 per annum, with permission to charge fees not exceeding 10s. per quarter.

(9.) That as the comparatively low state of education throughout this Territory is to be ascribed, in no small degree, to the incompetency of a large proportion of the schoolmasters of the Colony, as well as to the inadequate remuneration they have hitherto received for their services, and the uncertain tenure of their appointments, it is absolutely necessary to make provision for the intellectual training of the future schoolmasters of the Colony, as well as of that portion of the Colonial youth who may desire to participate in the benefits of an academical education, whether with a view to professional pursuits, or to the general business of life.

(10.) That it is the opinion of this Council, that provision, to a moderate extent, should therefore be made forthwith for the establishment of Academical Institutions or Colleges in this Territory; and that for this purpose wherever any religious or other body shall establish

establish such a College or Institution, provided such College or Institution shall comprise not fewer than three Professorships, and make provision, to the satisfaction of this Council, for a *curriculum* or course of education, extending over not less than three years, in the Languages, Philosophy, and Arts, a salary of £ per annum shall be allowed to each professor, provided the whole allowance to any such Institution or College shall not exceed £ per annum.

(11.) That it is the opinion of this Council, that the Orphan schools of this Colony, being Government establishments, should henceforth be conducted on the principles embodied in the foregoing resolutions, and should no longer be maintained or regarded as sectarian and denominational establishments.

(12.) That it is the opinion of this Council, that until machinery of a more suitable and permanent character, for superintending the entire department of public instruction in this Colony, can be duly organized and established, the carrying out of the preceding resolutions should be entrusted to a standing Committee of this Council, renewable from year to year, with a paid secretary or clerk, specially appointed for the purpose.

5. MR. FOSTER to move, when the Police Estimates come under consideration, That the petition now before the Council, respecting the District Councils, from the inhabitants of Maitland, be taken into consideration.
6. MR. PANTON to move, after communicating with the Executive Government, That the Petition from Wilberforce, in the County of Cook, on the subject of Quit Rents, be taken into consideration of the Council.

ALEX. M^c LEAY,

Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

FRIDAY, 6 OCTOBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Water Police Act:—Mr. Wentworth presented a Petition from the merchants, ship-owners, and masters of vessels residing in, or trading to the Port of Sydney, in the Colony of New South Wales, praying that the Water Police Act, 4 Victoria, No. 17, may be thoroughly revised; and that evidence may be taken before a Select Committee of the Council, as to the amendments they propose; Petition read, and received.
2. Water Police Act amendment Bill:—Mr. Wentworth, pursuant to notice, moved, That a Select Committee be appointed to consider the Bill now proposed to amend the "Act for the further and better regulation and government of Seamen within the Colony of New South Wales and its Dependencies, and for establishing a Water Police;" and also, the provisions of the said Act, and how far the same may be beneficially altered or modified.
Question put and passed; and Committee, consisting of the following Members, appointed:—

<p>MR. COGHILL, MR. ICELY, MAJOR WENTWORTH, THE COLLECTOR OF CUSTOMS,</p>	<p>MR. BLAXLAND, DR. THOMSON, MR. JONES, MR. WENTWORTH.</p>
---	---

The Petition, presented by Mr. Wentworth, referred to this Committee.
3. Answer to Address:—Water Police:—The Colonial Secretary laid upon the Table, Returns Nos. 4 and 5, enumerated in the Address adopted on the motion of Mr. Wentworth, on the 29th September.
4. James Lecky:—Reduction of Salary:—The Colonial Secretary presented a Petition from James Lecky, Bailiff of the Government Domain, Sydney, praying that the Council will not reduce his salary; Petition read, and received.
5. Adjournment of Council:—On motion of Mr. Elwin, Council to adjourn, at its rising, until Monday next.
6. Water Police Act amendment Bill:—Second reading deferred until the Committee thereon shall have brought up their Report.
7. Estimates:—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
The Chairman reported progress, and brought up the following Resolution:—
That, in the present state of the Colony, it is highly inexpedient, if not impossible, to cast any portion of the Police Expenditure on the Country Districts:—That this expenditure, therefore, for the year 1844, be defrayed, as hitherto, out of the general Revenue.
Motion made, That this House do agree to this Resolution.
Question put and passed.
Committee to sit again on Monday next.
8. Lien on Wool and Live Stock Bill:—The Speaker to communicate the wish of the Council, that His Excellency the Governor would make the amendment he proposed, through the Attorney General, in reference to the time within which the mortgages, contemplated by the Bill, shall be registered after execution.
9. Police Establishments:—The Colonial Secretary laid upon the Table:—
(1.) A Return, shewing the particulars of the contingent expenses of the Police in the several Rural Districts of New South Wales, as provided for in the Estimates for 1844.
(2.) A Return, shewing the several Country Districts of New South Wales, to which it is proposed to attach Police Magistrates, Clerks, Constables, and others, with the rate of salaries for each District, as provided for in the Estimates for 1844.
Returns ordered to be printed.
Council adjourned at half-past Nine o'Clock, until Monday next, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

MONDAY, OCTOBER 9.

ORDER OF THE DAY:—

1. Estimates of Expenditure for 1844; to be further considered in Committee.

TUESDAY,

TUESDAY, OCTOBER 10.

NOTICES OF MOTION:—

1. MR. BOWMAN to move, That this Council do take into consideration the Petition from the Inhabitants of Campbelltown, praying that that Town may not be included with the Townships of Camden and Picton, in the formation of a District Council; and if that be carried, that he will then move for leave to bring in a Bill to Incorporate the Townships of Campbelltown and Appin, in a separate District Council, under the Act of the Imperial Parliament, 5 & 6 Victoria, cap. 76.
2. DR. LANG to move, for leave to bring in a Bill to repeal the Act 8 William IV, No. 7, intituled "An Act to regulate the Temporal Affairs of Presbyterian Churches and "Chapels connected with the Church of Scotland, in the Colony of New South Wales," and the Act 4 Victoria, No. 13, being an Act to amend the said Act.

ORDERS OF THE DAY:—

1. Postage Act amendment Bill; to be further considered in Committee.

WEDNESDAY, OCTOBER 11.

1. Governor's Salary Bill; second reading.

THURSDAY, OCTOBER 12.

1. Sheriff Bill; second reading.
2. Maintenance of Light-houses Bill; to be further considered in Committee.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move the following Resolutions, when the Estimates of Expenditure shall have been disposed of:—
 - (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
 - (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than _____ years, and paying not less than twenty pounds sterling of yearly rent; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
 - (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.
 - (4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return four additional Members to this House.
 - (5.) That it is the opinion of this Council, that the Town of Melbourne—considering its extent and population; the amount of property invested in its buildings; and its general, and especially its commercial importance, as the capital of an extensive district—is not adequately represented in this House; and that it is fairly entitled to return an additional representative to the Colonial Legislature.
 - (6.) That it is the opinion of this Council, that the Seaport Town of Newcastle, being the seat of the principal coal-field of the Colony, as well as of various important and promising Colonial manufactures, should be dis-joined from the other Northumberland Boroughs, and authorised, as a separate Electoral District, to return a representative Member to this House.
2. MR. TERRY to move the following Resolution, when the Estimates of Expenditure shall have been disposed of:—That it is the opinion of this Council, that the Counties of Northumberland, Camden, and Durham; are not adequately represented in this Council; and each of these Counties ought, therefore, to return an additional Member to this House.
3. DR. LANG to move the following Resolutions, when the Postage Act amendment Bill shall be again under consideration:—
 - (1.) That the general efficiency and availableness of the Post Office Establishment are of essential importance to the welfare and advancement of this Colony.
 - (2.)

(2.) That in order to render that Establishment efficient and available in the highest possible degree, it is indispensably necessary to reduce the rates of postage, chargeable on letters, to the lowest possible amount.

(3.) That it is the opinion of this Council, That no letter, posted in any City or Town for delivery within such City or Town, should be chargeable with a higher rate of postage than one penny, irrespective of its weight.

(4.) That it is the opinion of this Council, that for all greater distances within the Colony, whether by sea or land, no letter, not exceeding half an ounce in weight, should be chargeable with a higher rate of postage than two-pence; and that two-pence additional should be chargeable on every letter, for, every additional half ounce which such letter may weigh.

(5.) That it is the opinion of this Council, that for all letters to or from places beyond the limits of the Colony, whether posted or delivered in the port of entry or departure, no higher rate than two-pence each should be chargeable, irrespective of weight; but that the inland postage to or from any other part of the Territory should be chargeable on all such letters in addition to that amount.

(6.) That it is the opinion of this Council, that the privilege of franking should be abolished; and that the Postage of the various Departments of the Public Service should be chargeable on these Departments respectively, in such manner as to His Excellency the Governor and the Executive Council may seem fit.

(7.) That it is the opinion of this Council, that the Postage of the Military, Commissariat, and Convict Departments, should not be chargeable upon the Colonial Revenue.

4. DR. LANG to move, when the Estimates for Education are taken into consideration:—

(1.) That it is the duty of Government to make suitable and adequate provision for the general education of the people.

(2.) That the Educational System, at present in operation in this Colony, in the form of denominational schools, supported in part from the public Treasury, is totally inadequate to meet the wants of the Colony,—uncertain in its application,—inefficient in its character,—and likely to entail a heavy and intolerable burden on the community.

(3.) That it is therefore expedient and necessary that such a system, in so far as the existing denominational schools receive assistance from the State, should forthwith cease and determine, and that all schools, to be supported from the Public Treasury, should henceforth be established on one comprehensive model, and be placed under the immediate supervision of the Government.

(4.) That in all schools to be supported by the State, the Holy Scriptures, in the authorised version, shall be read daily, but without note or comment; and that the business of each day shall be commenced and concluded with the reading of a form of prayer, to be agreed on beforehand by a Committee of this Council, but that no creed or catechism of any description shall be allowed.

(5.) That the children of Roman Catholic parents, who may be unwilling that their offspring should be taught to read the Holy Scriptures in the authorised version, and the children of Jewish parents who may be unwilling that their offspring should be taught to read the Christian Scriptures, shall on no account be required to read the authorised version or the New Testament respectively.

(6.) That it shall be lawful for the District Councils to establish primary or common schools, that is, schools for reading, writing, and arithmetic, on this basis, wherever they may deem it necessary for the welfare and advancement of their respective Districts, that such schools should be established, and to recognize existing schools, supported from the Public Treasury, thereto conforming; each schoolmaster of such schools to be provided, at the expense of the District, with a school-house and dwelling-house, and a fixed salary, not exceeding £50 per annum, with permission to charge fees from the pupils, not exceeding 5s. per quarter.

(7.) That it is the opinion of this Council, that the City Council of Sydney, and the Town Council of Melbourne, respectively, should be authorised to establish a model or training school in the said City or Town, respectively, for the practical instruction of intending schoolmasters, in the business of teaching; the head master of such school to have a salary not exceeding £100 per annum, with the other privileges and indulgences above enumerated.

(8.) That—as it is expedient and necessary, in order to render the benefits of a superior education easily accessible in all parts of the Territory, that provision should be made for the establishment and support of schools of a superior order, as compared with the primary or common schools—it shall be lawful for any District Council, or other municipal body having the powers of a District Council, to establish one or more Grammar or High Schools in any town or city having a population of not fewer than two thousand souls, for the Latin and Greek languages, and the elements of Mathematics, Natural History, and Natural Philosophy; the master of each of such schools to be provided, at the expense of the District or Municipality, with a school-house, a dwelling-house, and a salary not exceeding £100 per annum, with permission to charge fees not exceeding 10s. per quarter.

(9.) That as the comparatively low state of education throughout this Territory is to be ascribed, in no small degree, to the incompetency of a large proportion of the schoolmasters of the Colony, as well as to the inadequate remuneration they have hitherto received for their services, and the uncertain tenure of their appointments, it is absolutely necessary to make provision for the intellectual training of the future schoolmasters of the Colony, as well as of that portion of the Colonial youth who may desire to participate in the benefits of an academical education, whether with a view to professional pursuits, or to the general business of life.

(10.) That it is the opinion of this Council, that provision, to a moderate extent, should therefore be made forthwith for the establishment of Academical Institutions or Colleges in this Territory; and that for this purpose wherever any religious or other body shall establish

establish such a College or Institution, provided such College or Institution shall comprise not fewer than three Professorships, and make provision, to the satisfaction of this Council, for a *curriculum* or course of education, extending over not less than three years, in the Languages, Philosophy, and Arts, a salary of £ per annum shall be allowed to each professor; provided the whole allowance to any such Institution or College shall not exceed £ per annum.

(11.) That it is the opinion of this Council, that the Orphan schools of this Colony, being Government establishments, should henceforth be conducted on the principles embodied in the foregoing resolutions, and should no longer be maintained or regarded as sectarian and denominational establishments.

(12.) That it is the opinion of this Council, that until machinery of a more suitable and permanent character, for superintending the entire department of public instruction in this Colony, can be duly organized and established, the carrying out of the preceding resolutions should be entrusted to a standing Committee of this Council, renewable from year to year, with a paid secretary or clerk, specially appointed for the purpose.

5. MR. FOSTER to move, when the Police Estimates come under consideration, That the petition now before the Council, respecting the District Councils, from the Inhabitants of Maitland, be taken into consideration.

6. MR. PANTON to move, after communicating with the Executive Government, That the Petition from Wilberforce, in the County of Cook, on the subject of Quit Rents, be taken into consideration of the Council.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

MONDAY, 9 OCTOBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
District Councils:—Captain Dumaresq presented a Petition from the Inhabitants of Raymond Terrace, praying the abolition, or suspension, of the District Council there; Petition read and received.
2. Education:—The following Petitions were presented on this subject:—
 - (1.) By Mr. Cowper; Petition from certain of the Clergy and Laymen of the Church of England, praying that the Council will not sanction the Educational Resolutions about to be brought under their consideration; Petition read at length, received, and ordered to be printed.
 - (2.) By Mr. Bowman; Petition from the Reverend Henry T. Stiles, Minister of the Church of St. Matthew, Windsor, and others, his Parishioners, praying that the enactment of any system of general Education may be postponed, until the country shall have had time to express its sense of the measure; Petition read and received.
 - (3.) By Mr. Cowper; Petition from the Reverend Thomas W. Bodenham, Minister of Pitt Town and Wilberforce, and others, his Parishioners, praying for a delay of at least two months, before the proposed Resolutions on the subject of Education be taken into consideration, in order that the opinion of the Colonists may be deliberately expressed respecting them; Petition read and received.
 - (4.) By Mr. Bowman; Petition from the Reverend Joseph Kidd Walpole, Minister of the Parish of Richmond and Kurrajong, and others, Inhabitants of the said Parish, praying the Council to postpone the consideration of the proposed Educational Resolutions, until the sense of the various Constituencies, including Port Phillip, can be ascertained; Petition read and received.
 - (5.) By Mr. Windeyer; Petition from Henry Carmichael, M.A., praying that the Council will not prematurely sanction the proposed measure of Education; Petition read and received.
3. District Councils: The following Petitions were presented on this subject:—
 - (1.) By Mr. Walker; Petition from the Council established for the District of Hartley, in the Vale of Clwyd, praying that the Council will take into consideration the peculiar circumstances of that District, which render its incorporation inexpedient and burdensome; Petition read and received.
 - (2.) By Mr. Ebdon; Petition from the stockholders [squatters] of the District of Port Phillip, praying that, until provision be made for the representation of Petitioners in the District Councils, their stock may not be declared liable to assessment for the purposes of such District Councils; Petition read and received.
4. Estimate of the expense of the Legislative Council Establishment: Mr. Therry, as Chairman of the Standing Orders Committee, to whom was referred the consideration of the probable expense of the Establishment of the Legislative Council, for the year 1844, brought up the Estimate, which was read; ordered to be printed; and taken into consideration, by a Committee of the whole Council, on Thursday next.
5. Lien on Wool and Live Stock Bill: The Speaker having read the amendments which the Governor proposed, through the Attorney General, on Friday last, should be made in this Bill:—the Council went into Committee thereupon.
The Chairman reported that the Committee considered it necessary that the Governor should be further consulted on the proposed amendments.
6. Estimates:—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
The Chairman reported progress, and obtained leave to sit again this afternoon.
7. Lien on Wool and Live Stock Bill:—The following Message from the Governor received and read.

Message from His Excellency the Governor to the Legislative Council, proposing further amendments in the Bill, intituled, "An Act to give a preferable Lien on Wool, from season to season, and to make mortgages of sheep, cattle, and horses, valid, without delivery to the mortgagee."

GENTLEMEN,

Having reason to consider that further amendments are required in the above-mentioned Bill, I have to propose the following for your consideration:—

First amendment:—In the first clause, and after the word "registered," in the eleventh line of the Bill, as printed, that the following words be inserted, "within thirty days after the date of such agreement."

Second amendment:—In the third clause, after the word "registered," in the thirty-ninth line of the Bill, as printed, that the following words be inserted, "within sixty days after the passing of this Act, in all cases of mortgages heretofore made, and within thirty days after the date thereof, in all cases of mortgages hereafter to be made."

Government House, Sydney, October 9, 1843.

GEORGE GIPPS.
The

The Council went into Committee on the amendments proposed by the Message. The Chairman reported that the Committee agreed to the proposed amendments. Bill ordered to be engrossed as so amended.

8. Answer to Address : Convicts :—The Colonial Secretary laid upon the Table, the Return mentioned in the Address, adopted on the motion of Mr. Windeyer, on the 24th August last.
9. Estimates :—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
The Chairman reported progress, and obtained leave to sit again to-morrow.
10. Lien on Wool and Live Stock Bill :—Governor's assent to this Bill, reported by the Speaker.
Council adjourned at a quarter after Nine o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, OCTOBER 10.

NOTICES OF MOTION :—

1. MR. BOWMAN to move, That this Council do take into consideration the Petition from the Inhabitants of Campbelltown, praying that that Town may not be included with the Townships of Camden and Picton, in the formation of a District Council ; and if that be carried, that he will then move for leave to bring in a Bill to Incorporate the Townships of Campbelltown and Appin, in a separate District Council, under the Act of the Imperial Parliament, 5 & 6 Victoria, cap. 76.
2. DR. LANG to move, for leave to bring in a Bill to repeal the Act 8 William IV, No. 7 intituled "An Act to regulate the Temporal Affairs of Presbyterian Churches and "Chapels connected with the Church of Scotland, in the Colony of New South Wales," and the Act 4 Victoria, No. 18, being an Act to amend the said Act.
3. MR. WINDEYER to move, That the Resolution of the Council, respecting the Police expenses of District Councils, of Friday last, be communicated to His Excellency the Governor.

ORDERS OF THE DAY :—

1. Postage Act amendment Bill ; to be further considered in Committee.
2. Estimates of Expenditure for 1844 ; to be further considered in Committee.

WEDNESDAY, OCTOBER 11.

1. Governor's Salary Bill ; second reading.

THURSDAY, OCTOBER 12.

1. Estimate of the expense of the Legislative Council Establishment, for the year 1844 ; to be considered in Committee.
2. Sheriff Bill ; second reading.
3. Maintenance of Light-houses Bill ; to be further considered in Committee.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move the following Resolutions, when the Estimates of Expenditure shall have been disposed of :—
 - (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
 - (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent ; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
 - (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands

lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.

(4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return four additional Members to this House.

(5.) That it is the opinion of this Council, that the Town of Melbourne—considering its extent and population; the amount of property invested in its buildings; and its general, and especially its commercial importance, as the capital of an extensive district—is not adequately represented in this House; and that it is fairly entitled to return an additional representative to the Colonial Legislature.

(6.) That it is the opinion of this Council, that the Seaport Town of Newcastle, being the seat of the principal coal-field of the Colony, as well as of various important and promising Colonial manufactures, should be dis-joined from the other Northumberland Boroughs, and authorised, as a separate Electoral District, to return a representative Member to this House.

2. MR. TERRY to move the following Resolution, when the Estimates of Expenditure shall have been disposed of:—That it is the opinion of this Council, that the Counties of Northumberland, Camden, and Durham, are not adequately represented in this Council; and each of these Counties ought, therefore, to return an additional Member to this House.

3. DR. LANG to move the following Resolutions, when the Postage Act amendment Bill shall be again under consideration:—

(1.) That the general efficiency and availableness of the Post Office Establishment are of essential importance to the welfare and advancement of this Colony.

(2.) That in order to render that Establishment efficient and available in the highest possible degree, it is indispensably necessary to reduce the rates of postage, chargeable on letters, to the lowest possible amount.

(3.) That it is the opinion of this Council, That no letter, posted in any City or Town for delivery within such City or Town, should be chargeable with a higher rate of postage than one penny, irrespective of its weight.

(4.) That it is the opinion of this Council, that for all greater distances within the Colony, whether by sea or land, no letter, not exceeding half an ounce in weight, should be chargeable with a higher rate of postage than two-pence; and that two-pence additional should be chargeable on every letter, for every additional half ounce which such letter may weigh.

(5.) That it is the opinion of this Council, that for all letters to or from places beyond the limits of the Colony, whether posted or delivered in the port of entry or departure, no higher rate than two-pence each should be chargeable, irrespective of weight; but that the inland postage to or from any other part of the Territory should be chargeable on all such letters in addition to that amount.

(6.) That it is the opinion of this Council, that the privilege of franking should be abolished; and that the Postage of the various Departments of the Public Service should be chargeable on these Departments respectively, in such manner as to His Excellency the Governor and the Executive Council may seem fit.

(7.) That it is the opinion of this Council, that the Postage of the Military, Commissariat, and Convict Departments, should not be chargeable upon the Colonial Revenue.

4. DR. LANG to move, when the Estimates for Education are taken into consideration:—

(1.) That it is the duty of Government to make suitable and adequate provision for the general education of the people.

(2.) That the Educational System, at present in operation in this Colony, in the form of denominational schools, supported in part from the public Treasury, is totally inadequate to meet the wants of the Colony,—uncertain in its application,—inefficient in its character,—and likely to entail a heavy and intolerable burden on the community.

(3.) That it is therefore expedient and necessary that such a system, in so far as the existing denominational schools receive assistance from the State, should forthwith cease and determine, and that all schools, to be supported from the Public Treasury, should henceforth be established on one comprehensive model, and be placed under the immediate supervision of the Government.

(4.) That in all schools to be supported by the State, the Holy Scriptures, in the authorised version, shall be read daily, but without note or comment; and that the business of each day shall be commenced and concluded with the reading of a form of prayer, to be agreed on beforehand by a Committee of this Council, but that no creed or catechism of any description shall be allowed.

(5.) That the children of Roman Catholic parents, who may be unwilling that their offspring should be taught to read the Holy Scriptures in the authorised version, and the children of Jewish parents who may be unwilling that their offspring should be taught to read the Christian Scriptures, shall on no account be required to read the authorised version or the New Testament respectively.

(6.) That it shall be lawful for the District Councils to establish primary or common schools, that is, schools for reading, writing, and arithmetic, on this basis, wherever they may deem it necessary for the welfare and advancement of their respective Districts, that such schools should be established, and to recognize existing schools, supported from the

Public

Public Treasury, thereto conforming; each schoolmaster of such schools to be provided, at the expense of the District; with a school-house and dwelling-house, and a fixed salary, not exceeding £50 per annum; with permission to charge fees from the pupils, not exceeding 5s. per quarter.

(7.) That it is the opinion of this Council, that the City Council of Sydney, and the Town Council of Melbourne, respectively, should be authorised to establish a model or training school in the said City or Town, respectively, for the practical instruction of intending schoolmasters, in the business of teaching; the head master of such school to have a salary not exceeding £100 per annum, with the other privileges and indulgences above enumerated:

(8.) That—as it is expedient and necessary, in order to render the benefits of a superior education easily accessible in all parts of the Territory, that provision should be made for the establishment and support of schools of a superior order, as compared with the primary or common schools—it shall be lawful for any District Council, or other municipal body having the powers of a District Council, to establish one or more Grammar or High Schools in any town or city having a population of not fewer than two thousand souls, for the Latin and Greek languages, and the elements of Mathematics, Natural History; and Natural Philosophy; the master of each of such schools to be provided, at the expense of the District or Municipality, with a school-house, a dwelling-house, and a salary not exceeding £100 per annum, with permission to charge fees not exceeding 10s. per quarter.

(9.) That as the comparatively low state of education throughout this Territory is to be ascribed, in no small degree, to the incompetency of a large proportion of the schoolmasters of the Colony, as well as to the inadequate remuneration they have hitherto received for their services, and the uncertain tenure of their appointments, it is absolutely necessary to make provision for the intellectual training of the future schoolmasters of the Colony, as well as of that portion of the Colonial youth who may desire to participate in the benefits of an academical education, whether with a view to professional pursuits, or to the general business of life.

(10.) That it is the opinion of this Council, that provision, to a moderate extent, should therefore be made forthwith for the establishment of Academical Institutions or Colleges in this Territory; and that for this purpose wherever any religious or other body shall establish such a College or Institution, provided such College or Institution shall comprise not fewer than three Professorships, and make provision, to the satisfaction of this Council, for a *curriculum* or course of education, extending over not less than three years, in the Languages, Philosophy, and Arts, a salary of £ per annum shall be allowed to each professor, provided the whole allowance to any such Institution or College shall not exceed £ per annum.

(11.) That it is the opinion of this Council, that the Orphan schools of this Colony, being Government establishments; should henceforth be conducted on the principles embodied in the foregoing resolutions, and should no longer be maintained or regarded as sectarian and denominational establishments.

(12.) That it is the opinion of this Council, that until machinery of a more suitable and permanent character, for superintending the entire department of public instruction in this Colony, can be duly organized and established, the carrying out of the preceding resolutions should be entrusted to a standing Committee of this Council, renewable from year to year, with a paid secretary or clerk, specially appointed for the purpose.

5. MR. FOSTER to move, when the Police Estimates come under consideration, That the petition now before the Council, respecting the District Councils, from the Inhabitants of Maitland, be taken into consideration.
6. MR. PANTON to move, after communicating with the Executive Government, That the Petition from Wilberforce, in the County of Cook, on the subject of Quit Rents, be taken into consideration of the Council.

ALEX. Mc LEAY,

Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

TUESDAY, 10 OCTOBER, 1843.

1. Council met pursuant to adjournment ; The Speaker took the Chair.
Answers to Addresses :—The Colonial Secretary laid upon the Table :—
 - (1.) Bank Liabilities and Assets :—A Return of the quarterly average amount of Deposits, bearing interest at 4, 5, and 7 per cent., received by the Bank of Australia, from 1st January, 1841, to 26th December, 1842 ;—being part of No. 5 of the Returns enumerated in the Address adopted on the motion of Mr. Wentworth, on the 18th August.
 - (2.) Water Police :—Nos. 2 and 3 of the Returns enumerated in the Address adopted on the motion of Mr. Wentworth, on the 29th September.
 - (3.) Crown Lands Commissioners :—Nos. 1 and 2 of the Returns enumerated in the Address adopted on the motion of Dr. Thomson, on the 3rd October.
2. District Council ;—Campbelltown :—Mr. Bowman, on motion pursuant to notice, obtained leave to bring in a Bill to separate the District of Campbelltown and Appin from the District Council of Camden, Narellan, and Picton ; and to incorporate Campbelltown and Appin in a separate District Council, under the Act of Parliament, 5 & 6 Victoria, cap. 76.
3. Presbyterian Church Acts, 8 William IV., No. 7, and 4 Victoria, No. 18 :—Dr. Lang, pursuant to notice, moved for leave to bring in a Bill to repeal the Act 8 William IV., No. 7, intituled, "An Act to regulate the Temporal Affairs of Presbyterian Churches and Chapels connected with the Church of Scotland, in the Colony of New South Wales," and the Act, 4 Victoria, No. 18, being an Act to amend the said Act.
Moved as an amendment, That this question be now put.
Debate ensued ;—Dr. Lang, by leave, withdrew his motion.
4. Police Expenditure for the year 1844 :—Mr. Windeyer, pursuant to notice, moved the following address to His Excellency the Governor :—

We, Her Majesty's most dutiful and loyal subjects, the Members of the Legislative Council of New South Wales, in Council assembled, beg to lay before Your Excellency the following Resolution :—

"That, in the present state of the Colony, it is highly inexpedient, if not impossible, to cast any portion of the Police Expenditure on the Country Districts :—That this expenditure, therefore, for the year 1844, be defrayed, as hitherto, out of the "general Revenue."

We beg to inform Your Excellency, that the above Resolution originated in a Committee of the whole Council on the Estimates for the year 1844, and was therein, *nemine contradicente*, agreed to, as well as afterwards by the full Council, on the 6th instant.

We beg, earnestly, to assure Your Excellency, that the pressure of the times enforced the above Resolution upon the Council ; and we pray Your Excellency to be pleased to take such measures as may be requisite for giving effect to the same, without injury to the public service.

Address adopted ;—to be presented by the Colonial Secretary and the Commander of the Forces.

5. Postage Act :—Dr. Lang, pursuant to notice, moved the adoption of the following Resolutions :—
 - (1.) That the general efficiency and availableness of the Post Office Establishment are of essential importance to the welfare and advancement of this Colony.
 - (2.) That in order to render that Establishment efficient and available in the highest possible degree, it is indispensably necessary to reduce the rates of postage, chargeable on letters, to the lowest possible amount.
 - (3.) That it is the opinion of this Council, that no letter, posted in any City or Town for delivery within such City or Town, should be chargeable with a higher rate of postage than one penny, irrespective of its weight.
 - (4.) That it is the opinion of this Council, that for all greater distances within the Colony, whether by sea or land, no letter, not exceeding half an ounce in weight, should be chargeable with a higher rate of postage than two-pence ; and that two-pence additional should be chargeable on every letter, for every additional half ounce which such letter may weigh.
 - (5.) That it is the opinion of this Council, that for all letters to or from places beyond the limits of the Colony, whether posted or delivered in the port of entry or departure, no higher rate than two-pence each should be chargeable, irrespective of weight ; but that the inland postage to or from any other part of the Territory should be chargeable on all such letters, in addition to that amount.
 - (6.) That it is the opinion of this Council, that the privilege of franking should be abolished ; and that the Postage of the various Departments of the Public Service should be chargeable

on these Departments respectively, in such manner as to His Excellency the Governor and the Executive Council may seem fit.

(7.) That it is the opinion of this Council, that the Postage of the Military, Commissariat, and Convict Departments, should not be chargeable upon the Colonial Revenue. Debate ensued;—and Resolutions, on the motion of Dr. Lang, referred to a Select Committee, consisting of the following Members:—

<p>THE AUDITOR GENERAL, MR. PANTON, MR. BRADLEY, CAPTAIN DUMARESQ, MR. WALKER,</p>	<p>THE COLONIAL SECRETARY, DR. NICHOLSON, MR. ELWIN, MR. WINDEYER, DR. LANG.</p>
--	--

6. Postage Act amendment Bill; further consideration in Committee deferred until Tuesday next.
7. Answer to Address: Aborigines:—The Colonial Secretary laid upon the Table No. 3, of the Returns enumerated in the Address, adopted on the motion of Dr. Thomson, on the 29th August.
8. Crown Lands Commissioners:—On the motion of Dr. Thomson, the Papers on this subject laid upon the Table to-day, were ordered to be printed.
9. Estimates:—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
The Chairman reported progress, and obtained leave to sit again to-morrow.
Council adjourned at half-past Ten o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, OCTOBER 11.

ORDERS OF THE DAY:—

1. Governor's Salary Bill; second reading.
2. Estimates of Expenditure for 1844; to be further considered in Committee.

THURSDAY, OCTOBER 12.

1. Estimate of the expense of the Legislative Council Establishment, for the year 1844; to be considered in Committee.
2. Sheriff Bill; second reading.
3. Maintenance of Light-houses Bill; to be further considered in Committee.

TUESDAY, OCTOBER 17.

1. Postage Act amendment Bill; to be further considered in Committee.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move the following Resolutions, when the Estimates of Expenditure shall have been disposed of:—
 - (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76.) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
 - (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
 - (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.

- (4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return four additional Members to this House.
- (5.) That it is the opinion of this Council, that the Town of Melbourne—considering its extent and population; the amount of property invested in its buildings; and its general, and especially its commercial importance, as the capital of an extensive district—is not adequately represented in this House; and that it is fairly entitled to return an additional representative to the Colonial Legislature.
- (6.) That it is the opinion of this Council, that the Seaport Town of Newcastle, being the seat of the principal coal-field of the Colony, as well as of various important and promising Colonial manufactures, should be dis-joined from the other Northumberland Boroughs, and authorised, as a separate Electoral District, to return a representative Member to this House.
2. MR. TERRY to move the following Resolution, when the Estimates of Expenditure shall have been disposed of:—That it is the opinion of this Council, that the Counties of Northumberland, Camden, and Durham, are not adequately represented in this Council; and each of these Counties ought, therefore, to return an additional Member to this House.
3. DR. LANG to move, when the Estimates for Education are taken into consideration:—
- (1.) That it is the duty of Government to make suitable and adequate provision for the general education of the people.
- (2.) That the Educational System, at present in operation in this Colony, in the form of denominational schools, supported in part from the public Treasury, is totally inadequate to meet the wants of the Colony,—uncertain in its application,—inefficient in its character,—and likely to entail a heavy and intolerable burden on the community.
- (3.) That it is therefore expedient and necessary that such a system, in so far as the existing denominational schools receive assistance from the State, should forthwith cease and determine, and that all schools, to be supported from the Public Treasury, should henceforth be established on one comprehensive model, and be placed under the immediate supervision of the Government.
- (4.) That in all schools to be supported by the State, the Holy Scriptures, in the authorised version, shall be read daily, but without note or comment; and that the business of each day shall be commenced and concluded with the reading of a form of prayer, to be agreed on beforehand by a Committee of this Council, but that no creed or catechism of any description shall be allowed.
- (5.) That the children of Roman Catholic parents, who may be unwilling that their offspring should be taught to read the Holy Scriptures in the authorised version, and the children of Jewish parents who may be unwilling that their offspring should be taught to read the Christian Scriptures, shall on no account be required to read the authorised version or the New Testament respectively.
- (6.) That it shall be lawful for the District Councils to establish primary or common schools, that is, schools for reading, writing, and arithmetic, on this basis, wherever they may deem it necessary for the welfare and advancement of their respective Districts, that such schools should be established, and to recognize existing schools, supported from the Public Treasury, thereto conforming; each schoolmaster of such schools to be provided, at the expense of the District, with a school-house and dwelling-house, and a fixed salary, not exceeding £50 per annum, with permission to charge fees from the pupils, not exceeding 5s. per quarter.
- (7.) That it is the opinion of this Council, that the City Council of Sydney, and the Town Council of Melbourne, respectively, should be authorised to establish a model or training school in the said City or Town, respectively, for the practical instruction of intending schoolmasters, in the business of teaching; the head master of such school to have a salary not exceeding £100 per annum, with the other privileges and indulgences above enumerated.
- (8.) That—as it is expedient and necessary, in order to render the benefits of a superior education easily accessible in all parts of the Territory, that provision should be made for the establishment and support of schools of a superior order, as compared with the primary or common schools—it shall be lawful for any District Council, or other municipal body having the powers of a District Council, to establish one or more Grammar or High Schools in any town or city having a population of not fewer than two thousand souls, for the Latin and Greek languages, and the elements of Mathematics, Natural History, and Natural Philosophy; the master of each of such schools to be provided, at the expense of the District or Municipality, with a school-house, a dwelling-house, and a salary not exceeding £100 per annum, with permission to charge fees not exceeding 10s. per quarter.
- (9.) That as the comparatively low state of education throughout this Territory is to be ascribed, in no small degree, to the incompetency of a large proportion of the schoolmasters of the Colony, as well as to the inadequate remuneration they have hitherto received for their services, and the uncertain tenure of their appointments, it is absolutely necessary to make provision for the intellectual training of the future schoolmasters of the Colony, as well as of that portion of the Colonial youth who may desire to participate in the benefits of an academical education, whether with a view to professional pursuits, or to the general business of life.
- (10.) That it is the opinion of this Council, that provision, to a moderate extent, should therefore be made forthwith for the establishment of Academical Institutions or Colleges in this Territory; and that for this purpose wherever any religious or other body shall establish such a College or Institution, provided such College or Institution shall comprise
- not

not fewer than three Professorships, and make provision, to the satisfaction of this Council, for a *curriculum* or course of education, extending over not less than three years, in the Languages, Philosophy, and Arts, a salary of £ per annum shall be allowed to each professor, provided the whole allowance to any such Institution or College shall not exceed £ per annum.

(11.) That it is the opinion of this Council, that the Orphan schools of this Colony, being Government establishments, should henceforth be conducted on the principles embodied in the foregoing resolutions, and should no longer be maintained or regarded as sectarian and denominational establishments.

(12.) That it is the opinion of this Council, that until machinery of a more suitable and permanent character, for superintending the entire department of public instruction in this Colony, can be duly organized and established, the carrying out of the preceding resolutions should be entrusted to a standing Committee of this Council, renewable from year to year, with a paid secretary or clerk, specially appointed for the purpose.

4. MR. FOSTER to move, when the Police Estimates come under consideration, That the petition now before the Council, respecting the District Councils, from the Inhabitants of Maitland, be taken into consideration.
5. MR. PANTON to move, after communicating with the Executive Government, That the Petition from Wilberforce, in the County of Cook, on the subject of Quit Rents, be taken into consideration of the Council.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

WEDNESDAY, 11 OCTOBER, 1843.

1. Council met pursuant to adjournment ; The Speaker took the Chair.
 Education :—Petitions presented from certain Clergy and Laymen of the Church of England, in the undermentioned Districts, praying that the Council will not sanction the Educational Resolutions about to be brought under their consideration :—
 (1.) By Mr. Macarthur ; Parramatta.
 (2.) By Mr. Lawson ; Prospect.
 (3.) By Mr. Cowper ; Campbelltown, Liverpool, Appin, Castle Hill and Dural, Camden, Cobbity, Penrith and Mulgoa, Hunter's Hill, Sydney and its neighbourhood.
 Petitions severally read, and received.
2. Governor's Salary Bill ; read a second time ; to be considered in Committee on Tuesday next.
3. Education :—Dr. Lang, by leave, withdrew the series of Resolutions on this subject, of which he had given notice.
4. District Council :—Maitland :—Mr. Foster, by leave, withdrew the motion on this subject, of which he had given notice.
5. Estimates :—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
 The Chairman reported progress, and brought up the following Resolution :—
 " That, in the opinion of this Committee, the expense attending the confinement of
 " Convicts in the various Gaols and Houses of Correction throughout the Colony,
 " ought not to be borne on the Colonial Revenue."
 Motion made, That this House do agree to this Resolution.
 Question put and passed.
 Committee to sit again to-morrow.
 Council adjourned at half-past Eight o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, OCTOBER 12.

- NOTICE OF MOTION :—
1. MR. WENTWORTH to move, That an address be presented to His Excellency the Governor, communicating to him the Resolution agreed to by the Council yesterday, respecting the expense attending the confinement of Convicts in the various Gaols and Houses of Correction, throughout the Colony.

- ORDERS OF THE DAY :—
1. Estimate of the expense of the Legislative Council Establishment, for the year 1844 ; to be considered in Committee.
 2. Sheriff Bill ; second reading.
 3. Maintenance of Light-houses Bill ; to be further considered in Committee.
 4. Estimates of Expenditure for 1844 ; to be further considered in Committee.

TUESDAY, OCTOBER 17.

1. Postage Act amendment Bill ; to be further considered in Committee.
2. Governor's Salary Bill ; to be considered in Committee.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move the following Resolutions, when the Estimates of Expenditure shall have been disposed of:—
- (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
- (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
- (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.
- (4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return four additional Members to this House.
- (5.) That it is the opinion of this Council, that the Town of Melbourne—considering its extent and population; the amount of property invested in its buildings; and its general, and especially its commercial importance, as the capital of an extensive district—is not adequately represented in this House; and that it is fairly entitled to return an additional representative to the Colonial Legislature.
- (6.) That it is the opinion of this Council, that the Seaport Town of Newcastle, being the seat of the principal coal-field of the Colony, as well as of various important and promising Colonial manufactures, should be dis-joined from the other Northumberland Boroughs, and authorised, as a separate Electoral District, to return a representative Member to this House.
2. MR. TERRY to move the following Resolution, when the Estimates of Expenditure shall have been disposed of:—That it is the opinion of this Council, that the Counties of Northumberland, Camden, and Durham, are not adequately represented in this Council; and each of these Counties ought, therefore, to return an additional Member to this House.
3. MR. PANTON to move, after communicating with the Executive Government, That the Petition from Wilberforce, in the County of Cook, on the subject of Quit Rents, be taken into consideration of the Council.

ALEX. M^o LEAY,*Speaker.*

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

THURSDAY, 12 OCTOBER, 1843.

1. Council met pursuant to adjournment ; The Speaker took the Chair.
Roman Catholic Schoolmasters :—Mr. Wentworth presented a Petition from certain Roman Catholic Schoolmasters of the Colony, praying payment of arrears of Salary due to them by the Colonial Government ; Petition read and received.
2. Maintenance of Convicts in Colonial Gaols :—Mr. Wentworth, pursuant to notice, moved the following Address to His Excellency the Governor :—
We, Her Majesty's most dutiful and loyal subjects, the Members of the Legislative Council of New South Wales, in Council assembled, beg to lay before Your Excellency the following Resolution :—
“ That, in the opinion of this Committee, the expense attending the confinement of “ Convicts in the various Gaols, and Houses of Correction, throughout the Colony, “ ought not to be borne on the Colonial Revenue.”
We beg to inform Your Excellency, that the above Resolution originated in a Committee of the whole Council on the Estimates for the year 1844, and was therein, *nemine contradicente*, agreed to, as well as afterwards by the full Council, on the 11th instant.
Address adopted ; to be presented by Mr. Elwin and the Colonial Treasurer.
3. Solvent Debtors' Bill :—The following Message from His Excellency the Governor, received and read :—

Message from His Excellency the Governor, to the Legislative Council, proposing amendments in a Bill presented to him for the Royal Assent, intituled, “ An Act to prevent the waste of the Property of Debtors “ under process of Law.”

GENTLEMEN,

Agreeably to the provisions of the 30th clause of the Act for the Government of New South Wales, 5th and 6th Victoria, chap. 76, I have to propose to you the following amendments in the Bill which has been presented to me for the Royal Assent, intituled, “ An Act to prevent the waste of the Property of Debtors under “ process of Law.”

First proposed amendment :—In the ninth and tenth lines of the 12th clause of the Bill as engrossed, (page 4, lines 39 to 41 as printed) to strike out the following words :—
“ to declare the Letter of License, so signed by such person not filing such affidavit, “ to be void, and to strike the name of such person out of the verified statement on “ which such Letter of License may have been granted,”—and in lieu of them to insert the following words :—

“ to strike the name of that person out of the verified statement on which such “ License may have been granted ; and if the requisite number of creditors shall not “ then appear to have executed the Letter of License, then to declare the same to be “ void.”

My chief reason in proposing this amendment, is to bring the clause under the re-consideration of the Council.

Even if the proposed amendment be adopted, the avoidance of the Letter of License will still depend less on the true merits of the case, than on the neglect or refusal of a particular creditor to verify his debt by affidavit. The clause in its present state, would seem intended to punish a person, by depriving him of his Letter of License, for having allowed an incorrect entry to be made on the verified statement ; but even this object is not attained, since his Letter of License is to be cancelled—not on proof of the incorrectness of any entry in that statement, but solely on the neglect or refusal of a creditor, (who may be an honest one) to appear before the Court.

The second amendment is to strike out the following words, at the end of the thirteenth clause :—

“ and that in all such cases, there shall be chargeable only one-fourth of the fees now “ chargeable by the Sheriff, on sales made by him.”

This amendment I propose, because no reason is assigned in the Bill, nor does any appear to me to exist, why a person who may have lost the protection of his Letter of License, should not be subject to the same charges, on sales made by the Sheriff, as a person who never had a Letter of License.

Government House, October 12, 1843.

GEORGE GIPPS.

Message to be considered in Committee on Tuesday next.

4.

- 4 Police Expenditure for the year 1844 :—The following message from His Excellency the Governor, received and read :—

Message from His Excellency the Governor, to the Legislative Council, replying to an Address from the Council, wherein it was communicated to His Excellency, that the Council had resolved that "In the present state of the Colony, it is highly inexpedient, if not impossible, to cast any portion of the Police Expenditure on the Country Districts;—That this Expenditure, therefore, for the year 1844, be defrayed, as hitherto, out of the General Revenue."

GENTLEMEN,

By the 47th clause of the Act of Parliament for the Government of New South Wales, (5th and 6th Victoria, c. 76,) it is enacted, That one-half of the expense of the Police Establishment of the Colony shall be defrayed out of the General Revenue, and the other half by assessments on the different Districts of the Colony, in such proportions as shall be from time to time fixed by the Governor and Legislative Council :—According, therefore, to this 47th clause, an Act of the Governor and Council ought to be passed in every year, declaring the amount to be assessed on each District of the Colony.

In the Estimates now under the consideration of the Council, the sums set down for the maintenance of the Police in the Country Districts, collectively amount to £38,260 ; and in a separate paper which has been printed by order of the Council, the proportions are shewn in which it was proposed that the half of this sum, or £19,130, should be charged on the Districts severally.

The Council has, however, now presented me an Address, announcing to me, that, in the opinion of the Council, "it is highly inexpedient, if not impossible, in the present state of the Colony, to cast any portion of the Police Expenditure on the Country Districts;" and intimating a desire that the whole Expenditure for the Country Districts, shall continue, during the year 1844, to be defrayed, as hitherto, out of the General Revenue.

The 48th clause, of the Act already referred to, appears to have been intended by Parliament, to meet a case in which the Legislative Council might fail to comply with the requirements of the preceding or 47th clause ; but owing to what may have been an error of the Printer, the real object of this clause is scarcely to be collected from the words of it.

I am, however, Gentlemen, well aware that you have adopted the Resolution communicated to me by your address, with no intention of contravening an Act of Parliament, but solely from a desire to relieve the Country Districts of the Colony from charges, which, under existing circumstances, you think they are unable to bear ; and as I cannot but be also of opinion, that the District Councils could not, so soon after their formation, raise, without great difficulty, the sums which would be necessary to defray half the Police expenses of their respective Districts, in addition to the other sums to be raised for the services which, by the Act, they are required to provide for, I am willing to share with the Legislative Council, the responsibility of postponing for a year, a compliance with the requirements of the 47th clause of the Act of Parliament ; and, accordingly, I have, Gentlemen, to invite you to appropriate, out of the General Revenue of the Colony, either the sum set down in the Estimates, or such smaller sum as you may think sufficient, to defray the expenses of an efficient Police, within the rural Districts of the Colony, without calling on those Districts, during the year 1844, for the contributions which, under the Act of Parliament, ought to be required from them.

Government House, October 12, 1843.

GEORGE GIPPS.

Message to be considered in Committee to-morrow.

5. Legislative Council Establishment :—The Council went into Committee on the Estimate of the expense of the Legislative Council Establishment, for the year 1844, reported on the 9th inst.

The Chairman reported the following Resolutions :—

(1.) Resolved, That the following Salaries be attached to the undermentioned Offices, namely ;—

The Speaker	£750 0 0
The Chairman of Committees	No Salary.
The Sergeant-at-Arms	100 0 0
The Assistant Clerk and Librarian, being an addition of £40 to the Estimate	300 0 0

That in the event of the office of Speaker being held by any Member receiving a pension from the Colonial Government, or who may have received a commuted allowance in lieu of a pension, the amount of such pension, or commuted pension, be deducted from such salary ; and in the event of the Speaker holding another salaried office, his salary, as Speaker, shall not exceed £375.

(2.) Resolved, That, in the opinion of this Committee, the office of Clerk to the Legislative and Executive Councils should be combined as heretofore ; and that a salary of £600 a-year, is sufficient for both offices.

Motion made, That this House do agree to these Resolutions.

Question put and passed.

6. Thanks of the House to Mr. Elwin :—Motion made, that the thanks of this Council be

be given to Mr. Elwin, by the Speaker, for his efficient and gratuitous discharge of the Duties of Chairman of Committees.

Question put and passed: and Mr. Elwin thanked, in his place, by the Speaker.

7. Answer to Address:—Aborigines:—The Colonial Secretary laid upon the Table, Nos. 1, 2, and 4, of the Papers enumerated in the Address, adopted on the motion of Dr. Thomson, on the 29th August, together with Despatches from Sir George Gipps, to the Secretary of State, No. 50, of 11th March, Nos. 89, 90, 91, and 92, of 16th May, and No. 94 of 20th May, 1842, and Lord Glenelg's reply thereto, of 20th December, 1842.
8. Sheriff Bill; second reading deferred until Tuesday next.
9. Maintenance of Light-houses Bill; further consideration in Committee deferred until Tuesday next.
10. Estimates:—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
The Chairman reported progress, and obtained leave to sit again to-morrow.
Council adjourned at Nine o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, OCTOBER 13.

NOTICES OF MOTION:—

1. MR. WENTWORTH to move, That an Address be presented to His Excellency the Governor, to thank His Excellency for his ready compliance with the Resolution of this House, communicated to His Excellency on the 10th instant.
2. MR. WENTWORTH to move, That an Address be presented to His Excellency the Governor, communicating to His Excellency, the Resolutions agreed to by this Council, yesterday, relative to the salaries of the Speaker and other Officers of this Council; and begging that His Excellency will place these salaries on the Estimates for 1844, and on the Supplementary Estimate for the present year.
3. MR. WENTWORTH to move, for leave to bring in a Bill to regulate Friendly Societies in the Colony of New South Wales.
4. MR. ELWIN to move, That this Council do, at its rising, adjourn until Tuesday next.

ORDERS OF THE DAY:—

1. Police Expenditure; Governor's Message to be considered in Committee.
2. Estimates of Expenditure for 1844; to be further considered in Committee.

TUESDAY, OCTOBER 17.

1. Postage Act amendment Bill; to be further considered in Committee.
2. Governor's Salary Bill; to be considered in Committee.
3. Solvent Debtors Bill; Governor's Message to be considered in Committee.
4. Sheriff Bill; second reading.
5. Maintenance of Light Houses Bill; to be further considered in Committee.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move the following Resolutions, when the Estimates of Expenditure shall have been disposed of:—
 - (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
 - (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
 - (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.

(4.)

(4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return four additional Members to this House.

(5.) That it is the opinion of this Council, that the Town of Melbourne—considering its extent and population; the amount of property invested in its buildings; and its general, and especially its commercial importance, as the capital of an extensive district—is not adequately represented in this House; and that it is fairly entitled to return an additional representative to the Colonial Legislature.

(6.) That it is the opinion of this Council, that the Seaport Town of Newcastle, being the seat of the principal coal-field of the Colony, as well as of various important and promising Colonial manufactures, should be dis-joined from the other Northumberland Boroughs, and authorised, as a separate Electoral District, to return a representative Member to this House.

2. MR. TERRY to move the following Resolution, when the Estimates of Expenditure shall have been disposed of:—That it is the opinion of this Council, that the Counties of Northumberland, Camden, and Durham, are not adequately represented in this Council; and each of these Counties ought, therefore, to return an additional Member to this House.
3. MR. PANTON to move, after communicating with the Executive Government, That the Petition from Wilberforce, in the County of Cook, on the subject of Quit Rents, be taken into consideration of the Council.

ALEX. Mc LEAY,
Speaker,

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

FRIDAY, 13 OCTOBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Scots' Church, Sydney:—Dr. Thomson, as Chairman of the Committee, to whom was referred the Petition of the Trustees, Elders, and Committee of Management of the Scots' Church, brought up the Report, and laid upon the Table the Evidence taken before the Committee.
Report and Evidence ordered to be printed.
2. Water Police Establishment:—Dr. Nicholson presented a Petition from certain commanders and owners of vessels, lying in, and trading to Port Jackson, and of merchants and ship owners of Sydney, in the Colony of New South Wales, praying that the Water Police Establishment may not be abolished.
Petition read at length, received, and ordered to be printed.
3. Police Expenditure for the year 1844:—Mr. Wentworth, pursuant to notice, moved the following Address to His Excellency the Governor:—

We, Her Majesty's most dutiful and loyal Subjects, the Members of the Legislative Council of New South Wales, in Council assembled, beg leave to approach Your Excellency, with an expression of our sincere thanks for Your Excellency's ready compliance with the Resolution of this Council, communicated to Your Excellency in our Address of the 10th inst., and for the willingness which Your Excellency has signified to share with this Council the responsibility of postponing, for a year, a compliance with the requirements of the 47th clause of the Act of Parliament, under which this Council is constituted.

Address adopted; to be presented by the Speaker, the Colonial Secretary, and the Commander of the Forces.

4. Legislative Council Establishment:—Mr. Wentworth, pursuant to notice, moved the following Address to His Excellency the Governor:—

We, Her Majesty's most dutiful and loyal subjects, the Members of the Legislative Council of New South Wales, in Council assembled, beg to lay before Your Excellency, the following Resolutions:—

(1.) Resolved, That the following Salaries be attached to the undermentioned Offices, namely:—

The Speaker	£750	0	0
The Chairman of Committees	No	Salary.	
The Sergeant-at-Arms	100	0	0
The Assistant Clerk and Librarian, being an addition of £40 to the Estimate	300	0	0

That in the event of the office of Speaker being held by any Member receiving a pension from the Colonial Government, or who may have received a commuted allowance in lieu of a pension, the amount of such pension, or commuted pension, be deducted from such salary; and in the event of the Speaker holding another salaried office, his salary, as Speaker, shall not exceed £375.

(2.) Resolved, That, in the opinion of this Committee, the office of Clerk to the Legislative and Executive Councils should be combined as heretofore; and that a salary of £600 a-year, is sufficient for both offices.

We beg to inform Your Excellency, that the above Resolutions originated in a Committee of the whole Council, on the Estimate of the expense of the Legislative Council Establishment for the year 1844, reported, on the 9th instant, by the Select Committee to whom the subject had been referred, and were agreed to by the full Council, on the 12th instant.

We beg that Your Excellency will be pleased to place the salaries fixed by these Resolutions, on the Estimates of Expenditure for the year 1844, and on the Supplementary Estimate for the present year.

Address adopted; to be presented by the Speaker, the Commander of the Forces, and the Colonial Secretary.

5. Friendly Societies Bill :—Mr. Wentworth, pursuant to notice, moved for leave to bring in "*A Bill to regulate Friendly Societies in the Colony of New South Wales.*" Question put and passed; Bill read a first time; to be printed, and read a second time on Thursday next.
6. Maintenance of Convicts in Colonial Gaols :—The following Message from the Governor received and read :—

Message from His Excellency the Governor to the Legislative Council, replying to an address, wherein it was communicated to His Excellency, that a Committee of the whole Council had adopted a Resolution to the following effect :—

"That, in the opinion of this Committee, the expense attending the confinement of Convicts in the various Gaols, and Houses of Correction, throughout the Colony, ought not to be borne on the Colonial Revenue."

GENTLEMEN,

As the Resolution communicated to me by your Address, may have been adopted in the supposition that I have other funds at my command, out of which I can provide for the support of Prisoners in the Gaols of the Colony, (such Prisoners being Convicts,) I deem it right, explicitly, to inform you, that such is not the case, and that I have no funds whatever, out of which I can maintain Prisoners of any description in the Gaols of the Colony, save such as are placed at my disposal by the Legislative Council.

It seems to me scarcely necessary to add, that the Magistrates of the Colony can commit offenders to no places but the common Gaols of the Colony; and that the Governor has no power to take offenders out of the common Gaols before trial, for the purpose of transferring them to other places of confinement.

GEORGE GIPPS.

Government House, 13 October, 1843.

Message to be taken into consideration on Tuesday next.

7. Governor's Message on the Police Expenditure for the year 1844;—Consideration of, in Committee, deferred until Tuesday next.
8. Estimates :—The Council went into Committee on the Estimates of Expenditure, for the year 1844. The Chairman reported progress, and obtained leave to sit again on Monday next.
9. Adjournment ;—On the motion of Mr. Elwin, pursuant to notice ;— Council adjourned, at half-past Ten o'Clock, until Monday next, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

MONDAY, OCTOBER 16.

ORDER OF THE DAY :—

1. Estimates of Expenditure for 1844 ; to be further considered in Committee.

TUESDAY, OCTOBER 17.

NOTICES OF MOTION :—

1. DR. THOMSON to move, That the Return to the Address for papers connected with the Protectorate of Aborigines, adopted on his motion, on the 29th August last, be printed.
2. MR. ELWIN will draw the attention of the Council, to the expediency of making provision for the purchase of a Library for the use of the Council.
3. MR. WINDEYER to move, for leave to bring in a Bill to make Hyde Park Barracks, or Cockatoo Island, a Convict Gaol.

ORDERS OF THE DAY :—

1. Postage Act amendment Bill ; to be further considered in Committee.
2. Governor's Salary Bill ; to be considered in Committee.
3. Solvent Debtors Bill ; Governor's Message to be considered in Committee.
4. Sheriff Bill ; second reading.
5. Maintenance of Light Houses Bill ; to be further considered in Committee.
6. Convicts in Colonial Gaols ; Governor's Message to be considered in Committee.
7. Police Expenditure ; Governor's Message to be considered in Committee.

THURSDAY, OCTOBER 19.

1. Friendly Societies Bill ; second reading:

CONTINGENT

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move the following Resolutions, when the Estimates of Expenditure shall have been disposed of:—
 - (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
 - (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than _____ years, and paying not less than twenty pounds sterling of yearly rent; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
 - (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.
 - (4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return four additional Members to this House.
 - (5.) That it is the opinion of this Council, that the Town of Melbourne—considering its extent and population; the amount of property invested in its buildings; and its general, and especially its commercial importance, as the capital of an extensive district—is not adequately represented in this House; and that it is fairly entitled to return an additional representative to the Colonial Legislature.
 - (6.) That it is the opinion of this Council, that the Seaport Town of Newcastle, being the seat of the principal coal-field of the Colony, as well as of various important and promising Colonial manufactures, should be dis-joined from the other Northumberland Boroughs, and authorised, as a separate Electoral District, to return a representative Member to this House.
2. MR. TERRY to move the following Resolution, when the Estimates of Expenditure shall have been disposed of:—That it is the opinion of this Council, that the Counties of Northumberland, Camden, and Durham, are not adequately represented in this Council; and each of these Counties ought, therefore, to return an additional Member to this House.
3. MR. PANTON to move, after communicating with the Executive Government, That the Petition from Wilberforce, in the County of Cook, on the subject of Quit Rents, be taken into consideration of the Council.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

MONDAY, 16 OCTOBER, 1843.

1. Council met pursuant to adjournment ; The Speaker took the Chair.
Quit Rents :—The Colonial Secretary laid upon the Table, the Return to the Address on this subject, adopted on the motion of Mr. Windeyer, on the 8th September.
2. Wollongong Breakwater :—Mr. Therry presented a Petition from certain inhabitants of Illawarra, praying further pecuniary aid, towards the completion of the Basin at Wollongong ; Petition read and received.
3. Estimates :—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
The Chairman reported progress, and obtained leave to sit again to-morrow.
Council adjourned, at half-past Ten o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, OCTOBER 17.

NOTICES OF MOTION :—

1. DR. THOMSON to move, That the Return to the Address for papers connected with the Protectorate of Aborigines, adopted on his motion, on the 29th August last, be printed.
2. MR. ELWIN will draw the attention of the Council, to the expediency of making provision for the purchase of a Library for the use of the Council.
3. MR. WINDEYER to move, for leave to bring in a Bill to make Hyde Park Barracks, or Cockatoo Island, a Convict Gaol.
4. THE ATTORNEY GENERAL to move, for leave to bring in a Bill "*To provide for the more speedy discharge of persons under committal for Felony or Misdemeanor.*"
5. MR. ELWIN to move, a Resolution for regulating the future appointment of Select Committees.

ORDERS OF THE DAY :—

1. Estimates of Expenditure for 1844 ; to be further considered in Committee.
2. Postage Act amendment Bill ; to be further considered in Committee.
3. Governor's Salary Bill ; to be considered in Committee.
4. Solvent Debtors Bill ; Governor's Message to be considered in Committee.
5. Sheriff Bill ; second reading.
6. Maintenance of Light Houses Bill ; to be further considered in Committee.
7. Convicts in Colonial Gaols ; Governor's Message to be considered in Committee.
8. Police Expenditure ; Governor's Message to be considered in Committee.

THURSDAY, OCTOBER 19.

1. Friendly Societies Bill ; second reading.

FRIDAY, OCTOBER 20.

NOTICE OF MOTION :—

1. MR. THERRY to move, That the Council do take into consideration the Petition from Illawarra, relating to the basin in course of formation at Wollongong.

CONTINGENT

CONTINGENT NOTICES OF MOTION.

1. **DR. LANG** to move the following Resolutions, when the Estimates of Expenditure shall have been disposed of:—
- (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
- (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
- (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.
- (4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return four additional Members to this House.
- (5.) That it is the opinion of this Council, that the Town of Melbourne—considering its extent and population; the amount of property invested in its buildings; and its general, and especially its commercial importance, as the capital of an extensive district—is not adequately represented in this House; and that it is fairly entitled to return an additional representative to the Colonial Legislature.
- (6.) That it is the opinion of this Council, that the Seaport Town of Newcastle, being the seat of the principal coal-field of the Colony, as well as of various important and promising Colonial manufactures, should be dis-joined from the other Northumberland Boroughs, and authorised, as a separate Electoral District, to return a representative Member to this House.
2. **MR. THERRY** to move the following Resolution, when the Estimates of Expenditure shall have been disposed of:—That it is the opinion of this Council, that the Counties of Northumberland, Camden, and Durham, are not adequately represented in this Council; and each of these Counties ought, therefore, to return an additional Member to this House.
3. **MR. PANTON** to move, after communicating with the Executive Government, That the Petition from Wilberforce, in the County of Cook, on the subject of Quit Rents, be taken into consideration of the Council.

ALEX. M^c LEAY,

Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

TUESDAY, 17 OCTOBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Police Expenditure:—The Speaker read the following communication from His Excellency the Governor, acknowledging receipt of the Council's Address in reply to the Message of His Excellency, on the Resolution of the Council, respecting the Police Expenditure of the Colony for the year 1844, adopted on the 13th instant.

GENTLEMEN,

I receive this Address with much pleasure; and am happy that on the occasion alluded to in it, I was able to concur with the Council in a measure which will, I believe, prove to be an advantageous one to the Colony.

Government House, October 17, 1843.

GEORGE GIPPS.

2. Legislative Council Establishment:—The following Message from His Excellency the Governor received and read:—

Message from His Excellency the Governor, to the Legislative Council, replying to an Address, wherein it was communicated to him, that the Council had adopted certain Resolutions, respecting the salaries of the Speaker, and other Officers of the Council:—

GENTLEMEN,

I am happy in being able to concur with you, in respect to the amount of salaries proposed to be granted to the Speaker, and other Officers of the Legislative Council, and I will cause the necessary sums to be placed on the Estimates.

In respect to the second Resolution communicated to me by your Address, I must express my doubt, whether it will be possible for the same person to perform the duties of Clerk to the Executive and Legislative Councils: The expenses, however, of the Executive Council, will not, I trust, exceed the sum which has been provided for them, by the Imperial Parliament.

Government House, 17 October, 1843.

GEORGE GIPPS.

3. Appointment of Select Committees:—Mr. Elwin, pursuant to notice, moved the following Resolution:—
That Select Committees be formed in the manner following:—Each Member present to sign a list of the names of such five Members as he may think fit and proper to compose such Committee, and give in the same to the Clerk; and when all the lists are collected, the Clerk shall ascertain and report to the Speaker, the names of the five Members having the greatest number of votes, which five Members shall compose such Committee, together with the mover and seconder of the motion for such Committee.
Question put and passed.
4. Aborigines Protectorate:—On the motion of Dr. Lang, in absence of Dr. Thomson, the Return to the Address on this subject, adopted on the motion of Dr. Thomson, on the 29th August, ordered to be printed.
5. Estimates:—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
The Chairman reported progress, and obtained leave to sit again to-morrow.
Council adjourned, at Ten o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, OCTOBER 18.

NOTICE OF MOTION:—

1. THE ATTORNEY GENERAL to move, for leave to bring in a Bill "To provide for the more speedy discharge of persons under committal for Felony or Misdemeanor."

ORDERS OF THE DAY:—

1. Estimates of Expenditure for 1844; to be further considered in Committee.
2. Postage Act amendment Bill; to be further considered in Committee.
3. Governor's Salary Bill; to be considered in Committee.

4. Solvent Debtors Bill ; Governor's Message to be considered in Committee.
5. Sheriff Bill ; second reading.
6. Maintenance of Light Houses Bill ; to be further considered in Committee.
7. Convicts in Colonial Gaols ; Governor's Message to be considered in Committee.
8. Police Expenditure ; Governor's Message to be considered in Committee.

THURSDAY, OCTOBER 19.

1. Friendly Societies Bill ; second reading.

FRIDAY, OCTOBER 20.

NOTICE OF MOTION :—

1. MR. THERRY to move, That the Council do take into consideration the Petition from Illawarra, relating to the basin in course of formation at Wollongong.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move the following Resolutions, when the Estimates of Expenditure shall have been disposed of :—
 - (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
 - (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent ; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
 - (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory ; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.
 - (4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return four additional Members to this House.
 - (5.) That it is the opinion of this Council, that the Town of Melbourne—considering its extent and population ; the amount of property invested in its buildings ; and its general, and especially its commercial importance, as the capital of an extensive district—is not adequately represented in this House ; and that it is fairly entitled to return an additional representative to the Colonial Legislature.
 - (6.) That it is the opinion of this Council, that the Seaport Town of Newcastle, being the seat of the principal coal-field of the Colony, as well as of various important and promising Colonial manufactures, should be dis-joined from the other Northumberland Boroughs, and authorised, as a separate Electoral District, to return a representative Member to this House.
2. MR. THERRY to move the following Resolution, when the Estimates of Expenditure shall have been disposed of :—That it is the opinion of this Council, that the Counties of Northumberland, Camden, and Durham, are not adequately represented in this Council ; and each of these Counties ought, therefore, to return an additional Member to this House.
3. MR. PANTON to move, after communicating with the Executive Government, That the Petition from Wilberforce, in the County of Cook, on the subject of Quit Rents, be taken into consideration of the Council.
4. MR. WINDEYER to move, when the Governor's Message on the maintenance of Convicts in Colonial Gaols shall come under consideration, for leave to bring in a Bill to make Hyde Park Barracks, or Cockatoo Island, a Convict Gaol.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

WEDNESDAY, 18 OCTOBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
District Councils:—Mr. Windeyer presented a Petition from certain Inhabitants of Jerry's Plains, praying the Council, by Address to His Excellency the Governor, to request the suspension, for the present, of the establishment of District Councils, under the Act of Parliament, 5 and 6 Victoria, cap. 76; Petition read and received.
 2. Revival of Transportation:—Mr. Wentworth presented a Petition from certain Inhabitants of Jerry's Plains, praying the Council to petition the Imperial Parliament for the revival of Transportation to New South Wales; Petition read and received.
 3. Sydney Commercial Reading Rooms and Library:—Mr. Wentworth presented a Petition from the Committee and Members of this Society, praying the appropriation, from the Colonial Revenue, of some moderate assistance in aid of the funds of the Society; Petition read and received.
 4. Newcastle and Stockton:—Dr. Lang presented a Petition from the Freeholders and Householders of the Towns of Newcastle and Stockton, praying that those Towns may be erected into an Electoral District, separate from East and West Maitland, for the return of a Member to the Legislative Council, and that the Harbour of Newcastle may be declared a free warehousing Port; Petition read and received.
 5. Expiree Convicts:—The Colonial Secretary laid upon the Table, No. 2 of the Returns enumerated in the Address adopted on the motion of Dr. Nicholson, on the 15th September.
 6. Committed Felons discharge Bill:—The Attorney General, pursuant to notice, moved for leave to bring in "*A Bill to provide for the summary discharge, in certain cases, of persons under committal for Felony and Misdemeanor;*" Bill read a first time; to be printed, and read a second time on Tuesday next.
 7. Estimates:—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
The Chairman reported progress, and obtained leave to sit again to-morrow.
 8. Postponement of Orders of the Day:—On the motion of the Colonial Secretary, the following Orders of the Day were postponed until to-morrow.
 - (1.) Estimates of Expenditure for 1844; further consideration in Committee.
 - (2.) Postage Act amendment Bill; further consideration in Committee.
 - (3.) Governor's Salary Bill; consideration in Committee.
 - (4.) Solvent Debtors Bill; consideration of Governor's Message in Committee.
 - (5.) Sheriff Bill; second reading.
 - (6.) Maintenance of Light Houses Bill; further consideration in Committee.
 - (7.) Convicts in Colonial Goals; consideration of Governor's Message in Committee.
 - (8.) Police Expenditure; consideration of Governor's Message in Committee.
- Council adjourned, at Ten o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, OCTOBER 19.

ORDERS OF THE DAY:—

1. Friendly Societies Bill; second reading.
2. Estimates of Expenditure for 1844; to be further considered in Committee.
3. Postage Act amendment Bill; to be further considered in Committee.
4. Governor's Salary Bill; to be considered in Committee.
5. Solvent Debtors Bill; Governor's Message to be considered in Committee.
6. Sheriff Bill; second reading.
7. Maintenance of Light Houses Bill; to be further considered in Committee.
8. Convicts in Colonial Goals; Governor's Message to be considered in Committee.
9. Police Expenditure; Governor's Message to be considered in Committee.

FRIDAY,

FRIDAY, OCTOBER 20.

NOTICE OF MOTION :—

1. MR. THERRY to move, That the Council do take into consideration the Petition from Illawarra, relating to the Basin in course of formation at Wollongong.

TUESDAY, OCTOBER 24.

ORDER OF THE DAY :—

1. Committed Felons discharge Bill; second reading.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move the following Resolutions, when the Estimates of Expenditure shall have been disposed of :—

(1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.

(2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than . . . years, and paying not less than twenty pounds sterling of yearly rent; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.

(3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.

(4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return four additional Members to this House.

(5.) That it is the opinion of this Council, that the Town of Melbourne—considering its extent and population; the amount of property invested in its buildings; and its general, and especially its commercial importance, as the capital of an extensive district—is not adequately represented in this House; and that it is fairly entitled to return an additional representative to the Colonial Legislature.

(6.) That it is the opinion of this Council, that the Seaport Town of Newcastle, being the seat of the principal coal-field of the Colony, as well as of various important and promising Colonial manufactures, should be dis-joined from the other Northumberland Boroughs, and authorised, as a separate Electoral District, to return a representative Member to this House.

2. MR. THERRY to move the following Resolution, when the Estimates of Expenditure shall have been disposed of :—That it is the opinion of this Council, that the Counties of Northumberland, Camden, and Durham, are not adequately represented in this Council; and each of these Counties ought, therefore, to return an additional Member to this House.

3. MR. PANTON to move, after communicating with the Executive Government, That the Petition from Wilberforce, in the County of Cook, on the subject of Quit Rents, be taken into consideration of the Council.

4. MR. WINDYER to move, when the Governor's Message on the maintenance of Convicts in Colonial Gaols shall come under consideration, for leave to bring in a Bill to make Hyde Park Barracks, or Cockatoo Island, a Convict Gaol.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

THURSDAY, 19 OCTOBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Sydney Dispensary:—Dr. Nicholson presented a Petition from the Officers of the Sydney Dispensary, praying on behalf of the Society, that the Council will pass a Bill in the present Session, for the incorporation of their Committee of Management; Petition read and received.
2. Judicial Estimates:—The following Message from His Excellency the Governor, received and read:—

Message from His Excellency the Governor, to the Legislative Council, respecting the Estimates now under the consideration of the Council, of the expenses attendant on the administration of Justice during the year 1844.

GENTLEMEN,

Circumstances have arisen which seem to render it desirable that I should offer to the Council some further observations on that division of the Estimates for 1844, which relates to the Administration of Justice, and in so doing it will be indispensable for me to develop the views which I entertain respecting the Schedules A. and B, appended to the Act for the Government of New South Wales, (5th and 6th Victoria, c. 76.)

The instructions which I have, on this subject, from Her Majesty's Government, are contained in the following extract from a Despatch from the Secretary of State, dated the 9th March, 1843:—

"I have to point out that in the event of the contingent and miscellaneous expenses connected with the Administration of Justice, at any time exceeding the amount apportioned to that purpose in Schedule A, in the above-mentioned Act, it will be necessary for you to make application to the local Legislature for any requisite provision to defray the excess."

According to this instruction, the application which I made to the Council, was not for the whole sum required for the contingent and miscellaneous expenses attendant on the Administration of Justice, (£30,517 14s. 6d.) but only for the excess of that sum, over the provision of £20,000, made by Schedule A.

Considering, however, that it undoubtedly rested with the Council, to give, or withhold, the whole, or any portion of such excess, I deemed it proper to lay the entire Estimates for the Administration of Justice before you, for it seemed to me impossible for the Council to exercise a right discretion in giving or withholding the excess, without knowing how it was proposed to expend the sum granted to the Government by Schedule A; and it was in this view of the subject, that I stated in my Message to the Council, of the 23rd August last, that "the Council having to make good an indispensable supplement, has, for all practical purposes, as much control over the expenditure, on account of the whole of the services enumerated in those Schedules, as it would have had though these Schedules had not formed part of the Act. I say for all practical purposes, because the local Government could only withdraw these items from the control of the Legislative Council, by reducing the expenditure, on account of them, below the sums stated in the respective Schedules; and this may, under existing circumstances, be considered impracticable; it could not at any rate be done, without manifest inconvenience both to the Government and the Public."

When I wrote the foregoing remarks, it certainly was not within my contemplation, that any desire would exist, on the part of the Council, to reduce the salaries of officers who, holding their appointments from Her Majesty, naturally consider their salaries to be guaranteed to them by Her Majesty's Government, and of whom many were induced to come to the Colony, by promises held out to them in England.

Had I not considered that these salaries were sufficiently guaranteed by the public faith which was pledged to them, I should not have omitted to declare, that I considered them to be secured by the Schedules on which they are chargeable. I now feel that I made an omission, and I hasten to repair it.

The Council, I learn, has affirmed, "That it is the opinion of this Committee" (being a Committee of the whole Council,) "that if it be called upon to vote more for any particular service, than is appropriated thereto in the Schedules to the Act 5th and 6th Victoria, c.76, it has, and ought to have, power to fix the amount to be appropriated to every detail of such service, except such as may be specifically provided for in such Schedule."

I unfeignedly regret that I cannot go with the Council to the full extent of their Resolution, because, were I to do so, I should acknowledge a right to exist on the part of the Council, to reduce the salaries of the Law Officers of the Crown—even to the extent which has been proposed of one half their present amount—a right which I cannot acknowledge, so long as I consider the faith of Her Majesty's Government to be pledged to those salaries, and the means of maintaining that faith, to have been placed within Her Majesty's power by the Parliament of Great Britain.

Upon the most mature consideration which I can give to the subject, it seems to me that the Imperial Parliament must have adopted the Schedules A and B, appended to the 5th and 6th Victoria, c. 76, for the following purposes:—

First—To secure to the Local Government the means of subsistence, (though of bare subsistence only) in the event of any temporary difference between the Legislative and Executive authorities, requiring the intervention of Her Majesty, or of the Imperial Parliament;—and, secondly, to secure at all times to the principal Officers of the Executive Government, and also to those engaged in the Administration of Justice, such salaries and allowances as Her Majesty may think fit to assign to them.

The Schedules do not seem to me intended to provide for the whole expenses of the Departments named in them, for if such were the case, they would evidently require frequent, nay, almost yearly revision; if fixed with reference to what might be considered necessary for 1844, they might be insufficient for 1850; if fixed with reference to what may be required for 1850, they might have been far too large for 1844. The provision made by the Schedules, is sufficiently large to prevent the failure of a Supply Bill being followed, of necessity, by an entire stoppage of the functions of Government, and by the closing of the Courts of Justice, but not large enough to enable the Government to go on easily or permanently without the aid of the Council. The object of them seems to me to be, not to make the Government independent of the Council, but to prevent the exhibition of so unseemly a spectacle, as would be afforded to the world, if a Government, administered in the Queen's name, and under the authority of an Act of Parliament, were to be reduced to a state of inaction, or utter helplessness.

The Parliament seems to me to have been aware, that the Government of a Colony cannot be kept in a state of even tolerable efficiency, unless funds be provided, out of which the salaries of its Chief Officers may be guaranteed to them by Her Majesty.

The Chief Officers of a Colonial Government, are placed in circumstances very different from those in which persons stand, who occupy corresponding situations in England, not only because the latter are generally men of independent fortune, but also because the object of their political opponents is different;—those opponents seeking in general, not to reduce to the lowest possible amount the emoluments of office, but to get possession of office and power for themselves.

A constitutional opposition in the British Parliament, is composed of men who may at any time be called on, and who are constantly hoping and expecting to be called on, themselves to assume the Government; and with such prospects before them, they will always be careful how they reduce public Establishments so low as to render them inefficient; but a party (and there always will be a party) opposed to the Government of a Colony, having no such hopes or prospects before them, will not, in an equal degree, be restrained from rendering the Government inefficient, or reducing the emoluments of office, below the rate at which they might be willing themselves to devote their time and talents to the service of the public.

Upon every principle therefore of right reason and sound policy, it seems to me that the salaries of the principal Officers of a Colonial Government, should be guaranteed to them by the Head of the Empire; and I feel persuaded that the Schedules A and B, appended to the Act of the 5th and 6th Victoria, were intended by Parliament to afford to Her Majesty the means of so guaranteeing them.

The Schedules were not adopted in consequence of any peculiarity affecting either the Legislature, or the people of this Colony, but in consequence of conclusions which have been drawn from a long succession of events in various Dependencies of the Crown, and in conformity with principles which have guided the British Parliament, in all recent legislation on the affairs of the Colonies.

It may possibly be expedient hereafter to establish a distinction between the superior and inferior officers engaged in the Administration of Justice, or more correctly speaking, between officers whose duties partake of a judicial or political character, and those whose functions are merely ministerial; but as no such line of separation has as yet been established, I have no means at present of distinguishing the officers whose salaries should, in my opinion, be considered as guaranteed to them, until altered by Her Majesty, than by including all, whose appointments, salaries, or allowances, have been fixed or approved of by Her Majesty.

Government House, 19 October, 1843.

GEORGE GIPPS.

3. Answers to Addresses:—The Colonial Secretary laid upon the Table:—
 - (1.) Commissioners of Insolvent Estates:—A further portion of No. 1 of the Returns enumerated in the Address, adopted on the motion of Dr. Nicholson, on the 13th September last.
 - (2.) Writs:—Nos. 2 and 3 of the Returns enumerated in the Address, adopted on the motion of Mr. Wentworth, on the 18th August.
4. Friendly Societies Bill; second reading deferred until Thursday next.
5. Estimates:—The Council went into Committee on the Estimates of Expenditure, for the year 1844.

The House counted, and twelve Members not being present:—

Council adjourned, at a quarter after Nine o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, OCTOBER 20.

NOTICE OF MOTION :—

- 1. MR. TERRY to move, That the Council do take into consideration the Petition from Illawarra, relating to the Basin in course of formation at Wollongong.

ORDERS OF THE DAY :—

- 1. Estimates of Expenditure for 1844 ; to be further considered in Committee.
- 2. Postage Act amendment Bill ; to be further considered in Committee.
- 3. Governor's Salary Bill ; to be considered in Committee.
- 4. Solvent Debtors Bill ; Governor's Message to be considered in Committee.
- 5. Sheriff Bill ; second reading.
- 6. Maintenance of Light Houses Bill ; to be further considered in Committee.
- 7. Convicts in Colonial Gaols ; Governor's Message to be considered in Committee.
- 8. Police Expenditure ; Governor's Message to be considered in Committee.

TUESDAY, OCTOBER 24.

NOTICE OF MOTION :—

- 1. DR. NICHOLSON to move, That the Petition from the Committee of Management of the Sydney Dispensary, be taken into consideration ; and in the event of its prayer being complied with, to move the first reading of a Bill for the purposes expressed in the said Petition.

ORDER OF THE DAY :—

- 1. Committed Felons discharge Bill ; second reading.

WEDNESDAY, OCTOBER 25.

NOTICE OF MOTION :—

- 1. MR. WENTWORTH to move, That the Message of His Excellency the Governor on the Judicial Estimates, be taken into consideration.

THURSDAY, OCTOBER 26.

ORDER OF THE DAY :—

- 2. Friendly Societies Bill ; second reading.

CONTINGENT NOTICES OF MOTION.

- 1. DR. LANG to move the following Resolutions, when the Estimates of Expenditure shall have been disposed of :—
 - (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
 - (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent ; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
 - (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory ; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise. (4.)

(4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return four additional Members to this House.

(5.) That it is the opinion of this Council, that the Town of Melbourne—considering its extent and population ; the amount of property invested in its buildings ; and its general, and especially its commercial importance, as the capital of an extensive district—is not adequately represented in this House ; and that it is fairly entitled to return an additional representative to the Colonial Legislature.

(6.) That it is the opinion of this Council, that the Seaport Town of Newcastle, being the seat of the principal coal-field of the Colony, as well as of various important and promising Colonial manufactures, should be dis-joined from the other Northumberland Boroughs, and authorised, as a separate Electoral District, to return a representative Member to this House.

- 2. MR. THERRY to move the following Resolution, when the Estimates of Expenditure shall have been disposed of :—That it is the opinion of this Council, that the Counties of Northumberland, Camden, and Durham, are not adequately represented in this Council ; and each of these Counties ought, therefore, to return an additional Member to this House.
- 3. MR. PANTON to move, after communicating with the Executive Government, That the Petition from Wilberforce, in the County of Cook, on the subject of Quit Rents, be taken into consideration of the Council.
- 4. MR. WINDEYER to move, when the Governor's Message on the maintenance of Convicts in Colonial Gaols shall come under consideration, for leave to bring in a Bill to make Hyde Park Barracks, or Cockatoo Island, a Convict Gaol.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

FRIDAY, 20 OCTOBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Supreme Court Establishment:—The Colonial Secretary laid upon the Table:—
(1.) A letter from their Honors the Judges of the Supreme Court, dated 17th August, 1843, on the arrangements connected with the appointment of Prothonotary.
(2.) A letter from the Colonial Secretary, in reply thereto, dated 5th September, 1843.
Ordered to be printed.
 2. Colonial Distillation:—Mr. Windeyer presented a Petition from certain merchants, traders, and others in the Colony of New South Wales, praying that instead of abolishing Colonial Distillation, the Council will adopt a measure for reducing the present scale of duties; Petition read and received.
 3. Overland Route to Port Essington:—Dr. Nicholson, as Chairman, brought up the Report, and laid upon the Table the Evidence taken before the Committee appointed to enquire into the practicability of a design for the establishment of an overland route between the settled parts of New South Wales and Port Essington.
Report and Evidence ordered to be printed.
 4. Wollongong Breakwater; Mr. Therry deferred his motion on this subject, until Friday next.
 5. Campbelltown District Council Bill:—Mr. Bowman, pursuant to order, presented a Bill, intituled "*A Bill to separate Campbelltown and Appin, from Camden, Narrellan, and Picton, and to erect Campbelltown and Appin into a District having a Council for itself.*"
Bill read a first time; ordered to be printed, and read a second time on Thursday next.
 6. Adjournment:—On the motion of Mr. Elwin, it was resolved, That this Council do, at its rising to-day, adjourn until Tuesday next.
 7. Estimates:—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
The Chairman reported progress, and obtained leave to sit again on Tuesday next.
 8. Postponement of the following Orders of the Day:—
(1.) Postage Act amendment Bill; further consideration in Committee, deferred until Tuesday next.
(2.) Governor's Salary Bill; consideration in Committee, deferred until Thursday next.
 9. Solvent Debtors' Bill:—The Council went into Committee on the amendments proposed by the Governor's Message, delivered on the 12th instant.
The Chairman reported progress, and obtained leave to sit again on Thursday next.
 10. Postponement of the following Orders of the Day:—
(1.) Sheriff Bill; second reading deferred until Tuesday next.
(2.) Maintenance of Light Houses Bill; further consideration in Committee, deferred until Tuesday next.
(3.) Judicial Estimates:—Mr. Wentworth deferred his motion for the consideration of the Governor's Message on this subject, until Friday next.
(4.) Convicts in Colonial Goals; consideration, in Committee, of the Governor's Message on this subject, deferred until Wednesday next.
(5.) Police Expenditure; consideration, in Committee, of the Governor's Message on this subject, deferred until Tuesday next.
- Council adjourned, at a quarter after Nine o'Clock, until Tuesday next, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, OCTOBER 24.

NOTICE OF MOTION:—

1. DR. NICHOLSON to move, That the Petition from the Committee of Management of the Sydney Dispensary, be taken into consideration; and in the event of its prayer being complied with, to move the first reading of a Bill for the purposes expressed in the said Petition.

ORDERS OF THE DAY:—

1. Estimates of Expenditure for 1844; to be further considered in Committee.
2. Committed Felons discharge Bill; second reading.
3. Postage Act amendment Bill; to be further considered in Committee.
4. Sheriff Bill; second reading.
5. Maintenance of Light Houses Bill; to be further considered in Committee.
6. Police Expenditure; Governor's Message to be considered in Committee.

WEDNESDAY, OCTOBER 25.

1. Convicts in Colonial Goals; Governor's Message to be considered in Committee.

THURSDAY,

THURSDAY, OCTOBER 26.

1. Solvent Debtors Bill ; Governor's Message to be further considered in Committee,
2. Friendly Societies Bill ; second reading.
3. Governor's Salary Bill ; to be considered in Committee.
4. Campbelltown District Council Bill ; second reading.

FRIDAY, OCTOBER 27.

NOTICES OF MOTION :—

1. MR. WENTWORTH to move, That the Message of His Excellency the Governor on the Judicial Estimates, be taken into consideration.
2. MR. TERRY to move, That the Council do take into consideration the Petition from Illawarra, relating to the Basin in course of formation at Wollongong.
3. MR. TERRY to move, That this Council do resolve itself into a Committee of the whole House, to consider the Standing Orders, for the purpose of agreeing on a Report.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move the following Resolutions, when the Estimates of Expenditure shall have been disposed of :—
 - (1.) That it is the opinion of this Council, that the system of representation, established for this Colony under the Act of the Imperial Parliament, (5 and 6 Victoria, chap. 76,) and the Act passed in the last Session of the late Legislative Council for the division of the Colony into Electoral Districts, is, in several important particulars, inadequate to meet the actual wants of the Colony—unsuited to its social condition—and likely, if not speedily amended, to prove a serious hindrance to its future advancement.
 - (2.) That as it is the obvious interest of this community to promote, by every possible means, the formation and settlement of an agricultural population, of virtuous character and industrious habits, throughout this Territory, it is the opinion of this Council, that the elective franchise ought to be extended to all tenants of land, holding under leases of not fewer than years, and paying not less than twenty pounds sterling of yearly rent ; such persons being generally of a higher grade in the social scale, as well as of much more importance, as a body, in this Colony, than a large proportion of the mere occupants of dwelling-houses in towns, paying not more than twenty pounds of annual rent.
 - (3.) That as the prosperity and progressive advancement of this Colony depend, in great measure, on the facilities afforded for the rearing of all descriptions of stock on the waste lands of the Territory, as well beyond as within the present limits of location, it is the opinion of this Council, that the elective franchise should also be extended to all persons holding a license, from the local Government, to depasture stock on the Crown lands of the Territory ; the fact of holding such a license being, in the estimation of this Council, sufficient evidence of the respectable standing of the individual, and of his fitness, in every respect, for the exercise of the elective franchise.
 - (4.) That it is the opinion of this Council, that the City of Sydney—taking into consideration its actual extent and population, the comparatively large amount of capital invested in its buildings, vessels, mills, handicrafts, and manufactures, and its great and growing importance as the principal emporium of British commerce in this hemisphere—is not adequately represented in this Council, and that it ought, therefore, to return four additional Members to this House.
 - (5.) That it is the opinion of this Council, that the Town of Melbourne—considering its extent and population ; the amount of property invested in its buildings ; and its general, and especially its commercial importance, as the capital of an extensive district—is not adequately represented in this House ; and that it is fairly entitled to return an additional representative to the Colonial Legislature.
 - (6.) That it is the opinion of this Council, that the Seaport Town of Newcastle, being the seat of the principal coal-field of the Colony, as well as of various important and promising Colonial manufactures, should be dis-joined from the other Northumberland Boroughs, and authorised, as a separate Electoral District, to return a representative Member to this House.
2. MR. TERRY to move the following Resolution, when the Estimates of Expenditure shall have been disposed of :—That it is the opinion of this Council, that the Counties of Northumberland, Camden, and Durham, are not adequately represented in this Council ; and each of these Counties ought, therefore, to return an additional Member to this House.
3. MR. PANTON to move, after communicating with the Executive Government, That the Petition from Wilberforce, in the County of Cook, on the subject of Quit Rents, be taken into consideration of the Council.
4. MR. WINDEYER to move, when the Governor's Message on the maintenance of Convicts in Colonial Gaols shall come under consideration, for leave to bring in a Bill to make Hyde Park Barracks, or Cockatoo Island, a Convict Gaol.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

TUESDAY, 24 OCTOBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Sydney Dispensary Bill:—Dr. Nicholson, by leave, presented, pursuant to notice, a private Bill, intituled, "*A Bill to enable the Members of a certain Institution, in the Colony of New South Wales, denominated 'The Sydney Dispensary,' to sue and be sued in the name of the Treasurer, for the time being, and for other purposes therein mentioned;*" Bill read a first time; ordered to be printed, and read a second time on Tuesday, November 7.
2. Publicans' Licensing Act:—Mr. Ebdon presented a Petition from certain licensed victuallers, of the District of Port Phillip, praying some alterations in the Act of Council, 2 Victoria, No. 18, regulating the licensing of public houses; Petition read and received.
3. Estimates:—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
The Chairman reported progress, and obtained leave to sit again to-morrow.
The House counted, and twelve Members not being present:—
Council adjourned, at half-past Nine o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, OCTOBER 25.

ORDERS OF THE DAY:—

1. Estimates of Expenditure for 1844; to be further considered in Committee.
2. Convicts in Colonial Gaols; Governor's Message to be considered in Committee.
3. Committed Felons discharge Bill; second reading.
4. Postage Act amendment Bill; to be further considered in Committee.
5. Sheriff Bill; second reading.
6. Maintenance of Light Houses Bill; to be further considered in Committee.
7. Police Expenditure; Governor's Message to be considered in Committee.

THURSDAY, OCTOBER 26.

NOTICES OF MOTION:—

1. DR. NICHOLSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to direct the necessary steps to be taken, to carry into effect the recommendation of the Select Committee of this Council, appointed "to consider the practicability of establishing an overland communication, from the settled parts of New South Wales, to Port Essington;" and further praying, that His Excellency will be pleased to direct such a sum to be inserted in the Estimates of Expenditure for the year 1844, as may be deemed necessary to meet the expenses consequent upon carrying into effect the above mentioned recommendation.
2. MR. WALKER to move, That an Address be presented to His Excellency the Governor, praying, that under the peculiar circumstances set forth in the Report of the Select Committee of this Council, appointed to take into consideration the Petition of the Trustees, Elders, and Committee of Management, of the Scots Church, the sum recommended by the said Committee to be placed on the Supplementary Estimate, for the object therein stated, may be placed on the Supplementary Estimate of Expenditure for the present year.

ORDERS OF THE DAY:—

1. Solvent Debtors Bill; Governor's Message to be further considered in Committee.
2. Friendly Societies Bill; second reading.
3. Governor's Salary Bill; to be considered in Committee.
4. Campbelltown District Council Bill; second reading.

FRIDAY.

FRIDAY, OCTOBER 27.

NOTICES OF MOTION :—

1. MR. WENTWORTH to move, That the Message of His Excellency the Governor on the Judicial Estimates, be taken into consideration.
2. MR. TERRY to move, That the Council do take into consideration the Petition from Illawarra, relating to the Basin in course of formation at Wollongong.
3. MR. TERRY to move, That this Council do resolve itself into a Committee of the whole House, to consider the Standing Orders, for the purpose of agreeing on a Report.

TUESDAY, OCTOBER, 31.

1. THE COLONIAL SECRETARY to move, That out of the sum of £92,847 6s. 1d., being the amount of sums appropriated, but not expended for the service of 1842, there shall be applied any sum or sums not exceeding £30,743 15s., to supply the deficiencies in the sums appropriated for certain Departments and Services for that year.

TUESDAY, NOVEMBER 7.

ORDER OF THE DAY :—

1. Sydney Dispensary Bill ; second reading.

CONTINGENT NOTICE OF MOTION.

1. MR. WINDEYER to move, when the Governor's Message on the maintenance of Convicts in Colonial Gaols shall come under consideration, for leave to bring in a Bill to make Hyde Park Barracks, or Cockatoo Island, a Convict Gaol.

ALEX. M^c LEAY,

Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

WEDNESDAY, 25 OCTOBER, 1843.

1. Council met pursuant to adjournment ; The Speaker took the Chair.
Road to Jervis Bay :—Mr. Cowper presented a Petition from certain Colonists, residing in the Counties of St. Vincent and Murray, praying that the Council will recommend that a grant of £600 be made to them, towards defraying the expense of a Road, which they have opened, to Jervis' Bay, at a cost of £2,400 ; Petition read and received.
Moved, that this Petition be printed ; Question put and negatived.
2. Maitland Gaol :—Major Wentworth presented a Petition from certain Inhabitants of the District of Maitland, praying that the sum of £3,000, voted for the year 1843, by the late Legislative Council, towards the erection of the Maitland Gaol, may be immediately appropriated to that purpose ; Petition read and received.
3. Answer to Address ; Commissioners of Insolvent Estates :—The Colonial Secretary laid upon the Table, a further portion of No. 1, of the Returns enumerated in the Address, adopted on the motion of Dr. Nicholson, on the 13th September.
4. Estimates :—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
The Chairman reported progress, and obtained leave to sit again to-morrow.
5. Convicts in Colonial Gaols ; consideration, in Committee, of the Governor's Message, postponed until to-morrow.
6. Committed Felons discharge Bill ; read a second time :—
The Council having gone into Committee thereupon—
The Chairman reported the Bill as amended.
Bill ordered to be engrossed, and read a third time on Friday next.
7. Postponement of the following Orders of the Day, until to-morrow :—
(1.) Postage Act amendment Bill ; further consideration in Committee.
(2.) Sheriff Bill ; second reading.
(3.) Maintenance of Light Houses Bill ; further consideration in Committee.
(4.) Police Expenditure ; consideration of Governor's Message in Committee.
The House counted, and twelve Members not being present :—
Council adjourned, at a quarter after Nine o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, OCTOBER 26.

NOTICES OF MOTION :—

1. DR. NICHOLSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to direct the necessary steps to be taken, to carry into effect the recommendation of the Select Committee of this Council, appointed "to consider the practicability of establishing an overland communication, " from the settled parts of New South Wales, to Port Essington ;" and further praying, that His Excellency will be pleased to direct such a sum to be inserted in the Estimates of Expenditure for the year 1844, as may be deemed necessary to meet the expenses consequent upon carrying into effect the above mentioned recommendation.
2. MR. WALKER to move, That an Address be presented to His Excellency the Governor, praying, that under the peculiar circumstances set forth in the Report of the Select Committee of this Council, appointed to take into consideration the Petition of the Trustees, Elders, and Committee of Management, of the Scots Church, the sum recommended by the said Committee to be placed on the Supplementary Estimate, for the object therein stated, may be placed on the Supplementary Estimate of Expenditure for the present year.

ORDERS OF THE DAY :—

1. Convicts in Colonial Gaols ; Governor's Message to be considered in Committee.
2. Estimates of Expenditure for 1844 ; to be further considered in Committee.
3. Solvent Debtors Bill ; Governor's Message to be further considered in Committee.
4. Friendly Societies Bill ; second reading.
5. Governor's Salary Bill ; to be considered in Committee.
6. Campbelltown District Council Bill ; second reading.
7. Postage Act amendment Bill ; to be further considered in Committee.
8. Sheriff Bill ; second reading.
9. Maintenance of Light Houses Bill ; to be further considered in Committee.
10. Police Expenditure ; Governor's Message to be considered in Committee.

FRIDAY,

160.

FRIDAY, OCTOBER 27.

NOTICES OF MOTION:—

1. MR. WENTWORTH to move, That the Message of His Excellency the Governor on the Judicial Estimates, be taken into consideration.
2. MR. TERRY to move, That the Council do take into consideration the Petition from Illawarra, relating to the Basin in course of formation at Wollongong.
3. MR. TERRY to move, That this Council do resolve itself into a Committee of the whole House, to consider the Standing Orders, for the purpose of agreeing on a Report.

ORDER OF THE DAY:—

1. Committed Felons' discharge Bill; third reading.

TUESDAY, OCTOBER, 31.

NOTICES OF MOTION:—

1. THE COLONIAL SECRETARY to move, That out of the sum of £92,847 6s. 1d., being the amount of sums appropriated, but not expended for the service of 1842, there shall be applied any sum or sums not exceeding £30,743 15s., to supply the deficiencies in the sums appropriated for certain Departments and Services for that year.
2. MR. COWPER to move, That a Select Committee be appointed, with instructions to take into consideration the prayer of the Petition from the inhabitants of the Counties of St. Vincent and Murray, that this Council will recommend a grant of £600, to be made from the Public Treasury, towards defraying the expense of a Road they have opened to Jervis' Bay, at a cost of £2,400.

TUESDAY, NOVEMBER 7.

ORDER OF THE DAY:—

1. Sydney Dispensary Bill; second reading.

CONTINGENT NOTICE OF MOTION.

1. MR. WINDEYER to move, when the Governor's Message on the maintenance of Convicts in Colonial Gaols shall come under consideration, for leave to bring in a Bill to make Hyde Park Barracks, or Cockatoo Island, a Convict Gaol.

ALEX. Mc LEAY,

Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

THURSDAY, 26 OCTOBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Answer to Address:—Commissioners of Insolvent Estates; The Colonial Secretary laid upon the Table, a Return in completion of No. 1, of the Returns enumerated in the Address, adopted on the motion of Dr. Nicholson, on the 13th September.
2. Scots Church:—Mr. Walker, pursuant to notice, moved the following Address to His Excellency the Governor:—

“ We, Her Majesty’s most dutiful and loyal subjects, the Members of the Legislative Council of New South Wales, in Council assembled, respectfully pray that, under the peculiar circumstances set forth in the Report of the Select Committee of this Council, appointed to take into consideration the Petition of the Trustees, Elders, and Committee of Management of the Scots Church—a copy of which is hereunto annexed—a sum not exceeding £1,480, as recommended by the said Committee to be placed on the supplementary Estimate, for the object therein stated, may be placed on the Supplementary Estimate of Expenditure for the present year;”

3. Address adopted; to be presented by the Colonial Secretary and Mr. Bowman.
3. Overland Route to Port Essington:—Dr. Nicholson postponed his motion on this subject, until Tuesday next.

4. Convicts in Colonial Gaols; Governor’s Message considered.
Mr. Windeyer, pursuant to notice, moved for leave to bring in “ *A Bill to provide a Gaol for the confinement of transported Convicts* ”:—

Question put and negatived;

Moved, that the following Resolution be adopted:—

“ That, in the opinion of this Council, the 47th clause of the Act of the Imperial Parliament, 5 and 6 Victoriae Reginae, cap. 76, distinctly exempts the Colonial Revenue from all expenses connected with the Police of the Colony, relative to the Convict Establishment, and impliedly sanctions their payment from the Military Chest; and this Council, therefore, adheres to the Resolution passed, in reference to the support of convicts confined in Gaols in this Colony, on the 11th instant.”

Question put; Council divided:—

Ayes, 11.

MR. WALKER,
MR. COWPER,
MAJOR WENTWORTH,
MR. W. C. WENTWORTH,
DR. LANG,
MR. BOWMAN,
MR. BLAXLAND,
CAPTAIN DUMARESQ,
MR. BRADLEY,
MR. WINDEYER,
DR. NICHOLSON, (Teller.)

Noes. 8.

THE COLONIAL SECRETARY,
THE COMMANDER OF THE FORCES,
THE ATTORNEY GENERAL,
THE COLLECTOR OF CUSTOMS,
THE AUDITOR GENERAL,
MR. ICELY,
MR. ELWIN,
THE COLONIAL TREASURER, (Teller.)

5. Estimates:—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
The House counted, and twelve Members not being present:—
Council adjourned, at Eight o’Clock, until to-morrow at Three o’Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, OCTOBER 27.

NOTICES OF MOTION:—

1. MR. WENTWORTH to move, That the Message of His Excellency the Governor on the Judicial Estimates, be taken into consideration.
2. MR. TERRY to move, That the Council do take into consideration the Petition from Illawarra, relating to the Basin in course of formation at Wollongong.
3. MR. TERRY to move, That this Council do resolve itself into a Committee of the whole House, to consider the Standing Orders, for the purpose of agreeing on a Report.
4. THE COLONIAL SECRETARY to move for leave to bring in a Bill to amend the Licensing Act, as regards the sale of Colonial made Wine by the makers thereof.

ORDERS

ORDERS OF THE DAY:—

1. Committed Felons' discharge Bill; third reading.
2. Estimates of Expenditure for 1844; to be further considered in Committee.
3. Solvent Debtors Bill; Governor's Message to be further considered in Committee.
4. Friendly Societies Bill; second reading.
5. Governor's Salary Bill; to be considered in Committee.
6. Campbelltown District Council Bill; second reading.
7. Postage Act amendment Bill; to be further considered in Committee.
8. Sheriff Bill; second reading.
9. Maintenance of Light Houses Bill; to be further considered in Committee.
10. Police Expenditure; Governor's Message to be considered.

TUESDAY, OCTOBER, 31.

NOTICES OF MOTION:—

1. THE COLONIAL SECRETARY to move, That out of the sum of £92,847 6s. 1d., being the amount of sums appropriated, but not expended for the service of 1842, there shall be applied any sum or sums not exceeding £30,743 15s., to supply the deficiencies in the sums appropriated for certain Departments and Services for that year.
2. MR. COWPER to move, That a Select Committee be appointed, with instructions to take into consideration the prayer of the Petition from the inhabitants of the Counties of St. Vincent and Murray, that this Council will recommend a grant of £600, to be made from the Public Treasury, towards defraying the expense of a Road they have opened to Jervis' Bay, at a cost of £2,400.
3. DR. NICHOLSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to direct the necessary steps to be taken, to carry into effect the recommendation of the Select Committee of this Council, appointed "to consider the practicability of establishing an overland communication, " from the settled parts of New South Wales, to Port Easington;" and further praying, that His Excellency will be pleased to direct such a sum to be inserted in the Estimates of Expenditure for the year 1844, as may be deemed necessary to meet the expenses consequent upon carrying into effect the above mentioned recommendation.

TUESDAY, NOVEMBER 7.

ORDER OF THE DAY:—

1. Sydney Dispensary Bill; second reading.

ALEX. M^c LEAY,

Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

FRIDAY, 27 OCTOBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Proposed Resolutions on the Post Office:—Dr Lang, as Chairman, brought up the Report, and laid upon the Table the Evidence taken before the Committee to whom the series of proposed Resolutions on the Post Office was referred.
Report and Evidence ordered to be printed.
2. Abolition of Police Magistracy of Windsor:—
(1.) Mr. Bowman presented a Petition from certain inhabitants of the Town and District of Windsor, Richmond, and other portions of the District of Windsor, praying the Council to re-consider the Resolution, passed by the Committee of the whole Council, abolishing the office of Police Magistrate for the District of Windsor; and to receive evidence, which they are ready to produce, at the Bar of the House, in support of the absolute necessity for the maintenance of that office, for the security of the lives and property, and the advancement of the interests of the Petitioners; Petition read and received.
(2.) Mr. Therry presented a similar Petition, from certain inhabitants of Pitt Town, Wilberforce, and other portions of the District of Windsor; Petition read and received.
3. Insolvent Act:—The following Message from His Excellency the Governor, received and read:—

Message from His Excellency the Governor, to the Legislative Council, on presenting to them the Draft of "an Act to amend an Act for giving relief to Insolvent persons, and providing for the due collection, administration, and distribution of Insolvent Estates, within the Colony of New South Wales."

GENTLEMEN,

I herewith submit to your consideration, the Draft of an Act which has been prepared, in order to carry into effect the amendments of the Insolvent Debtors' Act, which have been suggested by Her Majesty's Government.

An extract from the Despatch, wherein these suggestions were conveyed to me by the Secretary of State, was laid before the Council on the 18th August last, and has been printed by your order.

Government House, October 27, 1843.

GEORGE GIPPS.

Message to be considered on Tuesday next.

4. Judicial Estimates:—Mr Wentworth, pursuant to notice, moved the consideration of the Governor's Message on the Judicial Estimates, and the adoption of the following Resolutions:—
(1.) "That this Council—having had under consideration the Message of His Excellency the Governor, dated the 19th instant, respecting the Estimates of the expenses attendant on the Administration of Justice, during the year 1844, and referring to those portions of that Message which relate to the proceedings of a Committee of the whole Council;—to supposed desires of that Committee,—and to propositions assumed to have been made to it;—cannot avoid the expression of its deep regret, that His Excellency the Governor should have been led into allusions to matters not officially communicated to His Excellency, and which, in the opinion of this Council, are at once irregular and inconsistent with that perfect freedom of debate, which is the inherent privilege of every branch of a free legislature."
(2.) "That while this Council feels thus called upon distinctly to notice this irregularity, and the manifest inconveniences thereof, it at the same time feels persuaded that these,—its necessary and unconstitutional tendencies,—had escaped His Excellency's attention, at the time this portion of His Excellency's Message was framed."
(3.) "That with regard to so much of His Excellency's Message, as assumes that the Chief Officers of a Colonial Government may not be so generally men of independent fortune, as persons who occupy corresponding situations in England;—that the opponents of a Government in England seek, in general, not to reduce to the lowest possible amount the emoluments of office, because they hope to get possession of office and power for themselves;—that, of necessity, there will always be a party opposed to the Government of a Colony;—that a party so opposed can have no prospect of ever being called upon, by Her Majesty, to the administration of its affairs, and will not, therefore, be restrained in an equal degree from rendering the Government inefficient, or reducing the emoluments of office below the rates at which they might be willing themselves to devote their time and talents to the service of the Public;—this Council cannot agree with His Excellency, in any of these propositions, or in the inferences sought to be deduced from them, as consonant to right reason and sound policy, or that such propositions are to be taken, any more than Despatches of which this Council knows nothing, as arguments which ought, in anywise, to alter the construction which this Council, in the Resolution referred to in the said Message, has deliberately, and also in strict accordance

"to: h

" both with the letter and spirit of His Excellency's prior Message to this Council, of the
 " 23rd of August last, put upon the Act of the Imperial Parliament, 5, and 6 Victoriae,
 " cap. 76."

Moved, as an amendment, That this question be now put ;

Debate ensued :—

Moved, That the debate be adjourned, until Tuesday next.

Question, on the motion for adjournment of the debate, put and passed.

5. Wollongong Breakwater Petition :— Mr. Therry withdrew the motion, on this subject, of which he had given notice.
 6. Standing Orders ; on the motion of Mr. Elwin, pursuant to notice given by Mr. Therry, the Council went into Committee on the Proposed Standing Orders.
 The Chairman having reported the Standing Orders, as passed by the Committee, they were adopted by the Council, and ordered to be engrossed, and presented to His Excellency the Governor for approval, pursuant to the requirement of the 27th section of the Act of Parliament, 5 & 6 Victoria, chap. 76.
 6. Convicts in Colonial Gaols :—Moved, pursuant to agreement yesterday, that the following Resolution, on the subject of the maintenance of Convicts in Colonial Gaols, be adopted, in substitution for the Resolution passed yesterday :—
 " That, in the opinion of this Council, the 47th clause of the Act of the Imperial Parliament, 5 and 6 Victoriae Reginae, cap. 76, distinctly exempts the Colonial Revenue from all expenses of Police connected with the Convict Establishment, and impliedly sanctions their payment from the Military Chest ; and this Council, therefore, adheres to the Resolution, passed on the 11th instant, in reference to the support of convicts confined in Gaols in this Colony."
- Question put, and passed ;
 Resolution to be communicated to His Excellency the Governor by a deputation, to consist of Mr. Cowper, Dr. Nicholson, and Mr. Macarthur.
7. The Colonial Secretary, pursuant to notice, moved for leave to bring in " *A Bill to amend an Act, intituled, ' An Act for consolidating and amending the Laws relating to the Licensing of Public Houses, and for further regulating the sale and consumption of fermented and spirituous Liquors in New South Wales ;'*"—leave having been given—Bill read a first time ; ordered to be printed, and read a second time, on Wednesday next.
 8. Committed Felons' discharge Bill ; read a third time, and *passed*.
 Bill to be presented to His Excellency the Governor, for assent, by the Speaker, the Colonial Treasurer, and Mr. Elwin.
 9. Postponement of the following Orders of the Day, until Tuesday next :—
 - (1.) Estimates of Expenditure for 1844 ; further consideration in Committee.
 - (2.) Solvent Debtors Bill ; further consideration of Governor's Message in Committee.
 - (3.) Friendly Societies Bill ; second reading.
 - (4.) Governor's Salary Bill ; consideration in Committee.
 - (5.) Campbelltown District Council Bill ; second reading.
 - (6.) Postage Act amendment Bill ; further consideration in Committee.
 - (7.) Sheriff Bill ; second reading.
 - (8.) Maintenance of Light Houses Bill ; further consideration in Committee.
- Council adjourned, at Nine o'Clock, until Tuesday next, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, OCTOBER 31.

NOTICES OF MOTION :—

1. THE COLONIAL SECRETARY to move, That out of the sum of £92,847 6s. 1d., being the amount of sums appropriated, but not expended for the service of 1842, there shall be applied any sum or sums not exceeding £30,743 15s., to supply the deficiencies in the sums appropriated for certain Departments and Services for that year.
2. MR. COWPER to move, That a Select Committee be appointed, with instructions to take into consideration the prayer of the Petition from the inhabitants of the Counties of St. Vincent and Murray, that this Council will recommend a grant of £600, to be made from the Public Treasury, towards defraying the expense of a Road they have opened to Jervis' Bay, at a cost of £2,400.
3. DR. NICHOLSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to direct the necessary steps to be taken, to carry into effect the recommendation of the Select Committee of this Council, appointed " to consider the practicability of establishing an overland communication, from the settled parts of New South Wales, to Port Essington ;" and further praying, that His Excellency will be pleased to direct such a sum to be inserted in the Estimates of Expenditure for the year 1844, as may be deemed necessary to meet the expenses consequent upon carrying into effect the above mentioned recommendation.
4. MR. BOWMAN to move, That the Petition from the District of Windsor, praying the re-consideration, by the Council, of the Resolution of the Committee of the whole Council to abolish the Office of Police Magistrate at Windsor, may be taken into consideration.
5. MR. THERRY to move, That the Petition from the Districts of Pitt Town and Wilberforce, to a similar effect with that from Windsor, may be taken into consideration by the Council.

ORDERS

ORDERS OF THE DAY:—

1. Judicial Estimates; Resumption of the Debate on the Governor's Message.
2. Estimates of Expenditure for 1844; to be further considered in Committee.
3. Solvent Debtors Bill; Governor's Message to be further considered in Committee.
4. Friendly Societies Bill; second reading.
5. Governor's Salary Bill; to be considered in Committee.
6. Campbelltown District Council Bill; second reading.
7. Postage Act amendment Bill; to be further considered in Committee.
8. Sheriff Bill; second reading.
9. Maintenance of Light Houses Bill; to be further considered in Committee.
10. Insolvent Act; Governor's Message to be considered.

TUESDAY, NOVEMBER 7.

1. Sydney Dispensary Bill; second reading.

WEDNESDAY, NOVEMBER 8.

1. Publicans Licensing Act amendment Bill; second reading.

ALEX. M^c LEAY,

Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

TUESDAY, 31 OCTOBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Colonial Distillation Laws :—The following Message from His Excellency the Governor, received and read :—

Message from His Excellency the Governor, to the Legislative Council, on presenting to them the Draft of a Law, to explain and amend the Laws relating to Distillers, Rectifiers, or Compounders of Spirits, in the Colony of New South Wales.

GENTLEMEN,

The Draft of the Act which I now present to you, was prepared early in the Session, but was put aside in the hope, that during the Session a measure of a more extensive nature, and intended to abolish Distillation altogether, might be brought forward.

Doubts and difficulties however, have arisen, in respect to this larger measure, which cause me to apprehend, that even if introduced, it could scarcely be passed during the present Session; and I therefore feel it necessary to lay before you the present Bill.

Government House, October 31, 1843.

GEORGE GIPPS.

Message to be taken into consideration on Friday next.

2. Supplementary Estimate for 1843 :—The following Message from His Excellency the Governor, received and read :—

Message from His Excellency the Governor, to the Legislative Council, on presenting the Supplementary Estimate for the year 1843.

GENTLEMEN,

The Supplementary Estimate which I now present to the Council, is intended to cover such expenses as were not foreseen, when the Estimates for the present year were passed.

The sums for the following buildings, namely, the New Government House, and the Gaols at Darlinghurst and Bathurst, have been expended in excess of the sums voted for those buildings, in consequence of circumstances having occurred, to render it desirable to forward them with greater rapidity, than was thought necessary when the Estimates were framed.

The amount of the Estimate, £15,068 Gs. 6d. will, I have every reason to expect, be more than covered by the savings on other items, so that the whole expenditure of 1843, will not exceed the amount of the Estimates sanctioned by the late Council.

Government House, October 31, 1843.

GEORGE GIPPS.

Message to be taken into consideration on Friday next.

3. Assent to Committed Felons discharge Bill :—The Speaker reported that His Excellency the Governor had assented, in the name and on behalf of Her Majesty, to the Committed Felons discharge Bill.
4. Publicans' Licensing Act :—Mr. Windeyer presented a Petition from the Licensed Innkeepers in the District of Maitland, praying certain alterations in the Act of Council, 2 Victoria, No. 18, regulating the Licensing of Public Houses; Petition read and received.
5. Windsor Gaol and Quarter Sessions :—
- (1.) Mr. Bowman presented a Petition from certain landholders, settlers, and inhabitants of the Windsor Police District, embracing a large portion of the counties of Cumberland, Cook, and Hunter, praying the continuance of the Gaol and Quarter Sessions at Windsor; Petition read and received.
 - (2.) Mr. Windeyer presented a Petition from the Warden and certain Members of the District Council of Windsor, expressive of their grateful sense of the benefits likely to result from the abolition of the Gaol and Police Magistracy of Windsor, and of their entire dissent from the Petition lately presented to the Council for the restoration thereof; Petition read and received.
6. Police Magistracy of Newcastle :—Major Wentworth presented a Petition from certain inhabitants of the Town of Newcastle, praying the re-consideration, by the Council, of the Resolution of the Committee of the whole Council, abolishing the Police Magistracy of Newcastle; Petition read and received.
7. Monetary Confusion :—Mr. Windeyer, as Chairman, brought up the Report, and laid upon the Table the Evidence taken before the Committee appointed to consider of the means of staying the further evil consequences to be apprehended from the Monetary Confusion, lately and still prevalent in the Colony.
Report and Evidence, ordered to be printed.

8. Postponement of Motions :—The Motions on the Notices for to-day, severally postponed until to-morrow.
9. Judicial Estimates :—Debate on the Governor's Message resumed :—
Question put on the amendment—That this question be now put—Council divided ;—

Ayes, 12.

MAJOR WENTWORTH,
MR. W. C. WENTWORTH,
MR. COWPER,
MR. BOWMAN,
DR. LANG,
CAPTAIN DUMARESQ,
MR. LORD,
MR. BLAXLAND,
MR. BRADLEY,
MR. LAWSON,
MR. WINDEYER,
MR. WALKER, (Teller.)

Nocs, 14.

THE COLONIAL SECRETARY,
THE ATTORNEY GENERAL,
MR. PANTON,
MR. ICELY,
MR. MACARTHUR,
MR. JONES,
MR. BERRY,
THE AUDITOR GENERAL,
MR. FOSTER,
THE COLONIAL TREASURER,
THE COMMANDER OF THE FORCES,
THE COLLECTOR OF CUSTOMS,
MR. ELWIN,
MR. THERRY, (Teller.)

Council adjourned at a quarter before Eleven o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, NOVEMBER 1.

NOTICES OF MOTION :—

1. THE COLONIAL SECRETARY to move, That out of the sum of £92,847 6s. 1d., being the amount of sums appropriated, but not expended for the service of 1842, there shall be applied any sum or sums not exceeding £30,743 15s., to supply the deficiencies in the sums appropriated for certain Departments and Services for that year.
2. MR. COWPER to move, That a Select Committee be appointed, with instructions to take into consideration the prayer of the Petition from the inhabitants of the Counties of St. Vincent and Murray, that this Council will recommend a grant of £600, to be made from the Public Treasury, towards defraying the expense of a Road they have opened to Jervis' Bay, at a cost of £2,400.
3. DR. NICHOLSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to direct the necessary steps to be taken, to carry into effect the recommendation of the Select Committee of this Council, appointed "to consider the practicability of establishing an overland communication, "from the settled parts of New South Wales, to Port Essington ;" and further praying, that His Excellency will be pleased to direct such a sum to be inserted in the Estimates of Expenditure for the year 1844, as may be deemed necessary to meet the expenses consequent upon carrying into effect the above mentioned recommendation.
4. MR. BOWMAN to move, That the Petition from the District of Windsor, praying the re-consideration, by the Council, of the Resolution of the Committee of the whole Council to abolish the Office of Police Magistrate at Windsor, may be taken into consideration.
5. MR. THERRY to move, That the Petition from the Districts of Pitt Town and Wilberforce, to a similar effect with that from Windsor, may be taken into consideration by the Council.

ORDERS OF THE DAY :—

1. Estimates of Expenditure for 1844 ; to be further considered in Committee.
2. Solvent Debtors Bill ; Governor's Message to be further considered in Committee.
3. Friendly Societies Bill ; second reading.
4. Governor's Salary Bill ; to be considered in Committee.
5. Campbelltown District Council Bill ; second reading.
6. Postage Act amendment Bill ; to be further considered in Committee.
7. Sheriff Bill ; second reading.
8. Maintenance of Light Houses Bill ; to be further considered in Committee.
9. Insolvent Act ; Governor's Message to be considered.

THURSDAY, NOVEMBER 2.

NOTICE OF MOTION :—

1. MR. WINDEYER to move for leave to bring in a Bill, founded on the Report from the Monetary Confusion Committee.

FRIDAY,

169.

FRIDAY, NOVEMBER 3.

ORDERS OF THE DAY :—

1. Governor's Message on Colonial Distillation Laws ; to be considered.
2. Governor's Message on Supplementary Estimate for 1843 ; to be considered.

TUESDAY, NOVEMBER 7.

1. Sydney Dispensary Bill ; second reading.

WEDNESDAY, NOVEMBER 8.

1. Publican's Licensing Act amendment Bill ; second reading.

CONTINGENT NOTICE OF MOTION.

1. MR. WINDEYER to move, in the first week of the next Session, That the Governor's Message on the Judicial Estimates, be taken into consideration.

ALEX. M^c LEAY,

Speaker.

—

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

WEDNESDAY, 1 NOVEMBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Unemployed Labourers:—Dr. Lang presented a Petition from certain of the Inhabitants of the City of Sydney and its vicinity, praying some immediate, adequate, and permanent relief for the labourers now suffering great distress in Sydney, from want of employment; Petition read and received.
2. Macdonald River Police:—Mr. Bowman presented a Petition from certain landholders and residents on the Macdonald River, Lower Portland Head, and District of Windsor, on the lower portion of the Hawkesbury, praying the re-union of the Macdonald River with the Police District of Windsor; Petition read and received.
3. Standish Laurence Harris:—Dr. Lang presented a Petition from Standish Laurence Harris, of Sydney, praying compensation for loss of interest on the sum of £1,420 4s. 6d., which he recovered in an action he brought against the local Government in 1834, for the sum of £3,610, for services rendered to the Government in the capacity of Colonial Architect during the years 1822, 1823, 1824, and 1825; Petition read and received.
4. Savings' Bank Bill:—Mr. Elwin, as Chairman of the Committee to whom this Bill was referred, having brought up the Report, moved that the same be printed; and gave notice that on Friday next he would move that the Bill, together with the Report, be then taken into consideration by a Committee of the whole House;—
Report ordered to be printed.
5. Registry Bill:—Mr. Elwin, as Chairman of the Committee to whom this Bill was referred, having brought up the Report, and laid upon the Table the Bill, with the amendments proposed by the Committee, moved that the Bill be re-printed, with such amendments; and gave notice that on Friday next he would move that the Bill be then read a second time, and, together with the Report, be taken into consideration by a Committee of the whole House.
Bill ordered to be re-printed.
6. Answers to Addresses:—The Colonial Secretary laid upon the Table:—
 - (1.) Expiree Convicts from Norfolk Island:—Returns Nos. 1 and 3 enumerated in the Address, adopted on the motion of Dr. Nicholson, on the 15th September—the Government being unable to obtain the information required by Return No. 2.
Returns ordered to be printed.
 - (2.) Duty on Tobacco exported to Van Diemen's Land:—A Return of the quantity of Tobacco exported to Van Diemen's Land during the years 1840, 1841, and 1842, together with a letter from the Colonial Secretary of Van Diemen's Land, of date the 12th October, 1843—being in return to the Address, adopted on the motion of Mr. Windeyer, on the 1st September.
Ordered to be printed.
7. Deficiencies in Estimates for 1842:—The Colonial Secretary postponed his motion on this subject, until to-morrow.
8. Jervis Bay Road:—Mr. Cowper postponed his motion on this subject, until Friday next.
9. Proposed Overland Route to Port Essington:—Dr. Nicholson, pursuant to notice, moved the following Address to His Excellency the Governor:—

"We, Her Majesty's most dutiful and loyal subjects, the Members of the Legislative Council of New South Wales, in Council assembled, respectfully pray, that Your Excellency will be pleased to direct the necessary steps to be taken to carry into effect the recommendation of the Select Committee of this Council, appointed to consider the practicability of establishing an overland communication from the settled parts of New South Wales to Port Essington; and further pray, that Your Excellency will be pleased to direct a sum not exceeding (£1,000) one thousand pounds, to be inserted in the Estimates of Expenditure for the year 1844, to meet the expenses consequent upon carrying into effect the above mentioned recommendation."

Address adopted; to be presented by the Colonial Secretary, and the Commander of the Forces.

10. Windsor Police Magistracy:—Mr. Bowman, pursuant to notice, moved, That the Petitions presented by him and Mr. Therry, on the 27th ultimo, from the District of Windsor, praying for the re-consideration by the Council, of the Resolution of the Committee of the whole Council, to abolish the office of Police Magistrate at Windsor, may be referred to the Committee of the whole House, when the Police Estimates are again under consideration.

Debate ensued:—

Question put; Council divided:—

Ayes, 11.

THE COLONIAL SECRETARY,
THE ATTORNEY GENERAL,
THE COMMANDER OF THE FORCES,
THE AUDITOR GENERAL,
THE COLLECTOR OF CUSTOMS,
MR. BOWMAN,
MR. FOSTER,
MR. BRADLEY,
MR. PANTON,
THE COLONIAL TREASURER,
MR. THERRY, (Teller.)

Noes, 10.

MR. WINDEYER,
MR. W. C. WENTWORTH,
MR. COWPER,
CAPTAIN DUMARESQ,
MR. BLAXLAND,
MR. LAWSON,
DR. LANG,
MR. MACARTHUR,
MAJOR WENTWORTH,
DR. NICHOLSON, (Teller.)

Petitions referred accordingly.

11. Solvent Debtors' Bill:—The Council went into Committee on the Governor's Message on the Solvent Debtors' Bill:—

The Chairman brought up the following Message to His Excellency the Governor:—

“Message from the Legislative Council to His Excellency the Governor, in answer to certain amendments proposed by His Excellency in a Bill presented to His Excellency for the Royal assent, intitled, ‘An Act to prevent the waste of the property of Debtors; under process of law.’”

“Agreeably to the provisions of the 30th clause of the Act for the Government of New South Wales, 5th and 6th Victoria, cap. 76, the Legislative Council have taken into consideration certain amendments proposed to the said Council, by His Excellency the Governor, in his Message of the 12th ultimo, and have agreed to the first of the said amendments. But with reference to the second of these proposed amendments, the said Council—having considered that the proposed reduction in the amount of the Sheriff's Fees, provided for in the 13th clause of the Act, was necessary to ensure a fair division of the estates of debtors among their creditors generally, and being still of opinion that the scale of fees authorised in the said clause is sufficiently large for all purposes of revenue, having reference to the 9th clause of the said Act, from which it will be seen that the judgments to be entered up under this Act, are to be in the name of the principal creditor, for the whole amount of the debts specified in the verified statement—beg to present the said Act to His Excellency, for Her Majesty's assent, with the first only of these amendments so agreed to.”

Message adopted, and Bill ordered to be engrossed, as so amended, and presented to His Excellency the Governor for assent—together with the Message just agreed to—by the Speaker, the Colonial Secretary, and the Attorney General.

12. Postponement of orders of the day:—Moved, that the Estimates of Expenditure for the year 1844, be postponed until to-morrow; and that they retain their present precedence on the orders of the day:—

The House counted, and twelve Members not being present:—

Council adjourned at half-past Nine o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, NOVEMBER 2.

NOTICES OF MOTION:—

1. MR. WINDEYER to move for leave to bring in a Bill, founded on the Report from the Monetary Confusion Committee.
2. THE COLONIAL SECRETARY to move, That out of the sum of £92,847 6s. 1d., being the amount of sums appropriated, but not expended for the service of 1842, there shall be applied any sum or sums not exceeding £30,743 15s., to supply the deficiencies in the sums appropriated for certain Departments and Services for that year.
3. DR. NICHOLSON to move, That the resolutions of the Committee of the whole House, abolishing the Police Magistracy of Geelong, the Grange, and other Police Districts of Port Phillip, be severally re-considered in Committee.
4. MR. WINDEYER to move, a call of the House, on occasion of any motion for the re-consideration, in Committee, of any resolution of the Committee of the whole Council, abolishing any Police Magistracy, and for further evidence in Committee, in support of the Petitions from Windsor.

ORDERS

ORDERS OF THE DAY:—

1. Estimates of Expenditure for 1844 ; to be further considered in Committee.
2. Friendly Societies Bill ; second reading.
3. Governor's Salary Bill ; to be considered in Committee.
4. Campbelltown District Council Bill ; second reading.
5. Postage Act amendment Bill ; to be further considered in Committee.
6. Sheriff Bill ; second reading.
7. Maintenance of Light Houses Bill ; to be further considered in Committee.
8. Insolvent Act ; Governor's Message to be considered.

 FRIDAY, NOVEMBER 3.

NOTICES OF MOTION:—

1. DR. LANG to move, That the Petition for relief to the labouring classes of Sydney, now suffering great distress from want of employment, be taken into consideration.
2. MR. COWPER to move, That a Select Committee be appointed, with instructions to take into consideration the prayer of the Petition from the inhabitants of the Counties of St. Vincent and Murray, that this Council will recommend a grant of £600, to be made from the Public Treasury, towards defraying the expense of a Road they have opened to Jervis' Bay, at a cost of £2,400.
3. MR. ELWIN to move, That the Registry Bill, as re-printed with the amendments proposed by the Select Committee to whom the same was referred, be read a second time, and, together with the Report from such Committee, be taken into consideration by a Committee of the whole House.
4. MR. ELWIN to move, That the Saving's Bank Bill, together with the Report from the Select Committee to whom the same was referred, be taken into consideration by a Committee of the whole House.

ORDERS OF THE DAY:—

1. Governor's Message on Colonial Distillation Laws ; to be considered.
2. Governor's Message on Supplementary Estimate for 1843 ; to be considered.

 TUESDAY, NOVEMBER 7.

1. Sydney Dispensary Bill ; second reading.

 WEDNESDAY, NOVEMBER 8.

1. Publicans' Licensing Act amendment Bill ; second reading.

ALEX. M^c LEAY,

Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

THURSDAY, 2 NOVEMBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair. Publicans' Licensing Act:—Mr. Wentworth presented a Petition from certain Licensed Publicans, residing within the City of Sydney, praying certain alterations in the Act of Council, 2 Victoria, No. 18, regulating the Licensing of Public Houses; Petition read and received.
2. Convicts in Colonial Gaols:—The following Message from His Excellency the Governor, received and read:—

Message from His Excellency the Governor, to the Legislative Council, replying to an Address from the Council, dated the 27th October, and presented to His Excellency on the 1st instant.

GENTLEMEN,

By your Address of the 27th ultimo, I am informed, that the Council has adopted a Resolution, to the effect, "That in the opinion of this Council, the 47th clause of the Act of the Imperial Parliament, 5th and 6th Victoria Regine, cap. 76, distinctly exempts the Colonial Revenue from all expenses of Police connected with the Convict Establishment, and impliedly sanctions their payment from the Military Chest; and this Council therefore adheres to the Resolution passed on 11th instant, in reference to the support of Convicts confined in Gaols in this Colony."

A question is raised by this Resolution, the solution of which appears to me to depend upon the proper meaning of the words enclosed in a parenthesis, near the commencement of the 47th clause of the Act for the Government of this Colony, 5th and 6th Victoria, cap. 76;—those words being, *exclusive of the Convict Establishment.*

The Convict Establishment of New South Wales, in the most comprehensive sense of the expression, includes all the separate Establishments which are supported out of funds voted from year to year by Parliament, such as those at Norfolk Island, Cockatoo Island, and Hyde Park Barracks; also, the Female Factory, the Convict Hospitals, the Treadmill, the Ironed Gangs, and some few others of minor importance: but Her Majesty's Government has, for several years past, refused to recognize the Gaols or Police of the Colony as parts of the Convict Establishment, the expense of which ought to be defrayed out of Parliamentary Funds; and I am forced to add that, had the intention of the 47th clause of the recent Act of Parliament been such as it is taken to be by the Council, I cannot doubt that I should have had some instructions from Her Majesty's Government in respect to the important changes which it would effect in the financial arrangements of the Colony, and of the Military Chest.

No such instructions, however, have been received by me; and I have, consequently, no authority whatever to make any payment out of the Military Chest, on account of the Police or Gaols of the Colony.

GEORGE GIPPS.

Government House, November 2, 1843.

Message to be taken into consideration to-morrow.

3. Roman Catholic Schoolmasters:—Mr. Wentworth presented a Petition from certain Roman Catholic Schoolmasters of the Colony, in explanation of their Petition presented on the 12th ultimo, and reiterating the prayer thereof; Petition read at length, and received.
4. Police Magistracies, Port Phillip:—Dr. Nicholson postponed his motion on this subject, until Thursday next.
5. Monetary Confusion:—Mr. Windoyer postponed his motion for leave to bring in a Bill, founded on the Report from the Committee appointed to consider this subject, until to-morrow.

6. Deficiencies in Estimates for 1842:—The Colonial Secretary reserved his motion on this subject, until the Council should go into Committee on the Estimates of Expenditure for the year 1844, in compliance with the Standing Order of the House, No. 49, which confines the discussion of matters of Finance, to Committees of the whole House.
7. Police Magistracies:—
- (1.) Call of the House; on the motion of Mr. Windeyer, pursuant to notice, a call of the House, ordered for Friday the 10th instant, on occasion of the re-consideration, in Committee, of the Resolution of the Committee of the whole Council abolishing the Police Magistracy of Windsor.
- (2.) Examination of witnesses; on the motion of Mr. Windeyer, pursuant to notice, the Clerk instructed to request the attendance, on Friday, the 10th instant, of the under-mentioned Gentlemen, to give evidence at the Bar of the House, as to the necessity, or otherwise, for maintaining the Office of Police Magistrate at Windsor, viz:—
The Warden, and so many of the Councillors, as can attend, of the District Council of Windsor.
The several resident Magistrates at Windsor, except the Police Magistrate.
The following Gentlemen subsequently added, viz:—
The Police Magistrate of Windsor; the Clergy of the different denominations in Windsor; Captain Scarvill, of Windsor; George Bowman, Esq., of Windsor; and T. Cadell, Esq., of Windsor.
8. Estimates:—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
The House counted, and twelve Members not being present:—
Council adjourned at half-past Nine o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, NOVEMBER 3.

NOTICES OF MOTION:—

1. DR. LANG to move, That the Petition for relief to the labouring classes of Sydney, now suffering great distress from want of employment, be taken into consideration.
2. MR. COWPER to move, That a Select Committee be appointed, with instructions to take into consideration the prayer of the Petition from the inhabitants of the Counties of St. Vincent and Murray, that this Council will recommend a grant of £600, to be made from the Public Treasury, towards defraying the expense of a Road they have opened to Jervis' Bay, at a cost of £2,400.
3. MR. ELWIN to move, That the Registry Bill, as re-printed with the amendments proposed by the Select Committee to whom the same was referred, be read a second time, and, together with the Report from such Committee, be taken into consideration by a Committee of the whole House.
4. MR. ELWIN to move, That the Savings' Bank Bill, together with the Report from the Select Committee to whom the same was referred, be taken into consideration by a Committee of the whole House.
5. MR. WINDEYER to move for leave to bring in a Bill, founded on the Report from the Monetary Confusion Committee.

ORDERS OF THE DAY:—

1. Governor's Message on Colonial Distillation Laws; to be considered.
2. Governor's Message on Supplementary Estimate for 1843; to be considered.
3. Governor's Message on maintenance of Convicts in Colonial Gaols; to be considered.
4. Estimates of Expenditure for 1844; to be further considered in Committee.
5. Friendly Societies Bill; second reading.
6. Governor's Salary Bill; to be considered in Committee.
7. Campbelltown District Council Bill; second reading.
8. Postage Act amendment Bill; to be further considered in Committee.
9. Sheriff Bill; second reading.
10. Maintenance of Light Houses Bill; to be further considered in Committee.
11. Insolvent Act; Governor's Message to be considered.

TUESDAY, NOVEMBER 7.

NOTICE OF MOTION:—

1. DR. NICHOLEON to move for leave to bring in a Bill, to impose a duty on manufactured sugar imported into the Colony of New South Wales.

ORDERS OF THE DAY:—

1. Sydney Dispensary Bill; second reading.

THURSDAY,

177
WEDNESDAY, NOVEMBER 8.

1. Publicans' Licensing Act amendment Bill; second reading.
-

THURSDAY, NOVEMBER 9.

NOTICE OF MOTION:—

1. DR. NICHOLSON to move, That the Resolutions of the Committee of the whole House, abolishing the Police Magistracy of Geelong, the Grango, and other Police Districts of Port Phillip, be severally re-considered in Committee.
-

FRIDAY, NOVEMBER 10.

ORDER OF THE DAY:—

1. Call of the House, for re-considering Windsor Police Magistracy.

ALEX. M^c LEAY,

Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

FRIDAY, 3 NOVEMBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Assent to Solvent Debtors' Bill:—The Speaker reported that His Excellency the Governor had assented, in the name and on behalf of Her Majesty, to the Solvent Debtors' Bill.
2. Unemployed labourers:—Mr. Elwin postponed Dr. Lang's motion on this subject, until Wednesday next.
3. Registry Bill:—Mr. Elwin postponed his motion on this subject, until Wednesday next.
4. Savings' Bank Bill:—Mr. Elwin postponed his motion on this subject, until Wednesday next.
5. Jarvis Bay Road:—Mr. Cowper withdrew his motion on this subject.
6. Colonial Distillation Laws; Consideration of the Governor's Message, postponed until Tuesday next.
7. Supplementary Estimate for 1843:—Consideration of the Governor's Message, postponed until Tuesday next.
8. Monetary Confusion:—Mr. Windeyer postponed his motion on this subject, until Tuesday next.
9. Maintenance of Convicts in Colonial Gaols:—Governor's Message of 2nd November instant, read and considered.
10. Estimates:—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
The House counted, and twelve Members not being present:—
Council adjourned at a quarter before five o'clock, until Tuesday next, at Three o'clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, NOVEMBER 7.

NOTICES OF MOTION:—

1. DR. NICHOLSON to move for leave to bring in a Bill, to impose a duty on manufactured sugar imported into the Colony of New South Wales.
2. MR. WINDEYER to move for leave to bring in a Bill, founded on the Report from the Monetary Confusion Committee.

ORDERS OF THE DAY:—

1. Sydney Dispensary Bill; second reading.
2. Governor's Message on Colonial Distillation Laws; to be considered.
3. Governor's Message on Supplementary Estimates for 1843; to be considered.
4. Estimates of Expenditure for 1844; to be further considered in Committee.
5. Friendly Societies Bill; second reading.
6. Governor's Salary Bill; to be considered in Committee.
7. Campbelltown District Council Bill; second reading.
8. Postage Act amendment Bill; to be further considered in Committee.
9. Sheriff Bill; second reading.
10. Maintenance of Light Houses Bill; to be further considered in Committee.
11. Insolvent Act; Governor's Message to be considered.

WEDNESDAY,

WEDNESDAY, NOVEMBER 8.

NOTICES OF MOTION:—

1. DR. LANG to move, That the Petition for relief to the labouring classes of Sydney, now suffering great distress from want of employment, be taken into consideration.
2. MR. ELWIN to move, That the Registry Bill, as re-printed with the amendments proposed by the Select Committee to whom the same was referred, be read a second time, and, together with the Report from such Committee, be taken into consideration by a Committee of the whole House.
3. MR. ELWIN to move, That the Savings' Bank Bill, together with the Report from the Select Committee to whom the same was referred, be taken into consideration by a Committee of the whole House.

ORDER OF THE DAY:—

1. Publicans' Licensing Act amendment Bill; second reading.

THURSDAY, NOVEMBER 9.

NOTICE OF MOTION:—

1. DR. NICHOLSON to move, That the Resolutions of the Committee of the whole House, abolishing the Police Magistracy of Geelong, the Grange, and other Police Districts of Port Phillip, be severally re-considered in Committee.

FRIDAY, NOVEMBER 10.

ORDER OF THE DAY:—

1. Call of the House, for re-considering Windsor Police Magistracy.

ALEX. Mc LEAY,

Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

TUESDAY, 7 NOVEMBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Water Police Act amendment Bill:—Mr. Wentworth, as Chairman, brought up the Report, and laid upon the Table the evidence taken before the Committee to whom this Bill was referred.
Report and Evidence ordered to be printed.
2. Police Magistracy, Goulburn:—Mr. Bradley presented a petition from certain inhabitants of the District of Goulburn, and others residing in the County of Argyle, praying the Council, by address, to request His Excellency the Governor to place on the Supplementary Estimate a sufficient sum to meet the salary of a Police Magistrate for that District; Petition read and received.
To be considered on Friday next.
3. Queanbeyan Police Magistracy:—The Attorney General presented a Petition from certain inhabitants of Queanbeyan, praying the Council to vote a salary for a Police Magistrate for that District; Petition read and received.
4. Answer to Address; Melbourne Hospital:—The Colonial Secretary laid upon the Table, No. 3 of the Returns enumerated in the Address adopted on the motion of Dr. Thomson, on 3rd October last.
5. Police Magistracy, Windsor:—Examination of Witnesses:—On the motion of the Attorney General, on behalf of Mr. Therry, the Clerk instructed to request the attendance, on Friday next, of the undermentioned gentlemen, to give evidence at the Bar of the House, as to the necessity, or otherwise, for the maintenance of the office of Police Magistrate at Windsor, viz:—
Joshua Vickery, Wilberforce; Joseph Smith, junior, Pitt Town; James Atkinson, Windsor; William G. Burgis, Windsor; and — Macdonald, Pitt Town.
6. Refined Sugar Bill:—Dr. Nicholson having, pursuant to notice, moved for and obtained leave to bring in "*A Bill to impose a duty on all refined or manufactured Sugar imported into the Colony of New South Wales;*" Bill read a first time; ordered to be printed, and read a second time on Tuesday, the 21st November instant.
7. Sydney Dispensary Bill, having been read a second time, the Council went into Committee thereupon.
The Chairman reported the Bill with several amendments.
Bill ordered to be engrossed, and read a third time on Tuesday next.
8. Monetary confidence Bill:—Mr. Windeyer having, pursuant to notice, moved for and obtained leave to bring in "*A Bill to restore public confidence, and to provide for, and regulate the issuing and lending of Land-board notes, and pledge Certificates, and for other purposes therein contained;*" Bill read a first time; ordered to be printed, and read a second time on Tuesday next.
9. Distillation Laws Bill:—Governor's Message read and considered; and Bill, intituled, "*A Bill to explain and amend the Laws relating to Distillers and Rectifiers in the Colony of New South Wales;*" read a first time, ordered to be printed, and read a second time on Tuesday next.
10. Supplementary Estimate for 1843:—Governor's Message read and considered; and Supplementary Estimate for 1843 to be considered on Thursday next.
11. Estimates:—The Council went into Committee on the Estimates of Expenditure, for the year 1844.
The Chairman reported progress, and obtained leave to sit again to-morrow.
12. Friendly Societies Bill; read a second time; to be considered in Committee to-morrow.
13. Governor's Salary Bill:—Moved that the Speaker do leave the Chair, and that the Council do now go into Committee on the Governor's Salary Bill.
Moved, as an amendment, that the Council do now adjourn.
Question, on the amendment, put and passed.
Council adjourned at Eight o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, NOVEMBER 8.

NOTICES OF MOTION:—

1. DR. LANG to move, That the Petition for relief to the labouring classes of Sydney, now suffering great distress from want of employment, be taken into consideration.
2. MR. ELWIN to move, That the Registry Bill, as re-printed with the amendments proposed by the Select Committee to whom the same was referred, be read a second time, and, together with the Report from such Committee, be taken into consideration by a Committee of the whole House.
3. MR. ELWIN to move, That the Savings' Bank Bill, together with the Report from the Select Committee to whom the same was referred, be taken into consideration by a Committee of the whole House.

ORDERS OF THE DAY:—

1. Publicans' Licensing Act amendment Bill; second reading.
2. Estimates of Expenditure for 1844; to be further considered in Committee.
3. Friendly Societies Bill; to be considered in Committee.
4. Governor's Salary Bill; to be considered in Committee.
5. Campbelltown District Council Bill; second reading.
6. Postage Act amendment Bill; to be further considered in Committee.
7. Sheriff Bill; second reading.
8. Maintenance of Light Houses Bill; to be further considered in Committee.
9. Insolvent Act; Governor's Message to be considered.

THURSDAY, NOVEMBER 9.

NOTICE OF MOTION:—

1. DR. NICHOLSON to move, That the Resolutions of the Committee of the whole House, abolishing the Police Magistracy of Geelong, the Grange, and other Police Districts of Port Phillip, be severally re-considered in Committee.

ORDERS OF THE DAY:—

1. Supplementary Estimate for 1843; to be considered.

FRIDAY, NOVEMBER 10.

1. Call of the House, for re-considering Windsor Police Magistracy.
2. Goulburn Police Magistracy Petition; to be considered.

TUESDAY, NOVEMBER 14.

1. Sydney Dispensary Bill; third reading.
2. Monetary Confidence Bill; second reading.
3. Distillation Laws Bill; second reading.

TUESDAY, NOVEMBER 21.

1. Refined Sugar Bill; second reading.

ALEX. M^c LEAY,*Speaker.*

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

WEDNESDAY, 8 NOVEMBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
New Member sworn:—The Speaker having read a letter of this day's date, from the Colonial Secretary, announcing the resignation of Richard Jones, Esquire, and the appointment in his room, of Robert Lowe, Esquire, Barrister at Law, as a non-elective Member of the Legislative Council; and produced the Commission appointing Mr. Lowe, and the Governor's Proclamation of such appointment;—administered the oath to Mr. Lowe, who then took his seat in the Council.
2. Scots Church, Sydney:—The following Message from His Excellency the Governor, received and read:—

Message from His Excellency the Governor, in reply to an Address of the Legislative Council of New South Wales, praying that a sum not exceeding £1480, may be placed on the Supplementary Estimate of the Expenditure for the present year, for the use of the Committee of Management of the Scots Church in Sydney.

GENTLEMEN,

I exceedingly regret that upon a full consideration of all the circumstances connected with the Scots Church in Sydney, I doubt whether I can recommend the appropriation of any further portion of the public money to the Trustees, or Committee of Management of that Church.

The claims of the Scots Church have been at different times very maturely considered by the Home, as well as the Local Government, also, by the late Legislative Council; and the remission of a debt of £520, due from the Trustees to the Government, was considered, so lately as in the year 1841, to be a final settlement of the claims of the Church on the Government.

Government House, 8th November, 1843.

GEORGE GIPPS.

3. Restoration of Monetary Confidence:—Mr. Cowper presented a Petition from certain Inhabitants of the District of the Hunter's River, praying the Council to recommend to His Excellency the Governor, the establishment of a Bank, founded on Government Securities; Petition read and received.
4. Unemployed Labourers:—On the motion of Dr Lang, pursuant to notice, the Petition presented by him on the 1st November instant, praying some immediate, adequate and permanent relief for the labourers now suffering great distress in Sydney, from want of employment, considered; and the undermentioned Members appointed a Committee, to take into consideration the best means of affording such relief as may be practicable, under the circumstances, namely:—

DR. LANG,	
THE ATTORNEY GENERAL,	MR. W. C. WENTWORTH,
MR. COWPER,	THE COLONIAL SECRETARY,
DR. NICHOLSON,	CAPTAIN DUMARESQ.
5. Police Magistracy, Illawarra:—Mr. Therry presented a Petition from certain Clergymen, Magistrates, District Councillors, and other free inhabitants of the District of Illawarra, praying to be allowed to retain the services of their Police Magistrate; Petition read and received.
Petition to be taken into consideration on Friday next.
6. Registry Bill:—Mr. Elwin postponed his motion on this subject, until to-morrow.
7. Savings' Bank Bill:—On the motion of Mr. Elwin, pursuant to notice, the Council went into Committee on this Bill, and the Report from the Select Committee to whom the same was referred.
The Chairman having reported the Bill, with several amendments; Bill ordered to be engrossed, and read a third time, on Friday next.
8. Publicans' Licensing Act Amendment Bill, having been read a second time, the Council went into Committee thereupon.
The Chairman having reported the Bill, with several amendments; Bill ordered to be engrossed, and read a third time on Tuesday next.
9. Estimates:—The further consideration in Committee of the Estimates of Expenditure for the year 1844, postponed until to-morrow.
10. Friendly Societies Bill:—The Council went into Committee on this Bill; The House counted, and Twelve Members not being present; Council adjourned at half-past Eight o'Clock, until to-morrow at Three o'Clock.

NOTICES

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, NOVEMBER 9.

NOTICES OF MOTION :—

1. DR. NICHOLSON to move, That the Resolutions of the Committee of the whole House, abolishing the Police Magistracy of Geelong, the Grange, and other Police Districts of Port Phillip, be severally re-considered in Committee.
2. DR. LANG to move for leave to bring in a Bill to extend certain powers of District Councils, to the Corporations of the City of Sydney, and Town of Melbourne, respectively.
3. MR. WENTWORTH to move for leave to bring in a Bill for the more easy and effectual recovery of rates in the City of Sydney.
4. MR. ELWIN to move, That the Registry Bill, as re-printed with the amendments proposed by the Select Committee to whom the same was referred, be read a second time, and, together with the Report from such Committee, be taken into consideration by a Committee of the whole House.

ORDERS OF THE DAY :—

1. Supplementary Estimate for 1843 ; to be considered.
2. Estimates of Expenditure for 1844 ; to be further considered in Committee.
3. Friendly Societies Bill ; to be further considered in Committee.
4. Governor's Salary Bill ; to be considered in Committee.
5. Campbelltown District Council Bill ; second reading.
6. Postage Act amendment Bill ; to be further considered in Committee.
7. Sheriff Bill ; second reading.
8. Maintenance of Light Houses Bill ; to be further considered in Committee.
9. Insolvent Act ; Governor's Message to be considered.

FRIDAY, NOVEMBER 10.

1. Call of the House, for re-considering Windsor Police Magistracy.
2. Goulburn Police Magistracy Petition ; to be considered.
3. Illawarra Police Magistracy Petition ; to be considered.
4. Savings' Bank Bill ; third reading.

TUESDAY, NOVEMBER 14.

1. Sydney Dispensary Bill ; third reading.
2. Monetary Confidence Bill ; second reading.
3. Distillation Laws Bill ; second reading.
4. Publicans' Licensing Act amendment Bill ; third reading.

TUESDAY, NOVEMBER 21.

1. Refined Sugar Bill ; second reading.

ALEX. Mc LEAY,

Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

THURSDAY, 9 NOVEMBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Leave of Absence :—The Speaker having read a letter from Dr. Bland, of yesterday's date, alleging that his state of health still prevented him from attending the Council, Dr. Bland's leave of absence extended until Thursday, November 23.
The Speaker also read a letter from Mr. Berry, excusing himself from attending to the Call of the House for to-morrow.
2. Electoral Districts; North Hunter :—Mr. Wentworth presented a Petition from certain Electors and other free Inhabitants of the northern part of the county of Hunter, praying that they may be separated from the electors of South Hunter, so as to be enabled to return a Member to the Legislative Council, to represent the separate interests of the North Hunter; Petition read and received.
3. Upset price of Crown Lands :—Mr. Wentworth presented a Memorial from certain Inhabitants, Landholders, and holders of Property in the District of Queenbyan, praying the Council to take measures to procure an alteration in that part of the Act of Parliament, 5 and 6 Victoria, chap. 36, which fixes the upset price of Crown Lands at £1 an acre; Petition read and received.
4. Police Magistracies, Port Phillip :—Dr. Nicholson postponed his motion on this subject, until to-morrow.
5. Educational powers extended to Corporations of Sydney and Melbourne :—Dr. Lang having, pursuant to notice, moved for and obtained leave to bring in "A Bill to extend certain powers of District Councils, in respect to the establishment and support of Schools, to the Corporations of the City of Sydney, and Town of Melbourne, respectively;" Bill read a first time; ordered to be printed, and read a second time on Thursday next.
6. Recovery of City Rates :—Mr. Wentworth having, pursuant to notice, moved for and obtained leave to bring in "A Bill for the more easy and effectual recovery of Rates in the City of Sydney;" Bill read a first time, ordered to be printed, and read a second time on Tuesday, November 21.
7. Registry Bill having, on the motion of Mr. Elwin, pursuant to notice, been read a second time, the Council went into Committee thereupon.
The Chairman reported progress, and obtained leave to sit again on Tuesday next.
8. Supplementary Estimate for 1843 having, on the motion of the Colonial Secretary, been considered, the Council went into Committee thereupon.
The Chairman reported that the Committee had passed the several Items on the Supplementary Estimate for the year 1843.
9. Estimates :—The Council went into Committee on the Estimates of Expenditure for the year 1844.
The Chairman reported progress, and obtained leave to sit again to-morrow.
Council adjourned at half-past Nine o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, NOVEMBER 10.

NOTICES OF MOTION :—

1. DR. NICHOLSON to move, That the Resolutions of the Committee of the whole House, abolishing the Police Magistracy of Geelong, the Grange, and other Police Districts of Port Phillip, be severally re-considered in Committee.
2. MR. WINDEYER to move, That a Select Committee be appointed to consider the Statement laid before the Council, of sums appropriated, but not required, for the service of the year 1842, and of sums required to cover deficiencies in the Estimates for certain services for that year.

ORDERS

ORDERS OF THE DAY:—

1. Call of the House, for re-considering Windsor Police Magistracy.
2. Goulburn Police Magistracy Petition; to be considered.
3. Illawarra Police Magistracy Petition; to be considered.
4. Savings' Bank Bill; third reading.
5. Estimates of Expenditure for 1844; to be further considered in Committee.
6. Friendly Societies Bill; to be further considered in Committee.
7. Governor's Salary Bill; to be considered in Committee.
8. Campbelltown District Council Bill; second reading.
9. Postage Act amendment Bill; to be further considered in Committee.
10. Sheriff Bill; second reading.
11. Maintenance of Light Houses Bill; to be further considered in Committee.
12. Insolvent Act; Governor's Message to be considered.

 TUESDAY, NOVEMBER 14.

1. Sydney Dispensary Bill; third reading.
2. Monetary Confidence Bill; second reading.
3. Distillation Laws Bill; second reading.
4. Publicans' Licensing Act amendment Bill; third reading.
5. Registry Bill; to be further considered in Committee.

 THURSDAY, NOVEMBER 16.

1. Corporations' Educational Powers Bill; second reading.

 TUESDAY, NOVEMBER 21.

1. Refined Sugar Bill; second reading.
2. City Rates Bill; second reading.

ALEX. M^c LEAY,

Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

FRIDAY, 10 NOVEMBER, 1843.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Duty on Foreign Grain :—Mr. Wentworth presented a Petition from certain Land-owners, Farmers, and Inhabitants of the District of Windsor and Richmond, praying the imposition of a duty on foreign wheat and bread stuff; Petition read and received.
2. Ports and Harbours Act :—The following Message from His Excellency the Governor, received and read :—

Message from His Excellency the Governor, to the Legislative Council, on presenting a Draft of an Act, to supply the place of one, of which the disallowance by Her Majesty, was announced in the Government Gazette of the 29th September last.

GENTLEMEN,

Her Majesty having been pleased to disallow an Act, passed by the late Legislative Council in December, 1841, and intituled "An Act further to amend an Act, intituled 'An Act for the better preservation of the Ports, Harbours, Havens, Roadsteads, Channels, Navigable Creeks and Rivers in New South Wales, and the better regulation of shipping in the same.'"

I herewith present to you the Draft of an Act, to supply the place of the same, with such alterations or amendments as are suggested in the extract, which I now also lay before you, from Lord Stanley's Despatch, No. 51, of the 14th April, 1843. Government House, Sydney, 9th November, 1843. GEORGE GIPPS.

(No. 51.)

Extract from a Despatch from Lord Stanley to Sir George Gipps, dated April 14, 1843.

With regard to the Act No. 18, intituled, "An Act further to amend an Act, intituled, 'An Act for the better preservation of the Ports, Harbours, Havens, Roadsteads, Channels, Navigable Creeks and Rivers in New South Wales, and for the better regulation of shipping in the same,'" I have to observe that it confers certain exceptional advantages as to Pilotage to particular classes of vessels.

These advantages are as follows :—

1. No pilotage shall be charged on any vessel registered in Sydney, or on any steam vessel while employed respectively in the coasting trade from any one Port of New South Wales to another, unless the master shall require and receive the assistance of a Pilot.

2. The schedule of pilotage dues also contains the like exemption of vessels registered in Sydney, and not exceeding 50 tons registered tonnage.

3. With respect to Port Phillip, it is enacted, That all vessels, being regular traders and registered in Sydney or Van Diemen's Land, entering or departing from the said Harbour of Port Phillip, shall, whether they take a Pilot or not, pay one fourth of the prescribed rates, for the time being, of pilotage as aforesaid.

I am not prepared to object to the exemption of coasters from pilotage, but I conceive that the general exemption from pilotage dues, of vessels under 50 tons, registered at Sydney, and the advantage given, in respect of such dues, in the Harbour of Port Phillip, to vessels being regular traders (which are not necessarily coasters) registered in Sydney or Van Diemen's Land, is contrary to the 14th section of the Passengers' Act, inasmuch as British Vessels not owned in one of these Colonies, cannot participate in this exemption or advantage.

I am also of opinion, that if it should so happen, that the proprietor of a vessel registered in the United Kingdom, or any other Colony, should think fit to employ it in the coasting trade of New South Wales, and the ownership should be such as not to admit of the registry being changed, there would not be sufficient grounds for placing such vessel on a less advantageous footing than those actually registered in Sydney.

I am therefore of opinion, that although the first of the above-mentioned advantages does not contravene the 14th section of the Passengers' Act, it is nevertheless objectionable.

Where exemptions of this nature apply to voyages which are not *Coasting voyages, or voyages between the Colony and other parts of Her Majesty's Dominions*, such exemption must not be confined to British vessels, but must apply under like circumstances, to vessels of those countries with which Her Majesty may have treaties of reciprocity, where such treaties extend so far as to require equalization of shipping dues in Colonial Ports.

Her Majesty has therefore been pleased to disallow the Act; and you will propose to the Legislative Council, the enactment of a Law free from those objections which I have pointed out.

I am, &c.,

(Signed)

STANLEY.

Message to be considered on Tuesday next.

- 3. Overland Route to Port Essington :—The following Message from His Excellency the Governor received and read :—

Message from His Excellency the Governor, to the Legislative Council, in reply to an Address from the Council, praying that a sum not exceeding £1,000, may be placed on the Estimates for 1844, to meet the expenses of an Exploring Expedition to Port Essington.

GENTLEMEN,

I quite agree with the Council in thinking it desirable, that an attempt should be made to reach Port Essington by an overland route; but I fear I should (and especially under present circumstances) be hardly justified in undertaking, without the knowledge of Her Majesty's Government, an expedition of so hazardous and expensive a nature: In order however to obtain Her Majesty's pleasure on the subject, I will lose no time in transmitting a copy of your Address, to the principal Secretary of State for the Colonies.

Government House, Sydney, 9th November, 1843.

GEORGE GIPPS.

- 4. Customs' Laws :—The following Message from His Excellency the Governor received and read :—

Message from His Excellency the Governor, to the Legislative Council, on presenting the Drafts of three Acts for the amendment of the Laws of the Customs in New South Wales.

GENTLEMEN,

I herewith lay before you for your consideration, three Bills for the amendment of the Laws of the Customs in New South Wales.

The first is a Bill for the general regulation of the Customs, and is, in fact, only a re-enactment of the 3rd Victoria, No. 3, with such alterations as time and circumstances have shewn to be necessary. This Act, if passed by the Council, may come into immediate operation.

The second is a Bill to alter the method of taking the *ad valorem* duties, and to adopt that which has long been in use in England. As this Bill, if passed by the Council, will "affect the duties payable on the importation of goods," I apprehend it must, under the 31st clause of the 5th and 6th Victoria, c. 76, be reserved for Her Majesty's pleasure.

The third is the most important of the three, and certainly cannot come into operation until allowed by Her Majesty.

The object of it is, to convert the present *ad valorem* duties on certain articles (the principal of which is sugar,) into fixed duties; and in other cases to increase the *ad valorem* duties; so that, by the joint operation of these measures, an increase of Revenue may be obtained, sufficient to allow of a reduction of at least one half of the duties on spirits.

It is; not without much hesitation and reluctance, that I bring forward a measure, the effect of which will be to reduce the price of ardent spirits; but illicit distillation, and the smuggling of spirits, have of late been carried to an extent in the Colony, which seems to me to be fraught with evils of great magnitude, and to call imperiously for a remedy.

Government House, Sydney, 10th November, 1843

GEORGE GIPPS.

Message to be considered on Tuesday, next.

- 5. Henry Forster, Gaoler at Berrima :—Mr. Therry presented a Petition from Henry Forster, Gaoler at Berrima, praying to be allowed to retain his present salary of £120 per annum, so long as his conduct may be deemed worthy of it; Petition read and received.
- 6. Police Magistracies, Port Phillip :—Dr. Nicholson postponed his motion on this subject until the Police Magistracy of Windsor shall have been disposed of.
- 7. Deficiencies in Estimates for 1842 :—On the motion of Mr. Windeyer, pursuant to notice; the undermentioned Members appointed a Select Committee, to consider the Statement laid before the Council, of sums appropriated but not expended for the service of the year 1842, and of sums required to cover deficiencies in the Estimates for certain services for that year, namely :—

MR. WINDEYER,

DR. LANG,
MR. COWPER,
THE AUDITOR GENERAL,

THE COLONIAL SECRETARY,
MR. WALKER,
MR. W. C. WENTWORTH.

- 8. Police Magistracy Windsor :—Call of the House made pursuant to Order, for re-considering Windsor Police Magistracy :—

Absent on leave :—Mr. Berry, Dr. Bland.

Absent without leave :—Mr. Coghill, Mr. Condell, Mr. Ebden, Mr. Hamilton, Mr. Murray, Mr. Suttor, and Mr. Alexander Thomson.

The Speaker explained, that the Standing Orders had not yet been presented to His Excellency the Governor for assent, in consequence of the engrossment having only this day been completed; and that until such assent be given, no power existed of enforcing the attendance of Members.

Moved,

Moved, That there be a Call of the House for re-considering the Windsor Police Magistracy, this day six months.

Moved, as an amendment, That the Speaker do now leave the Chair, and that the House resolve itself into a Committee on the Estimates, for the re-consideration of the Police Magistracy of Windsor.

Debate ensued ;

Question put on the amendment ; Council divided.

Ayes, 13.

THE COLONIAL SECRETARY,
THE ATTORNEY GENERAL,
THE COMMANDER OF THE FORCES,
MR. LOWE,
THE COLLECTOR OF CUSTOMS,
THE AUDITOR GENERAL,
MR. BRADLEY,
CAPTAIN DUMARESQ,
MR. PANTON,
MR. BOWMAN,
MR. THERBY,
MR. FOSTER,
THE COLONIAL TREASURER, (Teller.)

Noes, 13.

MR. WINDEYER,
MR. WENTWORTH,
MR. ICELY,
MR. COWPER,
MR. BLAXLAND,
MR. LORD,
MR. MACARTHUR,
MAJOR WENTWORTH,
MR. LAWSON,
MR. WALKER,
DR. LANG,
MR. ELWIN,
DR. NICHOLSON. (Teller.)

Amendment negatived by the casting Vote of the Speaker.

Question, on the original motion, put and passed.

Windsor Police Magistracy ; to be considered this day six months.

9. Police Magistracies, Port Phillip :—Dr. Nicholson withdrew his motion on this subject.
10. Goulburn Police Magistracy Petition ; motion for consideration of this Petition withdrawn.
11. Illawarra Police Magistracy Petition ; motion for consideration of this Petition withdrawn.
12. Savings' Bank Bill ; read a third time, and, with the following Rider, *passed*.

“ And whereas it is expedient that longer notice should be given by parties desirous of withdrawing their Deposits, and also that the length of such notice should be proportioned to the amount standing at the credit of the party so withdrawing in the Books of the said Savings' Bank: Be it enacted, That notice of withdrawal from any holder of Deposits to the amount of Fifty pounds or upwards, shall be at three months' date, and similar notice from holders of Deposits under Fifty pounds, at one month's date, any thing in the said recited Act, passed in the third year of the reign of Her present Majesty, to the contrary thereof required, notwithstanding.”

13. Estimates :—The Council went into Committee on the Estimates of Expenditure for the year 1844.

The House counted, and Twelve Members not being present :—

Council adjourned at half-past Seven o'Clock, until Tuesday next at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, NOVEMBER 14.

NOTICE OF MOTION :—

1. The COLONIAL SECRETARY to move, That a sum not exceeding £500 be appropriated to enable a number of the unemployed married laborers, at present in Sydney, to proceed with their families to the following localities, viz :—Moreton Bay, Hunter's River, Bathurst, Goulburn, and Yass.

ORDERS OF THE DAY :—

1. Sydney Dispensary Bill ; third reading.
2. Monetary Confidence Bill ; second reading.
3. Distillation Laws Bill ; second reading.
4. Publicans' Licensing Act amendment Bill ; third reading.
5. Registry Bill ; to be further considered in Committee.
6. Estimates of Expenditure for 1844 ; to be further considered in Committee.
7. Friendly Societies Bill ; to be further considered in Committee.
8. Governor's Salary Bill ; to be considered in Committee.
9. Campbelltown District Council Bill ; second reading.
10. Postage Act amendment Bill ; to be further considered in Committee.
11. Sheriff Bill ; second reading.
12. Maintenance of Light Houses Bill ; to be further considered in Committee.
13. Insolvent Act ; Governor's Message to be considered.
14. Ports and Harbours Act ; Governor's Message to be considered.
15. Customs' Laws ; Governor's Message to be considered.

THURSDAY, NOVEMBER 16.

- 1 Corporations' Educational Powers Bill ; second reading.

TUESDAY, NOVEMBER 21.

1. Refined Sugar Bill ; second reading.
2. City Rates Bill ; second reading.

ALEX. M^c LEAY,

Speaker.

—

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

TUESDAY, 14 NOVEMBER, 1843.

1. There being present only Eleven Members, namely :—The Colonial Secretary, Mr. W. C. Wentworth, Major Wentworth, The Attorney General, Mr. Windeyer, Dr. Nicholson, Dr. Lang, Mr. Lowe, Mr. Cowper, Mr. Blaxland, and Mr. Lawson—The Speaker took the Chair, and adjourned the Council at Half-past Three o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, NOVEMBER 15.

NOTICE OF MOTION :—

1. The COLONIAL SECRETARY to move, That a sum not exceeding £500 be appropriated to enable a number of the unemployed married laborers, at present in Sydney, to proceed with their families to the following localities, viz :—Moreton Bay, Hunter's River, Bathurst, Goulburn, and Yass.

ORDERS OF THE DAY :—

1. Sydney Dispensary Bill ; third reading.
2. Monetary Confidence Bill ; second reading.
3. Distillation Laws Bill ; second reading.
4. Publicans' Licensing Act amendment Bill ; third reading.
5. Registry Bill ; to be further considered in Committee.
6. Estimates of Expenditure for 1844 ; to be further considered in Committee.
7. Friendly Societies Bill ; to be further considered in Committee.
8. Governor's Salary Bill ; to be considered in Committee.
9. Campbelltown District Council Bill ; second reading.
10. Postage Act amendment Bill ; to be further considered in Committee.
11. Sheriff Bill ; second reading.
12. Maintenance of Light Houses Bill ; to be further considered in Committee.
13. Insolvent Act ; Governor's Message to be considered.
14. Ports and Harbours Act ; Governor's Message to be considered.
15. Customs' Laws ; Governor's Message to be considered.

THURSDAY, NOVEMBER 16.

1. Corporations' Educational Powers Bill ; second reading.

TUESDAY, NOVEMBER 21.

1. Refined Sugar Bill ; second reading.
2. City Rates Bill ; second reading.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

WEDNESDAY, 15 NOVEMBER, 1843.

1. Council met pursuant to adjournment; the Speaker took the Chair.
District Council, Queanbeyan:—Mr. Wentworth presented a Petition from certain owners of property in, and inhabitants of the District of Queanbeyan, praying certain alterations in the Act of Parliament, 5 & 6 Victoria, chap. 76, so far as the same relates to the constitution of District Councils—particularly in the 49th clause; Petition read and received.
2. Unemployed laborers:—On the motion of the Colonial Secretary, pursuant to notice, the Council went into Committee to consider the expediency of appropriating a sum of money to enable a number of unemployed married laborers, at present in Sydney, to proceed with their families to the country Districts where they may find employment:—
The Chairman reported the following Resolution:—
Resolved, That a sum not exceeding £500 be appropriated to enable a number of the unemployed married laborers, at present in Sydney, to proceed with their families to the Districts of Moreton Bay, Hunter's River, Bathurst, Goulburn, Yass, Illawarra, and other country Districts where they are likely to find employment;
Motion made, That this House do agree to this Resolution;
Question put and passed.
3. Sydney Dispensary Bill; read a third time and *passed*.
To be presented to His Excellency the Governor, together with the Savings' Bank Bill, and the Standing Orders, for assent, by the Speaker, the Colonial Secretary, and the Attorney General.
4. Monetary Confidence Bill; second reading postponed until Friday next.
5. Distillation Laws Bill having been read a second time, the Council went into Committee thereupon.
The Chairman reported the Bill with amendments; Bill to be engrossed, and read a third time on Tuesday next.
6. Publicans' Licensing Act amendment Bill; read a third time and *passed*.
To be presented to His Excellency the Governor for assent, by the Speaker, the Colonial Secretary, and the Attorney General.
7. Registry Bill:—Further consideration in Committee postponed until Friday next.
8. Estimates:—Further consideration in Committee of the Estimates of Expenditure for the year 1844, postponed until to-morrow.
9. Friendly Societies Bill:—The Council went into Committee on this Bill; the Colonial Treasurer appointed to the Chair, in consequence of the indisposition of Mr. Elwin.
The Chairman reported progress, and obtained leave to sit again to-morrow.
Council adjourned at Nine o'Clock, until to-morrow, at Three o'Clock.

194.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, NOVEMBER 16.

ORDERS OF THE DAY:—

1. Corporations' Educational Powers Bill ; second reading.
2. Estimates of Expenditure for 1844 ; to be further considered in Committee.
3. Friendly Societies Bill ; to be further considered in Committee.
4. Governor's Salary Bill ; to be considered in Committee.
5. Campbelltown District Council Bill ; second reading.
6. Postage Act amendment Bill ; to be further considered in Committee.
7. Sheriff Bill ; second reading.
8. Maintenance of Light Houses Bill ; to be further considered in Committee.
9. Insolvent Act ; Governor's Message to be considered.
10. Ports and Harbours Act ; Governor's Message to be considered.
11. Customs' Laws ; Governor's Message to be considered.

FRIDAY, NOVEMBER 17.

1. Monetary Confidence Bill ; second reading.
2. Registry Bill ; to be further considered in Committee.

TUESDAY, NOVEMBER 21.

1. Refined Sugar Bill ; second reading.
2. City Rates Bill ; second reading.
3. Distillation Laws Bill ; third reading.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

THURSDAY, 16 NOVEMBER, 1843.

- 1. Council met pursuant to adjournment; the Speaker took the Chair.
Recent Call of the House:—The Speaker read a letter from Mr. Hamilton, explaining that the distance of his residence from Sydney, rendered it all but impossible that he could have attended the Call of the House for the 10th instant.
- 2. Corporations' Educational Powers Bill:—Moved that this Bill be now read a second time.
Moved, as an amendment, That this Bill be read a second time this day six months.
Debate ensued.
Question put on the amendment; Council divided;

Ayes, 11.

Noes, 2.

THE COMMANDER OF THE FORCES,
MR. BLAXLAND,
MR. W. C. WENTWORTH,
THE AUDITOR GENERAL,
MR. PANTON,
MR. COWPER,
THE COLONIAL TREASURER,
MR. LOWE,
THE COLLECTOR OF CUSTOMS,
MR. LAWSON,
DR. NICHOLSON, (Teller.)

MR. THIERRY,
DR. LANG, (Teller.)

- Bill to be read a second time this day six months.
- 3. Estimates of Expenditure for 1844:—Further consideration postponed until Tuesday next.
- 4. Friendly Societies Bill:—The Council went into Committee on this Bill; the Colonial Treasurer appointed to the Chair, in consequence of the continued illness of Mr. Elwin.
The Chairman having reported the Bill with amendments; Bill ordered to be engrossed, and read a third time on Thursday next.
- 5. Governor's Salary Bill; consideration in Committee postponed until Wednesday next.
- 6. Campbelltown District Council Bill; second reading postponed until Tuesday next.
- 7. Postage Act amendment Bill; further consideration in Committee postponed until Wednesday next.
- 8. Sheriff Bill; second reading postponed until Tuesday next.
- 9. Maintenance of Light Houses Bill; the Council went into Committee on this Bill; the Colonial Treasurer appointed to the Chair.
The Chairman having reported the Bill with amendments; Bill ordered to be engrossed, and read a third time on Friday, the 24th November instant.
- 10. Insolvent Act:—The Governor's Message having, on the motion of the Colonial Secretary, been read and considered—Bill, intituled, "A Bill to amend an Act, intituled, 'An Act for giving relief to Insolvent persons, and providing for the due collection, administration, and distribution of Insolvent Estates within the Colony of New South Wales, and for the prevention of frauds affecting the same,'" read a first time; Bill ordered to be printed, and read a second time on Tuesday, the 28th November instant.
- 11. Ports and Harbours Act:—The Governor's Message having, on the motion of the Colonial Secretary, been read and considered—Bill intituled, "A Bill further to amend an Act, intituled, 'An Act for the better preservation of the Ports, Harbours, Havens, Roadsteads, Channels, Navigable Creeks and Rivers, in New South Wales, and the better regulation of shipping in the same,'" read a first time; Bill ordered to be printed, and read a second time on Wednesday next.
- 12. Customs' Laws;—Consideration of the Governor's Message, postponed until Tuesday next.
- 13. City Rates' Bill:—On the motion of Mr. Wentworth, the second reading of this Bill, ordered for Tuesday next, postponed until Wednesday next.
Council adjourned at Half-past Seven o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, NOVEMBER 17.

ORDERS OF THE DAY:—

1. Monetary Confidence Bill; second reading.
 2. Registry Bill; to be further considered in Committee.
-

TUESDAY, NOVEMBER 21.

NOTICE OF MOTION:—

1. DR. NICHOLSON to move, That a Select Committee be appointed, to enquire into the operation of the Act, intituled, "*An Act for giving relief to Insolvent Persons, and providing for the due collection, administration, and distribution of Insolvent Estates, within the Colony of New South Wales, and for the prevention of frauds affecting the same;*" and to report to this House, how far it may be expedient to repeal, amend, or modify the provisions of the same.

ORDERS OF THE DAY:—

1. Refined Sugar Bill; second reading.
 2. Distillation Laws Bill; third reading.
 3. Estimates of Expenditure for 1844; to be further considered in Committee.
 4. Campbelltown District Council Bill; second reading.
 5. Sheriff Bill; second reading.
 6. Customs' Laws; Governor's Messages to be considered.
-

WEDNESDAY, NOVEMBER 22.

NOTICE OF MOTION:—

1. MR. WENTWORTH to move, That the Report of the Select Committee on the Water Police Act amendment Bill, be taken into consideration.

ORDERS OF THE DAY:—

1. Governor's Salary Bill; second reading.
 2. Postage Act amendment Bill; to be further considered in Committee.
 3. Ports and Harbours Act amendment Bill; second reading.
 4. City Rates Bill; second reading.
-

THURSDAY, NOVEMBER 23.

1. Friendly Societies Bill; third reading.
-

FRIDAY, NOVEMBER 24.

1. Maintenance of Light Houses Bill; third reading.
-

TUESDAY, NOVEMBER 28.

1. Insolvent Act amendment Bill; second reading.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

FRIDAY, 17 NOVEMBER, 1843.

1. Council met pursuant to adjournment; the Speaker took the Chair.
District Council;—Scone and Murrurundi;—Mr. Windeyer presented a Petition from certain Magistrates, District Councillors, Landowners, and Residents, of the Incorporated Districts of Scone and Murrurundi, praying certain alterations in the Act of Parliament, 5 and 6 Victoria, chap. 76, in respect to the constitution of District Councils; Petition read and received.
2. Police Magistracy of Muswellbrook:—Mr. Windeyer presented a Memorial from certain Magistrates, comprising the Magistrates of the Police District of Muswellbrook, praying that the Salary of a Police Magistrate for their District be admitted upon the Estimates; Memorial read and received.
3. Monetary Confidence Bill:—Moved, that this Bill be now read a second time;
Debate ensued—
Moved that this Debate be adjourned until Wednesday next:
Question put on the motion for adjournment of the Debate; Council divided:—

Ayes, 12.

THE COLONIAL SECRETARY,
THE COMMANDER OF THE FORCES,
THE ATTORNEY GENERAL,
THE COLONIAL TREASURER,
MR. PANTON,
MR. FOSTER,
THE AUDITOR GENERAL,
MR. ICELY,
THE COLLECTOR OF CUSTOMS,
MR. LOWE,
MR. ELWIN,
MR. TERRY, (Teller.)

Noes, 10.

MR. WINDEYER,
DR. LANG,
MR. WALKER,
MR. BLAXLAND,
MR. COWPER,
CAPTAIN DUMARESQ,
MR. LAWSON,
MR. BERRY,
MR. W. C. WENTWORTH,
DR. NICHOLSON, (Teller.)

Debate adjourned until Wednesday next.

The House counted, and Twelve Members not being present—

Council adjourned at Nine o'Clock, until Tuesday next, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, NOVEMBER 21.

NOTICES OF MOTION:—

1. DR. NICHOLSON to move, That a Select Committee be appointed, to enquire into the operation of the Act, intituled, "*An Act for giving relief to Insolvent Persons, and providing for the due collection, administration, and distribution of Insolvent Estates, within the Colony of New South Wales, and for the prevention of frauds affecting the same;*" and to report to this House, how far it may be expedient to repeal, amend, or modify the provisions of the same.
2. MR. PANTON to move, That the Returns of Imports and Exports, to and from North and South America, and Van Diemen's Land, moved for by him, and laid on the Table of the House, be printed.
3. THE COLONIAL SECRETARY to move, That the Spirit Returns, laid upon the Table by him, in answer to the Address adopted on the motion of Mr. Walker, on the 18th August last, be printed.

ORDERS OF THE DAY:—

1. Refined Sugar Bill; second reading.
2. Distillation Laws Bill; third reading.
3. Estimates of Expenditure for 1844; to be further considered in Committee.
4. Campbelltown District Council Bill; second reading.
5. Sheriff Bill; second reading.
6. Customs' Laws; Governor's Message to be considered.
7. Registry Bill; to be further considered in Committee.

WEDNESDAY,

WEDNESDAY, NOVEMBER 22.

NOTICE OF MOTION:—

1. MR. WENTWORTH to move, That the Report of the Select Committee on the Water-Police Act amendment Bill, be taken into consideration.

ORDERS OF THE DAY:—

1. Monetary Confidence Bill; Resumption of Debate on motion for second reading.
2. Governor's Salary Bill; second reading.
3. Postage Act amendment Bill; to be further considered in Committee.
4. Ports and Harbours Act amendment Bill; second reading.
5. City Rates Bill; second reading.

THURSDAY, NOVEMBER 23.

1. Friendly Societies Bill; third reading.

FRIDAY, NOVEMBER 24.

1. Maintenance of Light Houses Bill; third reading.

TUESDAY, NOVEMBER 28.

1. Insolvent Act amendment Bill; second reading.

ALEX. M^c LEAY,
Speaker.

149.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

TUESDAY, 21 NOVEMBER, 1843.

1. Council met pursuant to adjournment; the Speaker took the Chair. Resignation of the office of Chairman of Committees:—The Speaker read the following letter from Mr. Elwin, the Chairman of Committees:—

Sydney, 20th November, 1843.

SIR,

I find it so utterly impracticable to combine the necessary attendance on the Committee of the House, with a due regard to other claims on my time which it is not permitted me to neglect, that I am reluctantly compelled to request the Council to accept my resignation of the office of Chairman of the Committee of the whole House.

I cannot withdraw from the Chair without offering to the Members, collectively and individually, my most respectful and grateful acknowledgments, for the uniform kindness and indulgence, support and confidence, with which they have honored my humble endeavours to discharge its duties.

May I be allowed to suggest that, as a difficulty may arise of finding any one Member (in these days, when mens' time is necessarily so much absorbed in their own affairs,) sufficiently disengaged to undertake the entire duty of the Chair, whether it might not be expedient (at least for the remainder of the Session) to appoint, from day to day, or from time to time, some one of the Members present to discharge the office, without exacting an attendance beyond the day or period for which he shall be appointed.

The anxiety I feel that my own secession may be productive of as little inconvenience as possible, will, I hope, excuse me to the Council for the presumption of offering any suggestion on the subject.

I have the honor to be,

Sir,

Your most obedient
and humble Servant,
HASTINGS ELWIN.

THE HONORABLE THE SPEAKER
OF THE LEGISLATIVE COUNCIL.

2. Water Police Establishment:—Dr. Nicholson presented a Petition from certain Merchants, Shipowners, and Commanders of Vessels, residing and trading to and from the Colony of New South Wales, praying the Council to pause before adopting the recommendation of the Select Committee of the Council on the Water Police Act amendment Bill, involving the abolition of the Water Police Establishment; Petition read and received; to be taken into consideration to-morrow, when the Report from the Select Committee on the Water Police Act amendment Bill shall be brought under consideration.
3. Insolvent Act:—On the motion of Dr. Nicholson, pursuant to notice, the following Members appointed a Select Committee, to inquire into the operation of the Act, intituled, "An Act for giving relief to Insolvent Persons, and providing for the due collection, administration, and distribution of Insolvent Estates, within the Colony of New South Wales, and for the prevention of frauds affecting the same," and to report to this House, how far it may be expedient to repeal, amend, or modify the provisions of the same, viz:—

DR. NICHOLSON,

MR. COWPER,
MR. FOSTER,
MR. LOWE,

THE ATTORNEY GENERAL,
MR. TERRY,
MR. W. C. WENTWORTH,

4. Imports from, and Exports to Van Diemen's Land, and North and South America:—On the motion of Mr. Pantou, pursuant to notice, the Returns laid upon the Table on the 27th September, in answer to an Address adopted on his motion, on the 8th September, ordered to be printed.
5. Spirits:—On the motion of the Colonial Secretary, pursuant to notice, the Returns laid upon the Table, on the 19th September, and 5th October, in answer to an Address, adopted on the motion of Mr. Walker, on the 18th August, ordered to be printed.

6. Banks' Liabilities and Assets :—The Colonial Secretary laid upon the Table, pursuant to the requirement of the Act of Council, 4 Victoria, No. 13, a general Abstract of the sworn Returns of the average Assets and Liabilities, and of the capital and profits of the several Banks, for the quarter ended 30th September, 1843; Return ordered to be printed.
7. Leave of absence granted to Major Wentworth for six weeks from this day, on the motion of Mr. W. C. Wentworth.
8. Refined Sugar Bill :—Second reading postponed until Tuesday next.
9. Distillation Laws' Bill :—Third reading postponed until to-morrow.
10. Estimates :—The Council went into Committee on the Estimates of Expenditure, for the year 1844; Mr. Cowper appointed to the Chair.
The House counted, and Twelve Members not being present—
Council adjourned at half-past Seven o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, NOVEMBER 22.

NOTICE OF MOTION :—

1. MR. WENTWORTH to move, That the Report of the Select Committee on the Water Police Act amendment Bill, be taken into consideration.

ORDERS OF THE DAY :—

1. Monetary Confidence Bill; Resumption of Debate on motion for second reading.
2. Governor's Salary Bill; second reading.
3. Postage Act amendment Bill; to be further considered in Committee.
4. Ports and Harbours Act amendment Bill; second reading.
5. City Rates Bill; second reading.
6. Distillation Laws Bill; third reading.
7. Estimates of Expenditure for 1844; to be further considered in Committee.
8. Campbelltown District Council Bill; second reading.
9. Sheriff Bill; second reading.
10. Customs' Laws; Governor's Message to be considered.
11. Registry Bill; to be further considered in Committee.

THURSDAY, NOVEMBER 23.

1. Friendly Societies Bill; third reading.

FRIDAY, NOVEMBER 24.

1. Maintenance of Light Houses Bill; third reading.

TUESDAY, NOVEMBER 28.

1. Insolvent Act amendment Bill; second reading.
2. Refined Sugar Bill; second reading.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

WEDNESDAY, 22 NOVEMBER, 1843.

- 1. Council met pursuant to adjournment ; the Speaker took the Chair.
Water Police Act Amendment Bill :—Mr. Wentworth postponed his motion on this subject, on the notices for to-day, until he shall have obtained leave to bring in a Bill in conformity with the recommendations contained in the Report from the Select Committee to whom the Bill already before the Council was referred.
- 2. District Council ; Liverpool :—Mr. Cowper presented a Petition from certain landed proprietors, and residents of the Town and District of Liverpool, and its immediate neighbourhood, in public meeting assembled, praying certain alterations in the Act of Parliament, 5 and 6 Victoria, chap. 76, in respect to the constitution of District Councils ; Petition read and received.
- 3. Monetary Confidence Bill :—Debate on the motion for the second reading of this Bill resumed.
- 4. Standing Orders :—The following Message from His Excellency the Governor, received and read—

Message from His Excellency the Governor, to the Legislative Council, respecting the Standing Orders adopted by the Council, and submitted to His Excellency for approval.

GENTLEMEN,

By the 27th clause of the 5th & 6th Victoria, chap. 76, it is enacted, that the Legislative Council shall, at its first meeting, and *from time to time* afterwards, as there shall be occasion, adopt Standing Rules and Orders, for the orderly conduct of the business of the Council, which Rules shall be laid before the Governor, and being by him approved, shall be binding and in force until disallowed by Her Majesty. There is certainly nothing in this clause which expressly relates to the repeal of a Rule or Order, but if, as I apprehend, no existing Order can be repealed, except by the adoption of a new one, it seems to me to follow, that the approval of the Governor must be as necessary for the repeal of an existing Order, as for the adoption of a new one ; but among the Standing Orders submitted for my approval, there is one, namely, that numbered 140, which authorises the repeal of any Standing Order by a simple vote of the Council ; and I consequently have to recommend to the Council, that this Rule or Order may be reconsidered.

Government House, Sydney, 22nd November, 1843.

GEORGE GIPPS.

- 5. District Councillors' qualification :—The following Message from His Excellency the Governor, received and read,—

Message from His Excellency the Governor, to the Legislative Council, on presenting to the Council the Draft of an Act to alter the qualification required by Law for Members of District Councils.

GENTLEMEN,

The pressure of other business must, I fear, prevent, until the beginning of your next Session, my laying before you a Bill, such as I think will be necessary to regulate the proceedings of the District Councils, established by the Act for the Government of the Colony, 5th & 6th Victoria, chap. 76,

As, however, it has appeared to me that the qualification of a District Councillor is, by that Act, fixed at too high a rate, and that it is desirable to reduce it, before the Election of Councillors which will take place in May next, I herewith submit to you a Draft of an Act to effect this object.

Government House, Sydney, 22nd November, 1843.

GEORGE GIPPS.

- 6. Assent to Bills :—The Speaker reported, That His Excellency the Governor had assented to the following Bills :—
 - (1.) Publicans' Licensing Act Amendment Bill.
 - (2.) Savings' Bank Bill.
- 7. Sydney Dispensary Bill, reserved :—The Speaker reported, That His Excellency the Governor had reserved, for the signification of Her Majesty's pleasure thereon, the Sydney Dispensary Bill.

8. **Monetary Confidence Bill**:—The Debate on the motion for the second reading of this Bill, (interrupted by the above Messages) resumed.

Moved, as an Amendment:—

That whereas the Colony is now, and has for some time past, been suffering from great and overwhelming monetary difficulties, whereby all classes are, from temporary and accidental causes, seriously involved—many threatened with inevitable ruin—and a large proportion of the landholders, merchants, and tradesmen, have been reduced to a state of Insolvency, and, as a necessary consequence, large bodies of the labouring population are thrown out of employment; and whereas these difficulties are increasing with frightful rapidity, and are likely to involve in ruin the whole community—not excepting the most prudent, or those who, having large property, are unable to meet their engagements, solely from its having no convertible value—this Council is of opinion, that the only means of arresting the same, is to be found in the interposition of Her Majesty's Government, by the issue of Exchequer Bills, or Government Debentures, in the same manner as adopted by the British Parliament, in the years 1793, and 1826;—Resolved, That His Excellency the Governor, be respectfully requested, either to take into consideration the circumstances of the Colony, with a view of introducing to the Legislative Council, such measures for carrying into effect the recommendation herein contained, as His Excellency may deem advisable, or that His Excellency will be pleased to hold a conference with Members of this Council, to be appointed for the purpose, with the view of devising suitable measures of relief under the present exigencies of the Colony.

Debate continued.

Question put on the amendment; Council divided;

Ayes, 7.

THE COLONIAL TREASURER,
MR. TERRY,
MR. MACARTHUR,
MR. ICELY,
MR. PANTON,
THE COLLECTOR OF CUSTOMS,
MR. COWPER, (Teller.)

Noes, 15.

THE COLONIAL SECRETARY,
MR. ELWIN,
MR. WINDEYER,
DR. LANG,
MR. WALKER,
MR. FOSTER,
MR. BLAXLAND,
CAPTAIN DUMARESQ,
MR. LAWSON,
MR. BERRY,
MR. W. C. WENTWORTH,
MR. LOWE,
THE ATTORNEY GENERAL,
DR. BLAND,
DR. NICHOLSON, (Teller.)

Question put on the original Motion; Council divided;

Ayes, 14.

MR. WALKER,
DR. BLAND,
MR. COWPER,
THE COLLECTOR OF CUSTOMS,
MR. PANTON,
MR. W. C. WENTWORTH,
MR. BLAXLAND,
MR. BERRY,
DR. LANG,
MR. LAWSON,
CAPTAIN DUMARESQ,
MR. MACARTHUR,
MR. WINDEYER,
DR. NICHOLSON, (Teller.)

Noes, 8.

MR. ELWIN,
THE COLONIAL SECRETARY,
THE ATTORNEY GENERAL,
MR. TERRY,
MR. LOWE,
MR. ICELY,
MR. FOSTER,
THE COLONIAL TREASURER, (Teller.)

Bill read a second time; to be considered in Committee to-morrow.

9. **Standing Orders**:—Governor's Message to be considered on Friday next.
10. **District Councillors' Qualification**:—Governor's Message to be considered on Friday next.
11. **Postponement of the following Orders of the Day**:—
- (1.) Governor's Salary Bill; Second reading postponed until to-morrow.
 - (2.) Postage Act Amendment Bill:—Further consideration in Committee postponed until to-morrow.
 - (3.) Ports and Harbours Act Amendment Bill:—Second reading postponed until Friday next.
 - (4.) City Rates Bill:—Second reading postponed until Wednesday next.
12. **Distillation Laws' Bill**:—Read a third time and *passed*.
13. **Postponement of the following Orders of the Day**:—
- (1.) Estimates of Expenditure for 1844:—Further consideration in Committee, postponed until to-morrow.
 - (2.) Campbelltown District Council Bill:—Second reading postponed until Tuesday next.
 - (3.) Sheriff Bill:—Second reading postponed until Tuesday next.
 - (4.) Customs' Laws:—Consideration of Governor's Message postponed until to-morrow.
 - (5.) Registry Bill:—Further consideration in Committee, postponed until Tuesday next.

Council adjourned at Ten o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, NOVEMBER 23.

ORDERS OF THE DAY:—

1. Friendly Societies Bill ; third reading.
2. Monetary Confidence Bill ; to be considered in Committee.
3. Governor's Salary Bill ; second reading.
4. Postage Act amendment Bill ; to be further considered in Committee.
5. Estimates of Expenditure for 1844 ; to be further considered in Committee.
6. Customs' Laws ; Governor's Message to be considered.

FRIDAY, NOVEMBER 24.

1. Maintenance of Light Houses Bill ; third reading.
2. Standing Orders ; Governor's Message to be considered.
3. District Councillors' qualification ; Governor's Message to be considered.
4. Ports and Harbours Act amendment Bill ; second reading.

TUESDAY, NOVEMBER 28.

1. Insolvent Act amendment Bill ; second reading.
2. Refined Sugar Bill ; second reading.
3. Campbelltown District Council Bill ; second reading.
4. Sheriff Bill ; second reading.
5. Registry Bill ; to be further considered in Committee.

WEDNESDAY, NOVEMBER 29.

1. City Rates Bill ; second reading.

ALEX. M^c LEAY,
Speaker.

No. 67.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

THURSDAY, 23 NOVEMBER, 1843.

1. There being present only Seven Members, namely:—The Colonial Treasurer, Dr. Nicholson, The Colonial Secretary, Mr. Elwin, Mr. Lowe, The Collector of Customs, and Mr. Berry, The Speaker took the Chair, and adjourned the Council at Twenty-five minutes before Four o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, NOVEMBER 24.

ORDERS OF THE DAY:—

1. Maintenance of Light Houses Bill ; third reading.
2. Standing Orders ; Governor's Message to be considered.
3. District Councillors' qualification ; Governor's Message to be considered.
4. Ports and Harbours Act amendment Bill ; second reading.
5. Friendly Societies Bill ; third reading.
6. Monetary Confidence Bill ; to be considered in Committee.
7. Governor's Salary Bill ; second reading.
8. Postage Act amendment Bill ; to be further considered in Committee.
9. Estimates of Expenditure for 1844 ; to be further considered in Committee.
10. Customs' Laws ; Governor's Message to be considered.

TUESDAY, NOVEMBER 28.

1. Insolvent Act amendment Bill ; second reading.
2. Refined Sugar Bill ; second reading.
3. Campbelltown District Council Bill ; second reading.
4. Sheriff Bill ; second reading.
5. Registry Bill ; to be further considered in Committee.

WEDNESDAY, NOVEMBER 29.

1. City Rates Bill ; second reading.

ALEX. M^o LEAY,
Speaker.



207

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

FRIDAY, 24 NOVEMBER, 1843.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Leave of absence granted to Mr. Ebdon for one month from this day, on the motion of Dr. Nicholson.
2. Unemployed Laborers:—Dr. Lang, as Chairman, brought up the Report, and laid upon the Table the Evidence taken before the Committee to whom was referred the Petition praying relief to the unemployed married laborers in Sydney.
Report and Evidence ordered to be printed, and taken into consideration on Wednesday next.
3. Maintenance of Light Houses Bill, read a third time and *passed*.
4. Standing Orders; the Governor's Message having been read, the Colonial Secretary gave notice that he would, on Thursday next, move that it be then considered in Committee.
5. District Councillors' qualification; consideration of the Governor's Message postponed until Tuesday next.
6. Ports and Harbours Act amendment Bill; second reading postponed until Tuesday next.
7. Friendly Societies Bill, read a third time and *passed*; to be presented to His Excellency the Governor, for assent, together with the Maintenance of Light Houses Bill, and the Distillation Laws Bill passed on the 22nd instant, by the Speaker, the Colonial Secretary, and the Attorney General.
8. Monetary Confidence Bill; The Council went into Committee on this Bill, Mr. Elwin appointed to the Chair;
The Chairman reported the Bill with amendments; Bill ordered to be re-printed as amended, and to be further considered in Committee on Thursday next.
9. Postponement of the following Orders of the Day:—
 - (1.) Governor's Salary Bill; consideration in Committee postponed until Wednesday next.
 - (2.) Postage Act amendment Bill; further consideration in Committee postponed until Wednesday next.The House counted, and Twelve Members not being present;—
Council adjourned at a quarter before Eight o'Clock, until Tuesday next, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, NOVEMBER 28.

ORDERS OF THE DAY:—

1. Insolvent Act amendment Bill; second reading.
2. Refined Sugar Bill; second reading.
3. Campbelltown District Council Bill; second reading.
4. Sheriff Bill; second reading.
5. Registry Bill; to be further considered in Committee.
6. District Councillors' qualification; Governor's Message to be considered.
7. Ports and Harbours Act amendment Bill; second reading.
8. Estimates of Expenditure for 1844; to be further considered in Committee.
9. Customs' Laws; Governor's Message to be considered.

WEDNESDAY, NOVEMBER 29.

NOTICE OF MOTION:—

1. MR. WENTWORTH to move for leave to bring in a Bill, to regulate Hawkers and Pedlars.

ORDERS OF THE DAY:—

1. City Rates Bill; second reading.
2. Unemployed Laborers; Report from Select Committee to be considered.
3. Governor's Salary Bill; to be considered in Committee.
4. Postage Act amendment Bill; to be further considered in Committee.

THURSDAY, NOVEMBER 30.

NOTICE OF MOTION:—

1. THE COLONIAL SECRETARY to move, That the Council do resolve itself into a Committee of the whole House, to take into consideration the Governor's Message on the Standing Orders.

ORDER OF THE DAY:—

1. Monetary Confidence Bill; to be further considered in Committee.

ALEX, M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

TUESDAY, 28 NOVEMBER, 1843.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Cattle Driving—Parramatta:—Mr. Macarthur presented a Petition from certain Inhabitants of the Town of Parramatta, praying that some provision may be added to the Country Towns' Police Act, 2 Victoria, No. 2, for regulating the driving of Cattle through that Town; Petition read and received.
2. Duty on Van Diemen's Land Grain:—Mr. Panton presented a Petition from certain Inhabitants of the District of Wilborforce, praying the imposition of a duty on Grain imported from Van Diemen's Land; Petition read and received.
3. Police Magistracy, Geelong:—Dr. Nicholson presented a Petition from certain Residents in the Town and District of Geelong, praying the Council to vote such salary as to them may appear necessary for a Police Magistrate for Geelong, for the year 1844; Petition read and received.
4. Insolvent Act amendment Bill; second reading postponed until Wednesday, the 6th December next.
5. Lunatic Asylum, Tarban Creek:—The following Message from His Excellency the Governor received and read:—

Message from His Excellency the Governor, to the Legislative Council, on presenting to the Council the Draft of an Act to make provision for the safe custody of, and prevention of offences by, persons dangerously insane, and for the care and maintenance of persons of unsound mind.

GENTLEMEN,

No Law having, at any time, been passed by the Legislature of the Colony, for the custody or management of insane persons, the Government has hitherto kept the direction of the Lunatic Asylum, at Tarban Creek, in its own hands, and has conducted it, or at any rate, always desired and intended to conduct it, on the principles of the Law of England, as that Law existed prior to the passing of the Act of the 9th George IV., chap. 83: An action, however, having been recently brought, and damages recovered against a Magistrate of the Territory, for an act performed under the authority of Government, I deem it necessary to lay the present Draft of a Law before you, that no uncertainty may remain, as to the course of proceeding which is to be adopted in respect to the custody of insane persons.

By the last clause of the Bill it is proposed, that the expense of maintaining persons, supposed to be dangerously insane, shall be chargeable on the Public Funds of the District from which such insane persons may be sent to the Asylum; a provision which seems to me a necessary one, now that it is proposed to transfer from the Government, to any two Magistrates, the power of ordering insane persons into confinement.

Government House, Sydney, 28th November, 1843: — GEORGE GIPPS.

Message to be taken into consideration on Thursday next.

6. Auxiliary Estimate for 1844:—The following Message from His Excellency the Governor received and read:—

Message from His Excellency the Governor, to the Legislative Council, proposing additions to the Estimates now under the consideration of the House, for the year 1844.

GENTLEMEN,

Since the formation of the Estimates for the year 1844, circumstances have occurred, which induce me to recommend the appropriation, to the Public Service, of some sums of money, in addition to those which were therein contained, and I accordingly herewith submit to your consideration, a list of the appropriations which I propose.

Government House, Sydney, 28th November, 1843.

GEORGE GIPPS.

Message to be taken into consideration on Thursday next.

7. Refined Sugar Bill ; second reading postponed until Tuesday next.
8. Campbelltown District Council Bill, having been read a second time, the Council went into Committee thereupon ; Mr. Elwin appointed to the Chair.
The Chairman having reported progress, obtained leave to sit again on Tuesday next. The following Members, on the motion of Mr Cowper, appointed a Select Committee to define the boundaries to be prescribed by the 4th clause of this Bill, with power to examine Surveyor General Sir Thomas Livingston Mitchell, of Sydney, and William Macarthur Esquire, of Camden, and John Scarr, Esquire, of Campbelltown, relative thereto :—namely :—

MR. COWPER,

MR. TERRY,
MR. MACARTHUR,
MR. PANTON,
THE ATTORNEY GENERAL,

CAPTAIN DUMARESQ,
MR. LAWSON,
THE COLONIAL SECRETARY,
MR. WINDEYER.

9. Sheriff Bill ; second reading postponed until to-morrow.
10. Registry Bill ; the Council went into Committee on this Bill ; the Colonial Treasurer appointed to the Chair.
The House counted, and Twelve Members not being present ;—
Council adjourned at Nine o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, NOVEMBER 29.

NOTICES OF MOTION :—

1. MR. WENTWORTH to move for leave to bring in a Bill, to regulate Hawkers and Pedlars.
2. DR. LANG to move, That a Select Committee be appointed to take into consideration a plan suggested by Mrs. Chisholm for obtaining Voluntary Information from the people, with the view of giving correct information of the condition of the people of this Colony, and of diffusing the same through the United Kingdom.

ORDERS OF THE DAY :—

1. City Rates Bill ; second reading.
2. Unemployed Laborers ; Report from Select Committee to be considered.
3. Governor's Salary Bill ; to be considered in Committee.
4. Postage Act amendment Bill ; to be further considered in Committee.
5. Sheriff Bill ; second reading.
6. Registry Bill ; to be further considered in Committee.
7. District Councillors' qualification ; Governor's Message to be considered.
8. Ports and Harbours Act amendment Bill ; second reading.
9. Estimates of Expenditure for 1844 ; to be further considered in Committee.
10. Customs' Laws ; Governor's Message to be considered.

THURSDAY, NOVEMBER 30.

NOTICE OF MOTION :—

1. THE COLONIAL SECRETARY to move, That the Council do resolve itself into a Committee of the whole House, to take into consideration the Governor's Message on the Standing Orders.

ORDERS OF THE DAY :—

1. Monetary Confidence Bill ; to be further considered in Committee.
2. Lunatic Asylum, Tarban Creek ; Governor's Message to be considered.
3. Auxiliary Estimate for 1844 ; Governor's Message to be considered.

TUESDAY, DECEMBER 5.

1. Refined Sugar Bill ; second reading.
2. Campbelltown District Council Bill ; to be further considered in Committee.

WEDNESDAY, DECEMBER 6.

1. Insolvent Act amendment Bill ; second reading.

ALEX. M^c. LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

WEDNESDAY, 29 NOVEMBER, 1843.

- 1. Council met pursuant to adjournment; the Speaker took the Chair. Berrima Gaol Defences :—Mr. Therry presented a Petition from certain of the Clergy, Magistrates, Gentry, Landholders, Farmers, and other Residents of the Town and District of Berrima, praying the restoration of a Military Guard for the protection of the Berrima Gaol, or that additions may be made to the defences thereof; Petition read and received.
- 2. Electoral District :—Brisbane and North Hunter :—Mr. Windeyer presented a Petition from certain of the Electors of the county of Brisbane and the northern parts of the county of Hunter, praying that the Macdonald and Colo Rivers may be joined to the county of Cook, and that the Wollombi Police District, part of the counties of Durham and Northumberland, be also added if necessary, to constitute an Electoral District for the return of a Member to the Legislative Council; Petition read and received.
- 3. Hawkers and Pedlars :—Mr. Wentworth having, pursuant to notice, moved for and obtained leave to bring in "A Bill to alter and amend the Laws relating to Hawkers and Pedlars in New South Wales;" Bill read a first time; ordered to be printed, and read a second time on Wednesday next.
- 4. Condition of the people of New South Wales :—Dr. Lang, pursuant to notice, moved, That a Select Committee be appointed to take into consideration a plan suggested by Mrs. Chisholm, for obtaining voluntary information from the people, with the view of giving correct information of the condition of the people of this Colony, and of diffusing the same through the United Kingdom. Question put; Council divided;

Ayes, 6.

THE AUDITOR GENERAL,
 THE ATTORNEY GENERAL,
 MR. WINDEYER,
 MR. W. C. WENTWORTH,
 DR. LANG,
 MR. THERRY, (Teller.)

Noes, 7.

THE COLONIAL SECRETARY,
 MR. LOWE,
 THE COLLECTOR OF CUSTOMS,
 MR. ELWIN,
 MR. LAWSON,
 MR. BERRY,
 MR. COWPER, (Teller.)

- 5. City Rates Bill having been read a second time, the Council went into Committee thereupon;—Mr. Elwin appointed to the Chair. The Chairman reported progress, and obtained leave to sit again on Friday next.
- 6. Unemployed laborers :—The Report from the Select Committee considered. Moved that the following Address be presented to His Excellency the Governor :—
 " We Her Majesty's most dutiful and loyal subjects, the Members of the Legislative Council of New South Wales, in Council assembled, beg respectfully to request, that
 " Your Excellency will be pleased to give the requisite instructions for carrying into
 " effect, the recommendations embodied in the Report of a Select Committee of this
 " Council—of which a copy is herewith transmitted—appointed to take into considera-
 " tion the Petition of the inhabitants of Sydney, on behalf of the unemployed arti-
 " sans and laborers in this City."
 Question put and passed;
 Address to be presented by the Colonial Secretary and the Attorney General.
- 7. Governor's Salary Bill :—Consideration in Committee postponed until Friday next.
- 8. Postage Act amendment Bill;—Further consideration in Committee, postponed until Tuesday next.

9. Sheriff Bill :—Moved that this Bill be now read a second time.
Moved as an amendment, that the Bill be read a second time this day six months.
Debate ensued.

Question put on the amendment ; Council divided :—

Ayes, 8.

DR. BLAND,
CAPTAIN DUMARESQ,
MR. COWPER,
MR. W. C. WENTWORTH,
MR. FOSTER,
MR. WALKER,
MR. LAWSON,
MR. WINDEYER, (Teller.)

Noes, 8.

THE COLONIAL SECRETARY,
THE ATTORNEY GENERAL,
THE COLLECTOR OF CUSTOMS,
THE AUDITOR GENERAL,
MR. LOWE,
THE COMMANDER OF THE FORCES,
MR. TERRY,
THE COLONIAL TREASURER, (Teller.)

Amendment negatived by the casting vote of the Speaker.

Question on the original motion put and passed ;

Bill read a second time ; to be considered in Committee on Friday next.

10. Postponement of the following Orders of the Day, until to-morrow :—
- (1.) Registry Bill ; to be further considered in Committee.
 - (2.) District Councillors' qualification ; Governor's Message to be considered.
 - (3.) Ports and Harbours Act amendment Bill ; second reading.
 - (4.) Estimates of Expenditure for 1844 ; to be further considered in Committee.
 - (5.) Customs' Laws ; Governor's Message to be considered.
- Council adjourned at Ten o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, NOVEMBER 30.

NOTICE OF MOTION :—

- I. THE COLONIAL SECRETARY to move, That the Council do resolve itself into a Committee of the whole House, to take into consideration the Governor's Message on the Standing Orders.

ORDERS OF THE DAY :—

1. Monetary Confidence Bill ; to be further considered in Committee.
2. Lunatic Asylum, Tarban Creek ; Governor's Message to be considered.
3. Auxiliary Estimate for 1844 ; Governor's Message to be considered.
4. Registry Bill ; to be further considered in Committee.
5. District Councillors' qualification ; Governor's Message to be considered.
6. Ports and Harbours Act amendment Bill ; second reading.
7. Estimates of Expenditure for 1844 ; to be further considered in Committee.
8. Customs' Laws ; Governor's Message to be considered.

FRIDAY, DECEMBER 1.

1. City Rates Bill ; to be further considered in Committee.
2. Governor's Salary Bill ; to be considered in Committee.
3. Sheriff Bill ; to be considered in Committee.

TUESDAY, DECEMBER 5.

1. Refined Sugar Bill ; second reading.
2. Campbelltown District Council Bill ; to be further considered in Committee.
3. Postage Act amendment Bill ; to be further considered in Committee.

WEDNESDAY, DECEMBER 6.

1. Insolvent Act amendment Bill ; second reading.
2. Hawkers and Pedlars Laws amendment Bill ; second reading.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

THURSDAY, 30 NOVEMBER, 1843.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Country Police Magistrates:—Mr Windeyer presented a Petition from certain Electors of the Colony, praying that the Members of the several District Councils be constituted Magistrates, *ex officio*; that the District Councils be empowered to regulate the time and place of holding Quarter Sessions in their respective Districts; and that it be incumbent on the District Councils to report to the Government such Magistrates as may not regularly attend such Quarter Sessions, with a view to the appointment of Magistrates who will perform the duties required of them; Petition read and received.
2. Bathurst General Hospital:—Mr. Wentworth presented a Petition from Major General William Stewart, on behalf of the Managing Committee and Subscribers towards the support of the General Hospital at Bathurst, praying that the sum of £150 be included in the Estimates for 1844, for the support of that Hospital; Petition read and received.
3. District Council; Illawarra:—Mr. Therry presented a Petition from certain Landholders, occupiers of Land, and holders of stock, of the southern division of the Police District of Illawarra, praying the separation of their division of the District from the northern division, with a view to its being incorporated as a separate District Council; Petition read and received.
4. Standing Orders:—The Governor's Message having been read;
Moved by the Colonial Secretary, pursuant to notice, that the Council do resolve itself into a Committee of the whole House, to take into consideration the Governor's Message on the Standing Orders;
Moved as an amendment, that the Council do resolve itself into a Committee of the whole House, on the Governor's Message on the Standing Orders, this day six months.
Debate ensued.

Question put on the amendment; Council divided:—

Ayes, 8.

MR. ELWIN,
DR. NICHOLSON,
MR. COWPER,
MR. WENTWORTH,
DR. BLAND,
MR. LAWSON,
CAPTAIN DUMARESQUÉ,
MR. WINDEYER, (Teller.)

Noes, 9.

THE COMMANDER OF THE FORCES,
THE COLONIAL SECRETARY,
THE COLLECTOR OF CUSTOMS,
MR. LOWE,
THE AUDITOR GENERAL,
MR. BERRY,
MR. THERRY,
THE ATTORNEY GENERAL,
THE COLONIAL TREASURER, (Teller.)

Moved as an amendment, that the Council do take into consideration, in a Committee of the whole House, the Governor's Message on the Standing Orders, early in the next session.

Debate resumed.

Question put on the amendment; Council divided;

Ayes, 7.

MR. ELWIN,
MR. WINDEYER,
MR. W. C. WENTWORTH,
DR. BLAND,
MR. LAWSON,
CAPTAIN DUMARESQUÉ,
MR. COWPER, (Teller.)

Noes, 9.

MR. BERRY,
THE COLONIAL SECRETARY,
THE COMMANDER OF THE FORCES,
THE COLLECTOR OF CUSTOMS,
THE AUDITOR GENERAL,
MR. LOWE,
MR. THERRY,
THE ATTORNEY GENERAL,
THE COLONIAL TREASURER, (Teller.)

Question on the original motion having been put and passed, the Council resolved itself into Committee accordingly; Mr. Elwin appointed to the chair:—

The

The Chairman reported the Standing Orders as amended in Committee. Standing Orders to be presented, as so amended, to His Excellency the Governor for approval, pursuant to the requirement of the 27th section of the Act of Parliament, 5 and 6 Victoria, chap. 76, by the Speaker, the Commander of the Forces, and the Attorney General.

5. Monetary Confidence Bill :—The Council went into Committee on this Bill ; Mr. Elwin appointed to the Chair.
The Chairman reported the Bill as amended in Committee ; Bill to be engrossed, and read a third time on Wednesday next.
6. Lunatic Asylum, Tarban Crook :—The Governor's Message having, on the motion of the Colonial Secretary, been read and considered, Bill, intituled, "*A Bill to make provision for the safe custody of, and prevention of Offences by, persons dangerously insane ; and for the care and maintenance of persons of unsound mind,*" read a first time ; to be printed, and read a second time, on Thursday next.
7. Auxiliary Estimate for 1844 ; the Governor's Message, on the motion of the Colonial Secretary, read and considered.
Auxiliary Estimate to be printed, and considered in Committee on Tuesday next.
8. Registry Bill :—The Council went into Committee on this Bill ; The Colonial Treasurer appointed to the Chair.
The House counted, and twelve Members not being present ;—
Council adjourned at half-past Nine o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, DECEMBER 1.

ORDERS OF THE DAY :—

1. City Rates Bill ; to be further considered in Committee.
2. Governor's Salary Bill ; to be considered in Committee.
3. Sheriff Bill ; to be considered in Committee.
4. Registry Bill ; to be further considered in Committee.
5. District Councillors' qualification ; Governor's Message to be considered.
6. Ports and Harbours Act amendment Bill ; second reading.
7. Estimates of Expenditure for 1844 ; to be further considered in Committee.
8. Customs' Laws ; Governor's Message to be considered.

TUESDAY, DECEMBER 5.

1. Refined Sugar Bill ; second reading.
2. Campbelltown District Council Bill ; to be further considered in Committee.
3. Postage Act amendment Bill ; to be further considered in Committee.
4. Auxiliary Estimate for 1844 ; to be considered in Committee.

WEDNESDAY, DECEMBER 6.

1. Insolvent Act amendment Bill ; second reading.
2. Hawkers' and Pedlars' Laws amendment Bill ; second reading.
3. Monetary Confidence Bill ; third reading.

THURSDAY, DECEMBER 7.

1. Lunatics' Bill ; second reading.

ALEX. Mc LEAY,
Speaker.

No. 72.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

FRIDAY, 1 DECEMBER, 1843.

1. Council met pursuant to adjournment; the Speaker took the Chair.
City Rates Bill :—The Council went into Committee on this Bill; Mr. Elwin appointed to the Chair.
The Chairman reported the Bill as amended in Committee.
Bill ordered to be engrossed, and read a third time on Wednesday next.
 2. Governor's Salary Bill :—Consideration in Committee postponed until Thursday next.
 3. Sheriff Bill :—The Council went into Committee on this Bill; Mr. Elwin appointed to the Chair.
The Chairman reported the Bill as amended in Committee.
Bill ordered to be engrossed, and read a third time on Thursday next.
 4. Registry Bill :—The Council went into Committee on this Bill.
The Chairman reported progress, and obtained leave to sit again on Tuesday next.
 5. District Councillors' qualification :—Governor's Message having, on the motion of the Colonial Secretary, been read and considered, Bill intituled, "*A Bill, to alter the qualification required by Law, for Members of District Councils, in the Colony of New South Wales,*" read a first time.
Moved, by the Colonial Secretary, that this Bill be printed, and read a second time on Thursday next.
Moved, as an amendment, that the Bill be read a second time this day fortnight.
Question put on the amendment; Council divided;

<p>Ayes, 5.</p> <p>MR. WINDEYER, MR. BERRY, CAPTAIN DUMARESQU, MR. LAWSON, DR. NICHOLSON, (Teller.)</p>	<p>Noes, 11.</p> <p>THE COLONIAL SECRETARY, MR. W. C. WENTWORTH, THE ATTORNEY GENERAL, MR. COWPER, MR. LOWE, THE COLLECTOR OF CUSTOMS, MR. TERRY, THE AUDITOR GENERAL, THE COMMANDER OF THE FORCES, DR. BLAND, THE COLONIAL TREASURER, (Teller.)</p>
---	--
- Question on the original motion put and passed.
Bill to be printed, and read a second time on Thursday next.
6. Ports and Harbours' Act amendment Bill, having been read a second time, the Council went into Committee thereupon; Mr. Cowper appointed to the Chair.
The Chairman reported the Bill as amended in Committee.
Bill ordered to be engrossed, and read a third time on Friday next.
 7. Estimates :—The Council went into Committee on the Estimates of Expenditure for the year 1844; Mr. Cowper appointed to the Chair.
The Chairman reported progress, and obtained leave to sit again on Tuesday next—the Estimates taking precedence of all other Orders of the Day.
 8. Customs' Laws :—consideration of Governor's Message postponed until Tuesday next.
Council adjourned at half-past Ten o'Clock, until Tuesday next, at Three o'Clock.

NOTICES

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, DECEMBER 5.

NOTICE OF MOTION.

1. MR. COWPER to move, That an address be presented to His Excellency the Governor, informing His Excellency that a Bill, intituled, "*A Bill to restore public confidence, and to provide for, and regulate, the issuing and lending of land-board notes, and pledge certificates, and for other purposes therein contained,*" has passed the first and second reading, and has also been considered in a Committee of the whole Council; but that, as doubts still exist in the minds of several Members of the Council, whether the Council is not incapacitated by the 34th clause of the Act of the Imperial Parliament, 5 and 6 Victoria Regiæ, cap. 76, from originating any measure involving the responsibility of the general revenue, the Council respectfully request that His Excellency will be pleased to remove such supposed legal incompetency on the part of the Council, in such way as may appear advisable to His Excellency, previously to the Council proceeding to a third reading; or that His Excellency will be pleased to cause some measure to be laid before the Council, having for its tendency, to alleviate the great distress which at this time pervades the Colony; and that a copy of the Report and Evidence, of the Select Committee, appointed to consider of the means of staying the further evil consequences to be apprehended from the monetary confusion lately and still prevalent in the Colony, together with a copy of the Bill, as amended in Committee, be transmitted with the Address to His Excellency.

ORDERS OF THE DAY:—

1. Estimates of Expenditure for 1844; to be further considered in Committee.
2. Refined Sugar Bill; second reading.
3. Campbelltown District Council Bill; to be further considered in Committee.
4. Postage Act amendment Bill; to be further considered in Committee.
5. Auxiliary Estimate for 1844; to be considered in Committee.
6. Registry Bill; to be further considered in Committee.
7. Customs' Laws; Governor's Message to be considered.

WEDNESDAY, DECEMBER 6.

1. Insolvent Act amendment Bill; second reading.
2. Hawkers' and Pedlars' Laws amendment Bill; second reading.
3. Monetary Confidence Bill; third reading.
4. City Rates Bill; third reading.

THURSDAY, DECEMBER 7.

1. Lunatics' Bill; second reading.
2. Governor's Salary Bill; to be considered in Committee.
3. Sheriff Bill; third reading.
4. District Councillors' qualification Bill; second reading.

FRIDAY, DECEMBER 8.

1. Ports and Harbours Act amendment Bill; third reading.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

TUESDAY, 5 DECEMBER, 1843.

1. Council met pursuant to adjournment; the Speaker took the Chair. Immigration:—Dr. Nicholson, as Chairman, brought up the Report, and laid upon the Table the Evidence taken before the Select Committee on Immigration; Report and Evidence ordered to be printed.
2. Quit Rents on Veteran Grants; William Bartley:— Mr. Foster presented a Petition from William Bartley, of Wollombi, settler, praying exemption from payment of all Quit Rent in respect of a grant of land he holds as a veteran soldier; Petition read and received.
3. Monetary Confidence Bill:—Mr. Cowper, pursuant to notice, moved the following address to His Excellency the Governor:—

"We, Her Majesty's most dutiful and loyal subjects, the Members of the Legislative Council of New South Wales, in Council assembled, beg respectfully to inform your Excellency, that a Bill, intituled, 'A Bill to restore public confidence, and to provide for and regulate the issuing and lending of land-board notes, and pledge certificates, and for other purposes therein contained,' has passed the first and second reading, and has also been considered in a Committee of the whole Council; but as doubts still exist in the minds of several Members of the Council, whether the Council is not incapacitated by the 34th clause of the Act of the Imperial Parliament, 5 and 6 Victoriae Reginae, cap. 76, from originating any measure involving the responsibility of the General Revenue, we respectfully request that your Excellency will be pleased to remove such supposed legal incompetency on the part of the Council, in such way as may appear advisable to your Excellency, previously to the Council proceeding to a third reading; or that your Excellency will be pleased to cause some measure to be laid before the Council, having for its tendency, to alleviate the great distress which at this time pervades the Colony."

"We transmit herewith, a copy of the Report from, and the Evidence taken before the Select Committee, appointed to consider of the means of staying the further evil consequences to be apprehended from the monetary confusion lately and still prevalent in the Colony, together with a copy of the Bill as amended in Committee."

Debate ensued.

Question put; Council divided.

Ayes, 7.

MR. WINDEY,
 MR. W. C. WENTWORTH,
 MR. COWPER,
 MR. MACARTHUR,
 MR. BERRY,
 MR. LAWSON,
 DR. NICHOLSON, (Teller.)

Noes, 9.

THE COLONIAL SECRETARY,
 MR. ELWIN,
 MR. LOWE,
 THE COLLECTOR OF CUSTOMS,
 MR. BERRY GENERAL,
 MR. MURRAY,
 DR. LANG,
 MR. FOSTER,
 THE COLONIAL TREASURER, (Teller.)

4. Refined Sugar Bill:—On the motion of Dr. Nicholson, the second reading of this Bill ordered to follow on the Orders of the Day, next after the consideration of the Governor's Message on the Customs' Laws.
5. Crown Lands Sales Act:—Mr. Murray, as Chairman, brought up the Report, and laid upon the Table the Evidence taken before the Select Committee appointed to enquire into the operation, in this Colony, of the Crown Lands Sales' Act, 5 and 6 Victoria, chap. 36; Report and Evidence ordered to be printed.
6. Estimates:—The Council went into Committee on the Estimates of Expenditure for the year 1844; Mr. Cowper appointed to the Chair. The House counted, and twelve members not being present:—
 Council adjourned at a quarter before Eight o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, DECEMBER 6.

ORDERS OF THE DAY:—

1. Insolvent Act amendment Bill ; second reading.
 2. Hawkers' and Pedlars' Laws amendment Bill ; second reading.
 3. Monetary Confidence Bill ; third reading.
 4. City Rates Bill ; third reading.
 5. Estimates of Expenditure for 1844 ; to be further considered in Committee.
 6. Campbelltown District Council Bill ; to be further considered in Committee.
 7. Postage Act amendment Bill ; to be further considered in Committee.
 8. Auxillary Estimate for 1844 ; to be considered in Committee.
 9. Registry Bill ; to be further considered in Committee.
 10. Customs' Laws ; Governor's Message to be considered.
 11. Refined Sugar Bill ; second reading.
-

THURSDAY, DECEMBER 7.

1. Lunatics' Bill ; second reading.
 2. Governor's Salary Bill ; to be considered in Committee.
 3. Sheriff Bill ; third reading.
 4. District Councillors' qualification Bill ; second reading.
-

FRIDAY, DECEMBER 8.

1. Ports and Harbours Act amendment Bill ; third reading.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

WEDNESDAY, 6 DECEMBER, 1843.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Doubly convicted offenders:—The following Message from His Excellency the Governor, received and read:—

Message from His Excellency the Governor, to the Legislative Council, on presenting to them the Draft of a Law, to continue for one year the Act, under which the Governor is authorised to detain within the Colony, male offenders under a second sentence or order of transportation.

GENTLEMEN,

It having been decided by Her Majesty's Government, that convicts under a second sentence of transportation may be sent from New South Wales, either to Van Diemen's Land, or Norfolk Island, the Act under which prisoners of this class are now detained at Cockatoo Island, might have been allowed to expire, but for the delay which has unexpectedly occurred, in the arrival of the Officer to whom the superintendence of Norfolk Island, and the introduction of an altered system of discipline, have been entrusted by Her Majesty.

Owing however to this unexpected delay, it will be impossible to remove the prisoners from Cockatoo Island to Norfolk Island, before the 31st of the present month, when the Act of last year will expire; and therefore, I have to invite you to renew that Act for a limited period.

Government House, Sydney, 6th December, 1843.

GEORGE GIPPS.

Message to be taken into consideration on Friday next.

2. Assent to Bills:—The Speaker reported, that His Excellency the Governor had assented to the following Bills:—
(1.) Distillation Laws' Bill.
(2.) Maintenance of Light Houses Bill.
3. Campbelltown District Boundaries:—Mr. Cowper, as Chairman, brought up the Report, and laid upon the Table the Evidence taken before the Select Committee appointed to consider the boundaries to be prescribed by the 4th clause of the Campbelltown District Council Bill; Report and evidence ordered to be printed, and taken into consideration, with the Bill, in Committee to-day.
4. Insolvent Act amendment Bill; second reading postponed until Tuesday next.
5. Hawkers' and Pedlars' Laws amendment Bill; read a second time; to be considered in Committee on Wednesday next.
6. Monetary Confidence Bill:—On the motion of Mr. Windeyer, the words "or any part" following the word "whole" in the 14th clause of the Bill as engrossed, struck out. Moved that this Bill be now read a third time.
Moved as an amendment, that the Bill be read a third time this day six months.
Debate ensued.

Question put on the amendment; Council divided.

Ayes, 9.

Noes, 11.

THE COLONIAL SECRETARY,
MR. ELWIN,
MR. FOSTER,
MR. LOWE,
THE COMMANDER OF THE FORCES,
THE ATTORNEY GENERAL,
THE COLLECTOR OF CUSTOMS,
MR. TERRY,
THE COLONIAL TREASURER, (Teller.)

DR. BLAND,
MR. W. C. WENTWORTH,
MR. BERRY,
MR. MURRAY,
MR. WINDEYER,
MR. COWPER,
MR. LAWSON,
CAPTAIN DUMARESQ,
MR. MACARTHUR,
DR. LANG,
DR. NICHOLSON, (Teller.)

Question

Question put on the original motion; Council divided.

Ayes, 11.

DR. BLAND,
MR. W. C. WENTWORTH,
MR. BERRY,
MR. MURRAY,
MR. WINDEYER,
MR. COWPER,
MR. LAWSON,
CAPTAIN DUMARESQ,
MR. MACARTHUR,
DR. LANG,
DR. NICHOLSON, (Teller.)

Noes, 9.

THE COLONIAL SECRETARY,
MR. ELWIN,
MR. FOSTER,
MR. LOWE,
THE COMMANDER OF THE FORCES,
THE ATTORNEY GENERAL,
THE COLLECTOR OF CUSTOMS,
MR. THERRY,
THE COLONIAL TREASURER, (Teller.)

Bill read a third time and *passed*; to be presented to His Excellency the Governor for assent, by the Speaker, Mr. Windeyer, and Dr. Nicholson.

7. City Rates Bill; third reading postponed until to-morrow
8. Postponement of Orders of the Day:—The following Orders of the Day postponed until to-morrow—the Governor's Message on the Customs' Laws taking precedence of all other orders:—
 - (1.) Estimates of Expenditure for 1844; to be further considered in Committee.
 - (2.) Campbelltown District Council Bill; to be further considered in Committee, together with the Report from the Select Committee on the Campbelltown Boundaries.
 - (3.) Postage Act amendment Bill; to be further considered in Committee.
 - (4.) Auxiliary Estimate for 1844; to be considered in Committee.
 - (5.) Registry Bill; to be further considered in Committee.
 - (6.) Customs' Laws; Governor's Message to be considered.
 - (7.) Refined Sugar Bill; second reading

Council adjourned at a quarter before Eleven o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, DECEMBER 7.

ORDERS OF THE DAY:—

1. Customs' Laws; Governor's Message to be considered.
2. Refined Sugar Bill; second reading.
3. Lunatics' Bill; second reading.
4. Governor's Salary Bill; to be considered in Committee.
5. Sheriff Bill; third reading.
6. District Councillors' qualification Bill; second reading.
7. City Rates Bill; third reading.
8. Estimates of Expenditure for 1844; to be further considered in Committee.
9. Campbelltown District Council Bill; to be further considered in Committee, together with the Report from the Select Committee on the Campbelltown Boundaries.
10. Postage Act amendment Bill; to be further considered in Committee.
11. Auxiliary Estimate for 1844; to be considered in Committee.
12. Registry Bill; to be further considered in Committee.

FRIDAY, DECEMBER 8.

NOTICE OF MOTION:—

1. MR. THIERRY to move, That an address be presented to His Excellency the Governor, respectfully requesting that His Excellency may be pleased to place on the Auxiliary Estimate, for the year 1844, a sum not exceeding £2700, or such other sum as His Excellency may deem advisable, for the purpose of affording compensation to the Police Magistrates whose offices have been abolished by the votes of a Committee of the whole Council on the Estimates of Expenditure for the year 1844.

ORDERS OF THE DAY:—

1. Ports and Harbours Act amendment Bill; third reading.
2. Doubly convicted Offenders; Governor's Message to be considered.

TUESDAY, DECEMBER 12.

1. Insolvent Act amendment Bill; second reading.

WEDNESDAY, DECEMBER 13.

1. Hawkers' and Pedlars' Laws amendment Bill; to be considered in Committee.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

THURSDAY, 7 DECEMBER, 1843.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Water Police Act amendment Bill, ordered to be read a second time on Tuesday next.
2. Customs' Laws:—The Colonial Secretary laid upon the Table:—
 - (1.) A Circular Despatch from the Right Honorable Lord Stanley, Secretary of State for the Colonies, to His Excellency Governor Sir George Gipps, dated 28th June, 1843, directing that His Excellency will exercise all his legitimate influence, to prevent the introduction, into the Legislature of the Colony, of any Law by which duties may be imposed on goods, in reference to the place of their production, or the place from which they may be exported.
 - (2.) A Despatch from the Right Honorable Lord Stanley, Secretary of State for the Colonies, to His Excellency Governor Sir George Gipps, dated 17th June, 1843, recommending to the favorable consideration of the Legislature, the propriety of granting relief to the Officers of Her Majesty's troops, in New South Wales, in respect of the duty upon Wine imported by them for their consumption.
 Despatches read and ordered to be printed.
Consideration of the Governor's Message, postponed until Tuesday next.
3. Refined Sugar Bill; second reading postponed until Tuesday next.
4. Lunatics' Bill, having been read a second time, the Council went into Committee thereupon; Mr. Elwin appointed to the Chair.
The House counted, and twelve Members not being present:—
Council adjourned at Nine o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, DECEMBER 8.

NOTICES OF MOTION:—

1. MR. TERRY to move, That an address be presented to His Excellency the Governor, respectfully requesting that His Excellency may be pleased to place on the Auxiliary Estimate, for the year 1844, a sum not exceeding £2700, or such other sum as His Excellency may deem advisable, for the purpose of affording compensation to the Police Magistrates whose offices have been abolished by the votes of a Committee of the whole Council on the Estimates of Expenditure for the year 1844.
2. MR. WENTWORTH to move, That he will bring up certain additional clauses to a Bill now before this Council, intituled, "A Bill to amend an Act, intituled 'an Act for the further and better regulation and government of seamen within the Colony of New South Wales and its Dependencies, and for establishing a Water Police; and further to amend the law relating to the government of seamen in the merchant service;" and will move that the same be printed for the information of the Council.
3. THE ATTORNEY GENERAL to move for leave to bring in a Bill, to remove doubts in respect to the jurisdiction of Magistrates at the Courts of General Quarter Sessions appointed to be held in the City of Sydney, and Town of Melbourne, respectively.

ORDERS OF THE DAY:—

1. Ports and Harbours Act amendment Bill; third reading.
2. Doubly convicted Offenders; Governor's Message to be considered.
3. Lunatics' Bill; to be further considered in Committee.
4. Governor's Salary Bill; to be considered in Committee.
5. Sheriff Bill; third reading.
6. District Councillors' qualification Bill; second reading.
7. City Rates Bill; third reading.
8. Estimates of Expenditure for 1844; to be further considered in Committee.
9. Campbelltown District Council Bill; to be further considered in Committee, together with the Report from the Select Committee on the Campbelltown Boundaries.
10. Postage Act amendment Bill; to be further considered in Committee.
11. Auxiliary Estimate for 1844; to be considered in Committee.
12. Registry Bill; to be further considered in Committee.

TUESDAY, DECEMBER 12.

1. Insolvent Act amendment Bill; second reading.
2. Water Police Act amendment Bill; second reading.
3. Customs' Laws; Governor's Message to be considered.
4. Refined Sugar Bill; second reading.

WEDNESDAY, DECEMBER 13.

1. Hawkers' and Pedlars' Laws amendment Bill; to be considered in Committee.

ALEX. M^o LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

FRIDAY, 8 DECEMBER, 1843.

1. Council met pursuant to adjournment: the Speaker took the Chair.
 Insolvent Act:—Dr. Nicholson, as Chairman, brought up the Report, and laid upon the Table the Evidence taken before the Select Committee appointed to take into consideration the operation of the Insolvent Act.
 Report and Evidence ordered to be printed, and taken into consideration on occasion of the second reading of the Insolvent Act amendment Bill, on Tuesday next.
2. Compensation for Offices abolished:—Mr. Therry, pursuant to notice, moved the following address to His Excellency the Governor:—
 “We, Her Majesty’s most dutiful and loyal subjects, the Members of the Legislative Council of New South Wales, in Council assembled, respectfully request, that your Excellency will be pleased to place on the Auxiliary Estimate for the year 1844, a sum not exceeding £4,000, or such other sum as your Excellency may deem advisable, for the purpose of affording compensation to those Police Magistrates whose offices have been abolished by the Votes of a Committee of the whole Council on the Estimates of Expenditure for the year 1844.”
 Moved as an amendment, that the following be the Address to be presented to His Excellency the Governor:—
 “We, Her Majesty’s most dutiful and loyal subjects, the Members of the Legislative Council of New South Wales, in Council assembled, request that your Excellency will be pleased to place on the Auxiliary Estimate for the year 1844, such sum, not exceeding one year’s salary in each case, as your Excellency may deem advisable, for the purpose of affording compensation to the Public Officers, holding office under the Colonial Government only, whose offices have been abolished during the last two years.”
 The original motion by leave withdrawn, and question put on the amendment as on an original motion; passed.
 Address to be presented to His Excellency the Governor, by the Speaker, Mr. Therry, and Mr. Lawson.
3. Standing Orders:—The Speaker having reported that His Excellency the Governor had assented to the Standing Orders of the Council, they were ordered to be printed.
4. Water Police Act amendment Bill:—Mr. Wentworth having, pursuant to notice, brought up certain clauses proposed to be added to the Water Police Act amendment Bill, they were ordered to be printed, and taken into consideration on occasion of the second reading of the Water Police Act amendment Bill, on Tuesday next.
5. City Rates Bill; read a third time, and, with the following Rider; passed:—
 “And be it enacted, That no Member or Officer of the Legislative Council shall be liable to serve in any office in or under the Corporation, or Council of the Corporation of the said City of Sydney, or any other Incorporated City, Town, or District in New South Wales; nor shall any Member or Officer of the said Legislative Council, who may have been, or shall be elected or appointed to any such office, be liable to any fine or penalty for neglecting or refusing to serve such office, anything in the said Act, passed in the sixth year of the reign of Her present Majesty, contained to the contrary in anywise notwithstanding.
 To be presented to His Excellency the Governor for assent, by the Speaker, the Colonial Secretary, and Mr. Therry.
6. Ports and Harbours Act amendment Bill; read a third time and passed.
 To be presented to His Excellency the Governor for assent, by the Speaker, the Attorney General, and Mr. Elwin.
7. Doubly convicted offenders; consideration of the Governor’s Message postponed until Tuesday next.
8. Lunatics’ Bill:—The Council went into Committee on this Bill; the Colonial Treasurer appointed to the Chair.
 The Chairman having reported the Bill with amendments, Bill ordered to be engrossed, and read a third time on Tuesday next.
9. Governor’s Salary Bill:—withdrawn by leave of the Council.
10. Sheriff Bill: read a third time and passed.
 To be presented to His Excellency the Governor for assent, by the Speaker, the Colonial Secretary, and Mr. Therry.

11. District Councillors' qualification Bill :—Moved that this Bill be now read a second time.
Moved as an amendment, that this Question be now put.
Debate ensued.

Question put on the amendment ; Council divided :—

Ayes, 5.

MR. LOWE,
THE ATTORNEY GENERAL,
THE COLONIAL SECRETARY,
MR. TERRY,
THE COLONIAL TREASURER, (Teller.)

Noes, 8.

DR. BLAND,
MR. BERRY,
MR. W. C. WENTWORTH,
MR. WINDEYER,
CAPTAIN DUMARESQ,
MR. LAWSON,
THE COMMANDER OF THE FORCES,
DR. NICHOLSON, (Teller.)

12. Estimates :—The Council went into Committee on the Estimates of Expenditure, for the year 1844 ; Dr. Nicholson appointed to the Chair.
The Chairman reported progress, and obtained leave to sit again on Wednesday next.
13. Campbelltown District Council Bill :—The Council went into Committee on this Bill ; Dr. Nicholson appointed to the Chair.
The Chairman having reported the Bill with amendments ; Bill ordered to be engrossed, and read a third time on Friday next.
14. Postage Act amendment Bill ; further consideration in Committee postponed until Wednesday next.
15. Auxiliary Estimate :—The Council went into Committee on the Auxiliary Estimate of Expenditure, for the year 1844 ; Dr. Nicholson appointed to the Chair.
The Chairman reported, that the Committee had passed the several items on the Auxiliary Estimate of Expenditure, for the year 1844.
16. Registry Bill ; further consideration in Committee, postponed until Wednesday next.
17. Water Police Act amendment Bill :—The second reading of this Bill, and the consideration of proposed additional clauses postponed from Tuesday, until Wednesday next.
Council adjourned at half-past Nine o'Clock, until Tuesday next, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, DECEMBER 12.

NOTICES OF MOTION :—

1. THE ATTORNEY GENERAL to move for leave to bring in a Bill, to remove doubts in respect to the jurisdiction of Magistrates at the Courts of General Quarter Sessions appointed to be held in the City of Sydney, and Town of Melbourne, respectively.
2. MR. WINDEYER to move, That an Address be presented to His Excellency the Governor, praying him to move Her Majesty, on behalf of the Colony of New South Wales, to disallow the Acts of the Government of Van Diemen's Land, imposing a duty on Tobacco imported into that Colony from this ; or that Her Majesty will be pleased to direct such other steps to be taken, as will relieve this Colony from hardships brought upon it by that duty.

ORDERS OF THE DAY :—

1. Insolvent Act amendment Bill ; second reading ; and consideration of the Report from the Select Committee.
2. Customs' Laws ; Governor's Message to be considered.
3. Refined Sugar Bill ; second reading.
4. Doubly convicted Offenders ; Governor's Message to be considered.
5. Lunatics' Bill ; third reading.

WEDNESDAY, DECEMBER 13.

1. Hawkers' and Pedlars' Laws amendment Bill ; to be considered in Committee.
2. Estimates of Expenditure for 1844 ; to be further considered in Committee.
3. Postage Act amendment Bill ; to be further considered in Committee.
4. Registry Bill ; to be further considered in Committee.
5. Water Police Act amendment Bill ; second reading ; and consideration of proposed additional clauses.

FRIDAY, DECEMBER 15.

1. Campbelltown District Council Bill ; third reading

ALEX, M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

TUESDAY, 12 DECEMBER, 1843.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Assent to Bills:—The Speaker reported, that His Excellency the Governor had assented to the following Bills:—
 - (1.) Ports and Harbours Act amendment Bill.
 - (2.) City Rates Bill.
2. Monetary confidence Bill:—The Speaker reported, that His Excellency the Governor had, in the name and on behalf of Her Majesty, withhold Her Majesty's assent from this Bill.
3. Jurisdiction of Magistrates at Sydney and Melbourne Quarter Sessions:—The Attorney General postponed his motion, for leave to introduce a Bill on this subject, until to-morrow.
4. Tobacco and Coal exported to Van Diemen's Land:—Mr. Windoyer, pursuant to notice, moved the following Address to His Excellency the Governor:—

“ We, Her Majesty's most dutiful and loyal subjects, the Members of the Legislative Council of New South Wales, in Council assembled, beg respectfully to request that your Excellency will be pleased to move Her Majesty, on behalf of the Colony of New South Wales, to disallow the Acts of the Government of Van Diemen's Land, imposing duties on Tobacco and Coal imported into that Colony, from this; or that Her Majesty will be pleased to direct such other steps to be taken, as will relieve this Colony from the hardships brought upon it by those duties.”

Question put and passed.
Address to be presented to His Excellency the Governor, by the Speaker, and the Colonial Secretary.
5. Insolvent Act amendment Bill:—Second reading of this Bill, and consideration of the Report from the Select Committee, postponed until Friday next.
6. Customs' Laws:—The Governor's Message having been read, on the motion of the Colonial Secretary:—
 - (1.) “ A Bill to amend the manner of charging ad-valorem duties, in the Colony of New South Wales; ” read a first time; to be printed, and read a second time, on Friday next.
 - (2.) “ A Bill to alter and amend the duties of Customs, payable in the Colony of New South Wales; ” read a first time; to be printed, and read a second time, on Friday next.
 - (3.) “ A Bill to provide for the general regulation of the Customs in New South Wales; ” ordered to be printed, and to stand over until next Session.
7. Refined Sugar Bill:—Second reading postponed until Friday next.
8. Doubly convicted Offenders:—The Governor's Message having been read, on the motion of the Colonial Secretary, “ A Bill to revise and continue an Act, intituled, ‘ An Act to authorise the Governor of New South Wales, to detain at hard labour, any male offender, under a second sentence, or order of transportation; ’ ” read a first time; to be printed, and read a second time on Friday next.
9. Lunatics' Bill; read a third time and passed;
To be presented to His Excellency the Governor for assent, by the Speaker, the Colonial Treasurer, and the Attorney General.
Council adjourned at five o'Clock, until to-morrow at Three o'Clock.

 NOTICES

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, DECEMBER 13.

NOTICE OF MOTION :—

1. **THE ATTORNEY GENERAL** to move for leave to bring in a Bill, to remove doubts in respect to the jurisdiction of Magistrates at the Courts of General Quarter Sessions appointed to be held in the City of Sydney, and Town of Melbourne, respectively.

ORDERS OF THE DAY :—

1. **Hawkers' and Pedlars' Laws** amendment Bill; to be considered in Committee.
 2. **Estimates of Expenditure for 1844**; to be further considered in Committee.
 3. **Postage Act** amendment Bill; to be further considered in Committee.
 4. **Registry Bill**; to be further considered in Committee.
 5. **Water Police Act** amendment Bill; second reading; and consideration of proposed additional clauses.
-

FRIDAY, DECEMBER 15.

1. **Campbelltown District Council** Bill; third reading
2. **Insolvent Act** amendment Bill; second reading; and consideration of the Report from the Select Committee.
3. *Ad Valorem* **Duties' Bill**; second reading.
4. **Tariff Bill**; second reading.
5. **Refined Sugar Bill**; second reading.
6. **Doubly convicted Offenders' Bill**; second reading.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

WEDNESDAY, 13 DECEMBER, 1843.

1. Council met pursuant to adjournment; the Speaker took the Chair. Magistrates' of Sydney and Melbourne Jurisdiction Bill:—The Attorney General having, pursuant to notice, moved for, and obtained leave to bring in "A Bill to alter and amend an Act, intituled, 'An Act to remove doubts, in respect to the exercise of certain powers, by the Councils of the City of Sydney, and Town of Melbourne, and to declare the competency of witnesses and the jurisdiction of Magistrates in certain cases within the same;'" Bill read a first time, ordered to be printed, and read a second time on Tuesday next.
2. Hawkers' and Pedlars' Laws amendment Bill; consideration in Committee, postponed until a later hour to-day.
3. Estimates of Expenditure for 1844; further consideration in Committee, postponed until to-morrow.
4. Postage Act amendment Bill; further consideration in Committee, postponed until to-morrow.
5. Registry Bill; further consideration in Committee, postponed until a later hour to-day.
6. Water Police Act amendment Bill; having been read a second time, the Council went into Committee thereupon; Mr. Elwin appointed to the Chair. The Chairman reported progress, and obtained leave to sit again to-morrow.
7. Deficiencies in Estimates for 1842:—Mr. Windeyer, as Chairman, brought up the Report, and laid upon the Table the Evidence taken before the Select Committee, appointed to consider the Statement of Sums appropriated, but not expended, for the service of the year 1842, and of sums required to cover deficiencies in the Estimates for certain services for that year; Report and Evidence ordered to be printed.
8. Registry Bill; further consideration in Committee, postponed until to-morrow. Council adjourned at Ten o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, DECEMBER 14.

ORDERS OF THE DAY:—

1. Estimates of Expenditure for 1844; to be further considered in Committee.
2. Hawkers' and Pedlars' Laws amendment Bill; to be considered in Committee.
3. Postage Act amendment Bill; to be further considered in Committee.
4. Water Police Act amendment Bill; to be further considered in Committee.
5. Registry Bill; to be further considered in Committee.

FRIDAY, DECEMBER 15.

1. Campbelltown District Council Bill; third reading
2. Insolvent Act amendment Bill; second reading; and consideration of the Report from the Select Committee.
3. Ad Valorem Duties' Bill; second reading.
4. Tariff Bill; second reading.
5. Refined Sugar Bill; second reading.
6. Doubly convicted Offenders' Bill; second reading.

TUESDAY, DECEMBER 19.

1. Magistrates' of Sydney and Melbourne Jurisdiction Bill; second reading.

ALEX. Mc LEAY,
Speaker.

229.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

THURSDAY, 14 DECEMBER, 1843.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Thomas Abbott, Keeper of the Debtors' Prison:—Mr. Windeyer presented a Petition from Thomas Abbott, Keeper of the Debtors' Prison, Sydney, praying a Pension or some other allowance in compensation for the loss of his office, by the vote of a Committee of the whole Council uniting the Debtors' Prison with the Sydney Gaol; Petition read and received.
2. Expense of Sydney Police:—Mr. Wentworth presented a Petition from certain Citizens of Sydney, praying that the City of Sydney may be placed upon a footing with the rest of the Colony, by being relieved from all direct taxation for the maintenance of its Police Establishment for the year 1844; Petition read and received.
3. W. C. B. Wilson:—Mr. Windeyer presented a Petition from W. C. B. Wilson, praying an adequate remuneration for the loss he will sustain by the abolition of his contract with the Government, for the survey of the south bank of the Clarence River; Petition read and received.
4. Estimates:—The Council went into Committee on the Estimates of Expenditure for the year 1844; Mr. Elwin appointed to the Chair.
The Chairman reported that the Committee had gone through the whole of the Estimates of Expenditure for the year 1844, and had ordered the several Resolutions of the Committee thereon to be reported to-morrow.
5. Hawkers' and Pedlars' Laws amendment Bill; consideration in Committee, postponed until Wednesday next.
6. Postage Act amendment Bill; agreed to be further considered in Committee this day six months.
7. Water Police Act amendment Bill; the Council went into Committee on this Bill; Mr. Elwin appointed to the Chair.
The Chairman having reported the Bill with amendments—Bill ordered to be engrossed, and read a third time on Wednesday next.
8. Registry Bill:—The Council went into Committee on this Bill; Dr. Nicholson appointed to the Chair.
The Chairman having reported the Bill with amendments—Bill ordered to be engrossed, and read a third time on Wednesday next.
Council adjourned at a quarter after Eight o'clock, until to-morrow, at Three o'clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, DECEMBER 15.

NOTICE OF MOTION:—

1. MR. MURRAY to move, That this Council do take into its consideration, and adopt the Report of the Select Committee, appointed to enquire into the provisions of an Act, passed in the 5th and 6th year of the reign of Her Majesty Queen Victoria, for regulating the price of land in the Australasian Colonies, so far as they apply to New South Wales; and that he will move the following resolutions:—
 - (1.) That the waste lands of this Colony constitute an important element of national wealth, which must lie dormant and unproductive, until brought under occupancy and cultivation.
 - (2.) That immigration to this Colony—the extension of its population—and the occupation of its territory, are, and must continue to be seriously checked and retarded, so long as a uniform price of 20s. an acre is attached to the soil.
 - (3.) That the value of land must depend upon the return or profit derivable from it; and that a uniform minimum price of 20s. an acre, so far exceeds all possible attainable profits, that it virtually amounts to prohibition upon sales.
 - (4.) That as land is diversified in quality, so must it vary in value; and therefore that a uniform minimum price is inapplicable to a whole territory, unless it be so low as to be merely commensurate with the value of inferior tracts, leaving the selling prices of richer parts to be determined by public competition.
 - (5.) That selling land in a new country, in order to introduce labour with the proceeds, cannot but be injurious, unless sufficient capital remain to employ the labour introduced—that such capital does not exist in this country—and therefore that no portion of the land fund derived from this Colony, should be appropriated to the purposes of immigration.

(6.)

(6.) That the waste lands should be made a means of introducing immigrants, by allowing a remission in the purchase of country lands, to newly arrived settlers, in proportion to the cost of their own passages, those of their families, or the number of labourers they bring into the Colony; and that such remission should be at the rate of £80 for every cabin, £40 for every intermediate, and £25 for every steerage passage, with a proportionate allowance for children, according to the Bounty System, or the Passengers' Act.

(7.) That an Address be presented to His Excellency the Governor, requesting him to forward these resolutions, together with a copy of the Report and Evidence, to the Right Honorable the Secretary of State, for the information of Her Majesty.

ORDERS OF THE DAY:—

1. Campbelltown District Council Bill; third reading
2. Insolvent Act amendment Bill; second reading; and consideration of the Report from the Select Committee.
3. *Ad Valorem* Duties' Bill; second reading.
4. Tariff Bill; second reading.
5. Refined Sugar Bill; second reading.
6. Doubly convicted Offenders' Bill; second reading.
7. Estimates of Expenditure for 1844; Resolutions in Committee to be reported.

TUESDAY, DECEMBER 19.

1. Magistrates' of Sydney and Melbourne Jurisdiction Bill; second reading.

WEDNESDAY, DECEMBER 20.

1. Hawkers' and Pedlars' Laws amendment Bill; to be considered in Committee.
2. Water Police Act amendment Bill; third reading.
3. Registry Bill; third reading.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS
 OF
 THE LEGISLATIVE COUNCIL.

FRIDAY, 15 DECEMBER, 1843.

1. Council met pursuant to adjournment; the Speaker took the Chair.
 Upset price of Crown Lands;—Mr. Murray, pursuant to notice, moved, That this Council do take into consideration and adopt the Report of the Select Committee, appointed to enquire into the provisions of an Act, passed in the 5th and 6th year of the Reign of Her Majesty Queen Victoria, for regulating the price of Land in the Australasian Colonies, so far as they apply to New South Wales.
 Question put; Council divided:—

Ayes, 14.

MR. WINDEYER,
 THE ATTORNEY GENERAL,
 THE AUDITOR GENERAL,
 MR. WENTWORTH,
 MR. BERRY,
 THE COLLECTOR OF CUSTOMS,
 CAPTAIN DUMARESQ,
 MR. LAWSON,
 DR. LANG,
 MR. FOSTER,
 MR. THERRY,
 MR. MURRAY,
 MR. MACARTHUR,
 DR. NICHOLSON, (Teller.)

Noes, 5.

THE COMMANDER OF THE FORCES,
 MR. WALKER,
 MR. ELWIN,
 MR. LOWE,
 THE COLONIAL TREASURER, (Teller.)

Mr. Murray then moved the following Resolutions:—

(1.) That the waste lands of this Colony constitute an important element of national wealth, which must lie dormant and unproductive, until brought under occupancy or cultivation.

Question put and passed.

(2.) That immigration to this Colony—the extension of its population—and the occupation of its Territory, are, and must continue to be, seriously checked and retarded, so long as 20s. an acre shall be, either by law or by regulation, the minimum upset price of Waste Crown Lands in this Colony.

Question put and passed.

(3.) That the value of land must depend upon the return or profit derivable from it; and that a minimum price of 20s. an acre, so far exceeds all attainable profits, in most instances; that it virtually amounts to prohibition upon sales.

Moved that the further consideration of this Report, be postponed until an early day in the next Session.

Debate ensued.

Question put on the motion for postponement; Council divided.

Ayes, 10.

THE COLONIAL SECRETARY,
 THE COMMANDER OF THE FORCES,
 THE ATTORNEY GENERAL,
 MR. LOWE,
 MR. MACARTHUR,
 MR. THERRY,
 DR. BLAND,
 MR. WALKER,
 MR. FOSTER,
 THE COLONIAL TREASURER, (Teller.)

Noes, 10.

MR. BERRY,
 MR. MURRAY,
 MR. WENTWORTH,
 MR. LAWSON,
 CAPTAIN DUMARESQ,
 THE AUDITOR GENERAL,
 THE COLLECTOR OF CUSTOMS,
 DR. LANG,
 MR. WINDEYER,
 DR. NICHOLSON, (Teller.)

Negatived by the casting Vote of the Speaker.

Question put on the Resolution and passed.

(4.) That as land is diversified in quality, so must it vary in value; and therefore that a uniform minimum price is inapplicable to a whole territory, unless it be so low as to be merely commensurate with the value of inferior tracts, leaving the selling prices of richer parts to be determined by public competition.

Moved

Moved that the further consideration of this Report, and of the Resolutions founded thereupon, be postponed until Wednesday next.

Debate ensued.

Question put on the motion for postponement; Council divided.

Ayes, 13.

THE COLONIAL SECRETARY,
THE COMMANDER OF THE FORCES,
THE ATTORNEY GENERAL,
THE AUDITOR GENERAL,
MR. FOSTER,
THE COLLECTOR OF CUSTOMS.
DR. BLAND,
MR. THIERRY,
MR. MACARTHUR,
MR. LOWE,
MR. ELWIN,
MR. WALKER,
THE COLONIAL TREASURER, (Teller.)

Noes, 8.

MR. BERRY,
MR. W. C. WENTWORTH,
MR. MURRAY,
MR. LAWSON,
CAPTAIN DUMARESQUÉ,
DR. LANG,
MR. WINDEYER,
DR. NICHOLSON, (Teller.)

- Further consideration of the Report and Resolutions postponed until Wednesday next.
2. Campbelltown District Council Bill; read a third time and *passed*.
To be presented to His Excellency the Governor for assent, by the Speaker, the Colonial Secretary, and Mr. Thierry.

3. Estimates:—Pursuant to instructions reported yesterday, Mr. Elwin, the Chairman of the Committee of the whole Council, on the Estimates of Expenditure, reported the several Resolutions of the Committee thereupon, as follows:—

For the service of the year 1844:—

- (1.) Resolved, that a sum not exceeding £625 17s. 6d., be appropriated to defray the Salaries and Allowances of the Establishment of His Excellency the Governor, for the year 1844.
- (2.) Resolved, that a sum not exceeding £3,241 6s., be appropriated to defray the expense of the Legislative Council Establishment, for the year 1844.
- (3.) Resolved, that a sum not exceeding £932 0s. 6d., be appropriated to defray the expense of the Registrar General's Department, for the year 1844.
- (4.) Resolved, that a sum not exceeding £7,531 15s. 7d., be appropriated to defray the expense of the Department of Customs, Sydney, for the year 1844.
- (5.) Resolved, that a sum not exceeding £4,453 4s., be appropriated to defray the expense of the Customs' Establishment, at Port Phillip, for the year 1844.
- (6.) Resolved, that a sum not exceeding £16,341 14s. 7d., be appropriated to defray the expense of the Post Office Establishment, Sydney, for the year 1844.
- (7.) Resolved, that a sum not exceeding £3,195 13s., be appropriated to defray the expense of the Post Office Establishment, Port Phillip, for the year 1844.
- (8.) Resolved, that a sum not exceeding £1,405 15s., be appropriated to defray the Salaries and Allowances to the Inspectors of Colonial Distilleries, for the year 1844.
- (9.) Resolved, that a sum not exceeding £1,000, be appropriated to defray the expense of the Establishment of the Colonial Storekeeper, for the year 1844.
- (10.) Resolved, that a sum not exceeding £1,974 10s., be appropriated to defray the expense of the Establishment of the Government Printer, for the year 1844.
- (11.) Resolved, that a sum not exceeding £1,483 0s. 6d., be appropriated to defray the expense of the Establishment of the Port Master, of the Colony, for the year 1844.
- (12.) Resolved, that a sum not exceeding £498 14s., be appropriated to defray the expense of the Light House Establishment, at the South Head of Port Jackson, for the year 1844.
- (13.) Resolved, that a sum not exceeding £553 13s., be appropriated to defray the expense of the Floating Light Establishment near the entrance to Port Jackson, for the year 1844.
- (14.) Resolved, that a sum not exceeding £259 18s., be appropriated to defray the expense of the Harbour Master's Establishment, at Newcastle, for the year 1844.
- (15.) Resolved, that a sum not exceeding £209 4s. 6d., be appropriated to defray the expense of the Harbour Master's Establishment, Port Macquarie, for the year 1844.
- (16.) Resolved, that a sum not exceeding £311 15s. 6d., be appropriated to defray the expense of Telegraph Establishments in the Sydney District, for the year 1844.
- (17.) Resolved, that a sum not exceeding £373 17s., be appropriated to defray the expense of the Pilot Establishments at Wollongong, Brisbane Water, and Moreton Bay, for the year 1844.
- (18.) Resolved, that a sum not exceeding £1,251 12s., be appropriated to defray the expense of the Harbour Master's Establishment, Port Phillip, for the year 1844.
- (19.) Resolved, that a sum not exceeding £530 1s., be appropriated to defray the expense of the Light House Establishments, Port Phillip, for the year 1844.
- (20.) Resolved, that a sum not exceeding £170 16s., be appropriated to defray the expense of Telegraph Establishments, Port Phillip, for the year 1844.
- (21.) Resolved, that a sum not exceeding £164 14s., be appropriated to defray the Salary and Allowance to the Superintendent of Ironed Gangs, Sydney, for the year 1844.
- (22.) Resolved, that a sum not exceeding £278 19s., be appropriated to defray the expense of the Steam Dredge, Sydney, for the year 1844.
- (23.) Resolved, that a sum not exceeding £1106 17s. 6d. be appropriated, to defray the expense of the Blue Mountain Ironed gangs, for the year 1844.
- (24.) Resolved, that a sum not exceeding £3,600 be appropriated for the year 1844, towards forming the Circular Quay in Sydney Cove.

(25.)

- (25.) Resolved, that a sum not exceeding £968 15s. 4d. be appropriated, towards defraying the expense for the year 1844, of completing the Breakwater at Newcastle.
- (26.) Resolved, that a sum not exceeding £300, be appropriated towards defraying the expense for the year 1844, of completing the basin at Wollongong.
- (27.) Resolved, that a sum not exceeding £1,447 3s. be appropriated, to defray the expense of the Establishment of the Colonial Architect and Surveyor of Buildings, for the year 1844.
- (28.) Resolved, that a sum not exceeding £1000, be appropriated to defray the expense for the year 1844, of building a New Government House, Sydney.
- (29.) Resolved, that a sum not exceeding £3000, be appropriated to defray the expense for the year 1844, of building a New Custom House, Sydney.
- (30.) Resolved, that a sum not exceeding £12000 be appropriated to defray the expense for the year 1844, of building the New Military Barracks, Sydney.
- (31.) Resolved, that a sum not exceeding £1000, be appropriated to defray the expense for the year 1844, of building the New Gaol, Goulburn.
- (32.) Resolved, that a sum not exceeding £1000, be appropriated to defray the expense for the year 1844, of building the New Gaol, Bathurst.
- (33.) Resolved, that a sum not exceeding £2000, be appropriated to defray the expense for the year 1844, of building the New Gaol, Maitland.
- (34.) Resolved, that a sum not exceeding £300, be appropriated to defray the expense for the year 1844, of erecting additional cells to the Gaol at Newcastle.
- (35.) Resolved, that a sum not exceeding £780, be appropriated to defray the expense for the year 1844, of additions alterations and repairs to the Supreme Court House, King-street, Sydney.
- (36.) Resolved, that a sum not exceeding £1,314 4s. 2d., be appropriated to defray the expense of Repairs to the building in the South Wing of the General Hospital, Sydney, lately handed over to the Committee of the Sydney Dispensary.
- (37.) Resolved, that a sum not exceeding £3,000, be appropriated to defray the expense for the year 1844, of Casual Repairs to Courts of Justice and other Colonial Public Buildings.
- (38.) Resolved, that a sum not exceeding £425 11s., be appropriated to defray the expense of the Establishment of Public Works at Port Phillip, for the year 1844.
- (39.) Resolved, that a sum not exceeding £2,000, be appropriated to defray the expense for the year 1844, of erecting a Gaol at Melbourne.
- (40.) Resolved, that a sum not exceeding £1,000, be appropriated to defray the expense for the year 1844, of erecting a Court House at Melbourne.
- (41.) Resolved, that a sum not exceeding £1,500, be appropriated to defray the expense for the year 1844, of erecting a Police Court and Offices at Portland.
- (42.) Resolved, that a sum not exceeding £800, be appropriated to defray the expense for the year 1844, of building a Watch House at Portland.
- (43.) Resolved, that a sum not exceeding £200, be appropriated to defray the expense for the year 1844, of building a temporary Custom House, Geelong.
- (44.) Resolved, that a sum not exceeding £2,640 6s., be appropriated to defray the expense of the Male Orphan School, for the year 1844.
- (45.) Resolved, that a sum not exceeding £1,844 6s., be appropriated to defray the expense of the Female Orphan School, for the year 1844.
- (46.) Resolved, that a sum not exceeding £1,500, be appropriated to defray the expense of Orphan Schools, for destitute Roman Catholic Children, for the year 1844.
- (47.) Resolved, that a sum not exceeding £3,450, be appropriated towards the support of Schools of the Church of England, during the year 1844.
- (48.) Resolved, that a sum not exceeding £1,200, be appropriated towards the support of Presbyterian Schools, during the year 1844.
- (49.) Resolved, that a sum not exceeding £350, be appropriated towards the support of Wesleyan Methodist Schools, for the year 1844.
- (50.) Resolved, that a sum not exceeding £1,450, be appropriated towards the support of Roman Catholic Schools, for the year 1844.
- (51.) Resolved, that a sum not exceeding £1,000, be appropriated towards defraying the expense of building a Roman Catholic School House Sydney, on condition of an equal amount being raised by private Subscriptions.
- (52.) Resolved, that a sum not exceeding £400, be appropriated towards the support of Schools of all denominations at Port Phillip, for the year 1844.
- (53.) Resolved, that a sum not exceeding £325, be appropriated to defray the Salaries of the Health Officer and Clerk to the Medical Board, for the year 1844.
- (54.) Resolved, that a sum not exceeding £1,371 6s., be appropriated towards the support of the Lunatic Asylum at Tarban Creek, for the year 1844.
- (55.) Resolved, that a sum not exceeding £2,900, be appropriated towards the support of Free Paupers in the Colonial Hospitals and Dispensaries, for the year 1844.
- (56.) Resolved, that a sum not exceeding £6,113 17s. 6d., be appropriated to defray the expense of the Administration of Justice, for the year 1844, in addition to the amount appropriated to that service in Schedule A, of the Act of Parliament, 5 and 6 Victoria, chap. 76.
- (57.) Resolved, that a sum not exceeding £1,704 1s. be appropriated to defray the Salaries of Coroners, and the expense of Inquests in the Sydney District, for the year 1844.
- (58.) Resolved, that a sum not exceeding £205, be appropriated to defray the Salary of the Coroner, and the expense of Inquests in the District of Port Phillip, for the year 1844.
- (59.) Resolved, that a sum not exceeding £941 16s., be appropriated to defray the expense of the Water Police, Sydney, for the year 1844.

- (60.) Resolved, that a sum not exceeding £415 2s. be appropriated to defray the expense of the Water Police, Port Phillip, for the year 1844.
- (61.) Resolved, that a sum not exceeding £30,647 13s. 2d. be appropriated to defray the expense of Police in the Rural Districts of the Colony, for the year 1844.
- (62.) Resolved, that a sum not exceeding £15,500, be appropriated to defray the expense of the Mounted Police, Sydney and Port Phillip, for the year 1844.
- (63.) Resolved, that a sum not exceeding £8,558 2s., be appropriated to defray the expense of the Border Police, in the Sydney District, for the year 1844.
- (64.) Resolved, that a sum not exceeding £2,416 8s., be appropriated to defray the expense of the Border Police in the Port Phillip District, for the year 1844.
- (65.) Resolved, that a sum not exceeding £2,420, be appropriated to defray the expense of the Native Police, Port Phillip, for the year 1844.
- (66.) Resolved, that a sum not exceeding £4,000, be appropriated to defray the expense of the Sydney Gaol, for the year 1844.
- (67.) Resolved, that a sum not exceeding £1,061 9s., be appropriated to defray the expense of the Gaol at Parramatta, for the year 1844.
- (68.) Resolved, that a sum not exceeding £713 10s., be appropriated to defray the expense of the Gaol at Bathurst, for the year 1844.
- (69.) Resolved, that a sum not exceeding £1,535 12s. 6d., be appropriated to defray the expense of the Gaol at Newcastle for the year 1844.
- (70.) Resolved, that a sum not exceeding £1,160 7s. 6d., be appropriated to defray the expense of the Gaol at Berrima, for the year 1844.
- (71.) Resolved that a sum not exceeding £1,672 2s., be appropriated to defray the expense of the Gaol at Melbourne, in the District of Port Phillip, for the year 1844.
- (72.) Resolved, that a sum not exceeding £634 18s., be appropriated to defray the expense of the Botanic Gardens, Sydney, for the year 1844.
- (73.) Resolved, that a sum not exceeding £200, be appropriated towards the support of the Australian Museum, for the year 1844.
- (74.) Resolved, that a sum not exceeding £200, be appropriated towards the support of the Sydney School of Arts, for the year 1844.
- (75.) Resolved, that a sum not exceeding £1,750, be appropriated to meet Drawbacks on the re-exportation of Foreign Goods, during the year 1844.
- (76.) Resolved, that a sum not exceeding £800, be appropriated to defray the expense of Furniture for the several Public Offices at Sydney, for the year 1844.
- (77.) Resolved, that a sum not exceeding £1,000, be appropriated to defray the expense of Furniture for the several Public Offices at Port Phillip, during the year 1844.
- (78.) Resolved, that a sum not exceeding £320, be appropriated to defray the expense of Fuel and Light for the several Public Offices at Sydney, for the year 1844.
- (79.) Resolved, that a sum not exceeding £140, be appropriated to defray the expense of Lighting the Government Lamps, Sydney, for the year 1844.
- (80.) Resolved, that a sum not exceeding £200, be appropriated to defray the expense of the passages of Convicts transported to Van Diemen's Land.
- (81.) Resolved, that a sum not exceeding £250, be appropriated to defray the Salary of the Colonial Agent General, for the year 1844.
- (82.) Resolved, that a sum not exceeding £2,000, be appropriated to meet Unforeseen Expenses in cases of emergency, and to be hereafter accounted for.

For the Supplementary Expenditure of the year 1843:—

- (1.) Resolved, that a sum not exceeding £608 6s. 8d., be appropriated to defray the Supplementary expense of the Legislative Council Establishment, for the year 1843.
- (2.) Resolved, that a sum not exceeding £834 5s. 8d., be appropriated to defray the Salaries of additional, and increase on the Salaries of Subsisting Inspectors of Distilleries, for the year 1843.
- (3.) Resolved, that a sum not exceeding £230, be appropriated to meet the half Salary of the Rev. William Cowper, D.D. absent on leave in 1842.
- (4.) Resolved, that a sum not exceeding £2,000, be appropriated to defray the Supplementary charge on the Colonial Treasury for the year 1843, of building the New Government House, Sydney.
- (5.) Resolved, that a sum not exceeding £1,000, be appropriated to defray the Supplementary charge on the Colonial Treasury for the year 1843, towards building the New Gaol, Darlinghurst.
- (6.) Resolved, that a sum not exceeding £1,338 6s. 8d., be appropriated to defray the Supplementary charge on the Colonial Treasury, for the year 1843, towards building the New Gaol, Parramatta.
- (7.) Resolved, that a sum not exceeding £2,000, be appropriated to defray the Supplementary charge on the Colonial Treasury for the year 1843, towards building the New Gaol at Bathurst.
- (8.) Resolved, that a sum not exceeding £2,800, be appropriated to defray the Supplementary charge on the Colonial Treasury, for the year 1843, for erecting an additional building to the Legislative Council Chambers, and providing furniture for the same.
- (9.) Resolved, that a sum not exceeding £1,200, be appropriated to defray the Supplementary charge on the Colonial Treasury, for the year 1843, for collecting the names, and making out the lists of qualified Electors, the cost of erecting Booths, and the Incidental Expenses of Elections for the New Legislative Council.
- (10.) Resolved, that a sum not exceeding £357 7s. 6d., be appropriated to defray the Supplementary charge on the Colonial Treasury, for the year 1843, in aid of the Sydney Dispensary, an equal amount having been raised by Private Subscriptions.

(11.) Resolved, that a sum not exceeding £200, be appropriated as a gratuity to Mr. Henry Fowler, in consideration of serious personal injury sustained by him, from wounds received in the capture of Bushrangers.

For deficiencies in sums voted for certain Services in the year 1842 :—

(1.) Resolved, that out of the sum of £92,847 Gs. 1d., being the amount of sums appropriated but not expended for the service of the year 1842, there shall and may be issued and applied, any sum or sums of money not exceeding £30,743 15s., to supply the deficiencies in the sums appropriated for certain Departments and Services for that year.

SUMMARY :—

For the Service of the year 1844 :—

(1.) Civil and Legislative Establishments	£ 46,344	7	8
<i>(Unprovided for by Schedule B, of the Act of Parliament 5 and 6 Victoria, chap. 76.)</i>			
(2.) Public Works and Buildings	39,186	4	0
(3.) School Establishments	13,834	12	0
(4.) Medical Establishment	4,596	6	0
(5.) Administration of Justice <i>(in aid of Schedule A, of said Act)</i>	6,113	17	6
(6.) Coroners	1,909	1	0
(7.) Police	60,899	1	2
(8.) Gaols	10,143	1	0
(9.) Miscellaneous	7,494	18	0
	£190,521	8	4
For the Supplementary Expenditure of 1843	£ 12,568	6	6

For deficiencies in sums voted for certain services for 1842, out of excess of sums voted for other services for same year £ 30,743 15 0

Estimates ordered to be re-committed on Tuesday next.

4. Appropriation Bill :—The Colonial Secretary having presented "A Bill for applying certain sums arising from the Revenue receivable in New South Wales, to the service thereof, for the year one thousand eight hundred and forty-four; and for further appropriating the said Revenue;" Bill read a first time; to be printed and read a second time on Tuesday next.
5. Insolvent Act amendment Bill, having been read a second time, the Council went into Committee thereupon, and the Report from the Select Committee to whom the Bill was referred; The Collector of Customs appointed to the Chair. The Chairman reported progress and obtained leave to sit again on Tuesday next—this Bill taking precedence of all other Orders of the Day.
6. Postponement of the following Orders of the Day, until Tuesday next :—
 - (1.) Ad Valorem Duties' Bill; second reading.
 - (2.) Tariff Bill; second reading.
 - (3.) Refined Sugar Bill; second reading.
 - (4.) Doubly convicted Offenders' Bill; second reading.
 Council adjourned at twenty minutes past Ten o'Clock, until Tuesday next at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, DECEMBER 10.

NOTICE OF MOTION :—

1. DR. NICHOLSON will move. That an Address be presented to His Excellency the Governor, praying that His Excellency may be pleased to sanction the appropriation of a sum not exceeding one year's salary, to Captain H.H. Browne, in consideration of the circumstance of his being deprived of the office of Superintendent of Water Police; and in accordance with the recommendation of the Council, passed on the 8th instant, praying that similar compensation might be granted to the several Public Officers whose offices have been discontinued.

ORDERS OF THE DAY :—

1. Insolvent Act amendment Bill; to be further considered in Committee.
2. Magistrates' of Sydney and Melbourne Jurisdiction Bill; second reading.
3. Estimates of Expenditure for 1844; to be recommitted.
4. Appropriation Bill; second reading.
5. Ad Valorem Duties' Bill; second reading.
6. Tariff Bill; second reading.
7. Refined Sugar Bill; second reading.
8. Doubly convicted Offenders' Bill; second reading.

WEDNESDAY,

WEDNESDAY, DECEMBER 20.

NOTICES OF MOTION:—

1. MR. MURRAY to move the following Resolutions, in continuation of those adopted on the 15th instant, namely:—
 - (4.) That as land is diversified in quality, so must it vary in value; and therefore that a uniform minimum price is inapplicable to a whole territory, unless it be so low as to be merely commensurate with the value of inferior tracts, leaving the selling prices of richer parts to be determined by public competition.
 - (5.) That selling land in a new country, in order to introduce labour with the proceeds, cannot but be injurious, unless sufficient capital remain to employ the labour introduced—that such capital does not exist in this country—and therefore that no portion of the land fund derived from this Colony, should be appropriated to the purposes of immigration.
 - (6.) That the waste lands should be made a means of introducing immigrants, by allowing a remission in the purchase of country lands, to newly arrived settlers, in proportion to the cost of their own passages; those of their families, or the number of labourers they bring into the Colony; and that such remission should be at the rate of £80 for every cabin, £40 for every intermediate, and £25 for every steerage passage, with a proportionate allowance for children, according to the Bounty System, or the Passengers' Act.
 - (7.) That an Address be presented to His Excellency the Governor, requesting him to forward these Resolutions, together with a copy of the Report and Evidence, to the Right Honourable the Secretary of State, for the information of Her Majesty.
2. MR. WENTWORTH will move the following Resolution:—That in the opinion of this Council the excess in any one of the schedules in the Act of Parliament, 5 and 6 Victoria, cap. 76, should be applied to make good the deficiencies in any other of the schedules, before any application should in future be made to this Council, for any sum in aid of any such deficient schedule; and that an address be presented to His Excellency the Governor, requesting that he will be pleased to communicate this Resolution to the Right Honourable the Secretary of State for the Colonies, to be submitted to the gracious consideration of Her Majesty.

ORDERS OF THE DAY:—

1. Hawkers' and Pedlars' Laws amendment Bill: to be considered in Committee.
2. Water Police Act amendment Bill; third reading.
3. Registry Bill; third reading.

THURSDAY, DECEMBER 21.

NOTICE OF MOTION:—

1. DR. LANG will move the following Resolutions:—
 - (1.) That the right assumed by Her Majesty's Government, under the Act of Parliament, 5 and 6 Victoria, chap. 76, to nominate one-third of the Members of this House is, in the opinion of this Council, contrary to the Bill of Rights, and the fundamental principles of the British Constitution; subversive of the constitutional privileges of the free inhabitants of this Colony; unjustifiable on any principle, either of expediency or of necessity; and irreconcilable with the establishment of a system of government, professedly based on the recognition of popular rights in this Territory.
 - (2.) That as it is a fundamental principle of the British Constitution, that "Taxes are a voluntary gift and grant of the Commons," or representatives of the people, "alone," it is not competent, either for Her Majesty the Queen, or for the British Houses of Parliament, to confer a right to tax the community of this Colony, for the public expenditure, upon any persons who have not been duly elected as representatives of the people; such a right being the inherent, incommunicable, untransferable, and exclusive right of the people and their representatives.
 - (3.) That the right assumed by Her Majesty's Government, under the aforesaid Act of Parliament, to appropriate £81,600. of the ordinary Revenue of this Colony, without the consent of the representatives of the people, for the maintenance of certain departments of the Public Service, in the anticipation of some future collision between the Government and the Legislature is, in the opinion of this House, contrary to the Bill of Rights, and an infringement of the constitutional privileges of the free inhabitants of this Colony; a manifestation of jealousy and distrust, on the part of Her Majesty's Government, utterly unwarranted by anything in the past history of this dependency of the Crown; a serious imputation upon the hitherto unquestioned loyalty of the Colonists of New South Wales; and likely, if persisted in, to engender the worst feelings between the Government and the people.
 - (4.) That whereas the sum of £30,000, of the Parliamentary reservation aforesaid, is appropriated for the support of Religion in this Colony; and whereas the avowed principle on which the Religious Establishments of England, Scotland, and Ireland, are respectively based, is that it is the duty of every Government, to establish and to support the truth in matters of religion; and whereas this fundamental principle of all the religious Establishments of the mother country has, by and with the assent of Her Majesty, been openly renounced and abandoned by the Government of this Colony, there can no longer, in the estimation of this House, be any right on the part of the Government, to tax any of the inhabitants of this Colony, either directly or indirectly, for the support of systems of religion, of which they conscientiously disapprove.
 - (5.) That as there is a considerable and daily increasing number of persons, of various religious communions in this Territory, who not only derive no benefit from such a tax, but who conscientiously object to its continuance, it is the opinion of this House, that it is a great and intolerable grievance for such persons to be taxed, either directly or indirectly, for the support of religion in such circumstances; and that it is therefore the bounden duty of this House to provide for the relief of all such persons from such taxation.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

TUESDAY, 19 DECEMBER, 1843.

- 1. Council met pursuant to adjournment; the Speaker took the Chair. Sheriff Bill: The following Message from His Excellency the Governor, received and read:—

Message from His Excellency the Governor, to the Legislative Council, on proposing an amendment in the Act presented to His Excellency for Her Majesty's assent, intituled, "An Act for regulating the appointment and duties of Sheriff, in New South Wales."

GENTLEMEN,

Since the passing of this Bill, it has been represented to me that an additional clause to it is desirable, in order to remove any doubt in respect to the appointment of the Deputy Sheriff at Port Phillip; and I accordingly beg to propose to you, the addition of the following clause:—

"And whereas it is expedient that the Deputy Sheriff of Port Phillip should be included in this Act, Be it enacted, That the same shall apply to the Deputy Sheriff of Port Phillip, in regard to his appointment, power, duties, privileges, and liabilities, as if that officer were specially mentioned throughout the several clauses of this Act."

Government House, Sydney, 19th December, 1843.

GEORGE GIPPS.

Message to be taken into consideration to-morrow.

- 2. Compensation for offices abolished;—The following Message from His Excellency the Governor, received and read:—

Message from His Excellency the Governor, to the Legislative Council, in reply to an Address from the Council, praying that a sum may be placed on the Estimates for 1844, for affording compensation, (not exceeding one year's salary) to Public officers whose offices have been abolished during the last two years.

GENTLEMEN,

I feel very sensibly the liberal intentions of the Council, in recommending that a year's salary should be granted to the Public officers of this Government, whose offices have been abolished during the last two years; and I shall have much pleasure in availing myself of your liberality, in favour of any officer who may have been removed from an office of a permanent nature, or such as, according to the custom of the Public service, entitles the holder to compensation on the abolition of it.

The officers however, who have been during the last two years, or are now about to be reduced, are, for the most part, Police Magistrates, and I regret to say, that the office of a Police Magistrate has not hitherto been considered of a permanent nature, or as one entitling the holder of it to compensation on its abolition.

Government House, Sydney, 19th December, 1843.

GEORGE GIPPS.

- 3. Population:—The Colonial Secretary laid upon the Table "A Return of the Increase and Decrease of the Population of New South Wales, (including the District of Port Phillip) from 1st January to 30th September, 1843; and of the total number on the latter date;" Return ordered to be printed.
- 4. Stephen George Henty:—Dr. Nicholson presented a Petition from Stephen George Henty, of Portland, praying that the Council will vote a sum equal to one-half the amount expended by him in the erection of a School House, at Portland; Petition read and received.
- 5. Compensation to Superintendent of Water Police:—Dr. Nicholson withdrew the motion on this subject of which he had given notice.
- 6. Live Stock:—The Colonial Secretary laid upon the Table "A Return of Live Stock in the Colony of New South Wales, on the 30th September, 1843;" Return ordered to be printed.
- 7. Insolvent Act amendment Bill; further consideration in Committee, postponed until a later hour to-day.

8. Magistrates of Sydney and Melbourne Jurisdiction Bill, having been read a second time, the Council went into Committee thereupon, Mr. Elwin appointed to the Chair. The Chairman having reported the Bill with amendments; Bill ordered to be engrossed, and read a third time to-morrow.
9. Estimates:—The Council went into Committee on the Estimates of Expenditure for the year 1844; Mr. Elwin appointed to the Chair. The Chairman reported the following Resolutions:—
 - (1.) Resolved, that a sum not exceeding £250, be appropriated to defray the salary of the Harbour Master, at Port Phillip, for the year 1844.
 - (2.) Resolved, that an additional sum not exceeding £500, be appropriated to enable a number of the distressed married labourers at present in Sydney, to proceed to the Country Districts, where they are likely to find employment.
10. Appropriation Bill, having been read a second time, the Council went into Committee thereupon; Mr. Elwin appointed to the Chair. The Chairman having reported the Bill with amendments; Bill ordered to be engrossed, and read a third time on Thursday next.
11. *Ad Valorem* Duties Bill, having been read a second time, the Council went into Committee thereupon; Mr. Elwin appointed to the Chair. The Chairman having reported the Bill with amendments; Bill ordered to be engrossed, and read a third time on Thursday next.
12. Tariff Bill, having been read a second time, the Council went into Committee thereupon; Mr. Elwin appointed to the Chair. The Chairman reported progress, and obtained leave to sit again to-morrow.
13. Insolvent Act amendment Bill; further consideration in Committee postponed until to-morrow, and to take precedence of all other Orders of the Day. Council adjourned at half-past Ten o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, DECEMBER 20.

NOTICES OF MOTION:—

1. MR. MURRAY to move the following Resolutions, in continuation of those adopted on the 15th instant, namely:—
 - (4.) That as land is diversified in quality, so must it vary in value; and therefore that a uniform minimum price is inapplicable to a whole territory, unless it be so low as to be merely commensurate with the value of inferior tracts, leaving the selling prices of richer parts to be determined by public competition.
 - (5.) That selling land in a new country, in order to introduce labour with the proceeds, cannot but be injurious, unless sufficient capital remain to employ the labour introduced—that such capital does not exist in this country—and therefore that no portion of the land fund derived from this Colony, should be appropriated to the purposes of immigration.
 - (6.) That the waste lands should be made a means of introducing immigrants, by allowing a remission in the purchase of country lands, to newly arrived settlers, in proportion to the cost of their own passages, those of their families, or the number of labourers they bring into the Colony; and that such remission should be at the rate of £80 for every cabin, £40 for every intermediate, and £25 for every steerage passage, with a proportionate allowance for children, according to the Bounty System, or the Passengers' Act.
 - (7.) That an Address be presented to His Excellency the Governor, requesting him to forward those Resolutions, together with a copy of the Report and Evidence, to the Right Honorable the Secretary of State, for the information of Her Majesty.
2. MR. WENTWORTH will move the following Resolution:—That in the opinion of this Council the excess in any one of the schedules in the Act of Parliament, 5 and 6 Victoria, cap. 76, should be applied to make good the deficiencies in any other of the schedules, before any application should in future be made to this Council, for any sum in aid of any such deficient schedule; and that an address be presented to His Excellency the Governor, requesting that he will be pleased to communicate this Resolution to the Right Honorable the Secretary of State for the Colonies, to be submitted to the gracious consideration of Her Majesty.
3. THE COLLECTOR OF CUSTOMS will move, That the two following clauses be added to the Water Police Act amendment Bill by way of Rider:—
 - (1.) And be it enacted, That no person found on board any ship or vessel, after the clearance of such ship or vessel at the Customs, whose name shall not be inserted in the Water Police List of passengers and crew, shall be liable to be detained or placed in custody, if the name of such person shall be in the Custom House clearance, and notice thereof have been given to the Water Police Court.
 - (2.) And be it enacted, That no master or commander of any ship or vessel, shall be liable to the penalty contained in the ninth section of the said first recited Act, for suffering any person to embark on board such ship or vessel, whose name is not inserted in the Water Police List of passengers and crew, provided the name of such person shall be in the Custom House clearance, and notice thereof have been given at the Water Police Court.

ORDERS

ORDERS OF THE DAY:—

1. Insolvent Act amendment Bill ; to be further considered in Committee.
2. Hawkers' and Pedlars' Laws amendment Bill ; to be considered in Committee.
3. Water Police Act amendment Bill ; third reading.
4. Registry Bill ; third reading.
5. Sheriff Bill ; Governor's Message to be considered.
6. Magistrates' of Sydney and Melbourne Jurisdiction Bill ; third reading.
7. Tariff Bill ; further consideration in Committee.
8. Refined Sugar Bill ; second reading.
9. Doubly convicted Offenders' Bill ; second reading.

THURSDAY, DECEMBER 21.

NOTICE OF MOTION:—

1. DR. LANG will move the following Resolutions:—

(1.) That the right assumed by Her Majesty's Government, under the Act of Parliament, 5 and 6 Victoria, chap. 76, to nominate one-third of the Members of this House is, in the opinion of this Council, contrary to the Bill of Rights, and the fundamental principles of the British Constitution; subversive of the constitutional privileges of the free inhabitants of this Colony; unjustifiable on any principle, either of expediency or of necessity; and irreconcilable with the establishment of a system of government, professedly based on the recognition of popular rights in this Territory.

(2.) That as it is a fundamental principle of the British Constitution, that "Taxes are a voluntary gift and grant of the Commons," or representatives of the people, "alone," it is not competent, either for Her Majesty the Queen, or for the British Houses of Parliament, to confer a right to tax the community of this Colony, for the public expenditure, upon any persons who have not been duly elected as representatives of the people; such a right being the inherent, incommunicable, untransferable, and exclusive right of the people and their representatives.

(3.) That the right assumed by Her Majesty's Government, under the aforesaid Act of Parliament, to appropriate £81,600 of the ordinary Revenue of this Colony, without the consent of the representatives of the people, for the maintenance of certain departments of the Public Service, in the anticipation of some future collision between the Government and the Legislature is, in the opinion of this House, contrary to the Bill of Rights, and an infringement of the constitutional privileges of the free inhabitants of this Colony; a manifestation of jealousy and distrust, on the part of Her Majesty's Government, utterly unwarranted by anything in the past history of this dependency of the Crown; a serious imputation upon the hitherto unquestioned loyalty of the Colonists of New South Wales; and likely, if persisted in, to engender the worst feelings between the Government and the people.

(4.) That whereas the sum of £30,000, of the Parliamentary reservation aforesaid, is appropriated for the support of Religion in this Colony; and whereas the avowed principle on which the Religious Establishments of England, Scotland, and Ireland, are respectively based, is that it is the duty of every Government, to establish and to support the truth in matters of religion; and whereas this fundamental principle of all the religious Establishments of the mother country has, by and with the assent of Her Majesty, been openly renounced and abandoned by the Government of this Colony, there can no longer, in the estimation of this House, be any right on the part of the Government, to tax any of the inhabitants of this Colony, either directly or indirectly, for the support of systems of religion, of which they conscientiously disapprove.

(5.) That as there is a considerable and daily increasing number of persons, of various religious communions in this Territory, who not only derive no benefit from such a tax, but who conscientiously object to its continuance, it is the opinion of this House, that it is a great and intolerable grievance for such persons to be taxed, either directly or indirectly, for the support of religion in such circumstances; and that it is therefore the bounden duty of this House to provide for the relief of all such persons from such taxation.

ORDERS OF THE DAY:—

1. Appropriation Bill ; third reading.
2. *Ad Valorem* Duties' Bill ; third reading.

ALEX. M. LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

WEDNESDAY, 20 DECEMBER, 1843.

1. Council met pursuant to adjournment; the Speaker took the Chair.
William Walsh, Turnkey, Debtors' Prison:—Dr. Bland presented a Petition from William Walsh, a Turnkey in the Debtors' Prison, Carters' Barracks, Sydney, praying compensation for the abolition of his office; Petition read and received; to be taken into consideration to-morrow.
2. Alfred Hill Austin, Inspector of Water Police:—Dr. Bland presented a Petition from Alfred Hill Austin, Inspector of Water Police, and Clearing Officer at the South Head Station, praying the Council to re-consider the reduction proposed to be made on his salary; Petition read and received; to be taken into consideration to-morrow.
3. Washing in the Female Factory:—Dr. Bland presented a Petition from certain free Females of Sydney and its vicinity, praying that in these times of distress the Council will recommend to the Government to discontinue the competition which has hitherto obtained with the labour of free females, by the employment of the female convicts confined in the Factory at Parramatta, in washing and needle work; Petition read and received; to be taken into consideration to-morrow.
4. Goulburn Hospital:—Dr. Nicholson presented a Petition from the Committee of the Goulburn Hospital, praying the contribution from the Colonial Treasury of a sum equal to one half the amount which has been charitably expended by that Hospital since its commencement; Petition read and received.
5. Upset price of Crown Lands:—Mr. Wentworth, in absence of Mr. Murray, moved the following Resolutions in continuation of those adopted on the 15th instant, namely:—
(4.) That as land is diversified in quality, so must it vary in value; and therefore that a uniform minimum price is inapplicable to a whole territory, unless it be so low as to be merely commensurate with the value of inferior tracts, leaving the selling prices of richer parts to be determined by public competition.
Debate ensued.
Question put and passed.
(The fifth Resolution on the notice withdrawn.)
(5.) That the waste lands should be made a means of introducing immigrants, by allowing a remission in the purchase of country lands, to newly arrived settlers, in proportion to the cost of their own passages, those of their families, or the number of labourers they bring into the Colony; and that such remission should be at the rate of £80 for every cabin, £40 for every intermediate, and £25 for every steerage passage, with a proportionate allowance for children, according to the Bounty System, or the Passengers' Act.
Question put and passed.
(6.) That an Address be presented to His Excellency the Governor, requesting him to forward these Resolutions, together with copies of the Report and Evidence, to the Right Honorable the Secretary of State, for the information of Her Majesty and both Houses of Parliament.
Question put and passed.
Address conformably to the foregoing Resolutions, having been brought up and agreed to, the same was ordered to be presented to His Excellency the Governor, by the Speaker, and the Colonial Secretary.
6. Schedules to 5 and 6 Victoria, chap. 76:—Mr. Wentworth, pursuant to notice, moved the following Resolution, namely:—
That in the opinion of this Council the excess in any one of the schedules in the Act of Parliament, 5 and 6 Victoria, chap. 76, should be applied to make good the deficiencies in any other of the schedules, before any application should in future be made to this Council, for any sum in aid of any such deficient schedule; and that an address be presented to His Excellency the Governor, requesting that he will be pleased to communicate this Resolution to the Right Honorable the Secretary of State for the Colonies, to be submitted to the gracious consideration of Her Majesty.
Moved, as an amendment, that this Question be now put.
Debate ensued;
Question on the amendment put and passed.
Question on the original motion put and passed.
Address conformably to the foregoing Resolution having been brought up and agreed to, the same was ordered to be presented to His Excellency the Governor, by the Speaker, and the Colonial Secretary.

7. Insolvent Act amendment Bill :—The Council went into Committee on this Bill; the Collector of Customs appointed to the Chair.
The Chairman having reported the Bill with amendments; Bill ordered to be engrossed, and read a third time to-morrow.
8. Hawkers' and Podlars' Laws amendment Bill; consideration in Committee postponed until to-morrow.
9. Water Police Act amendment Bill :—On the motion of the Collector of Customs, pursuant to notice, the Council went into Committee on this Bill; Mr. Elwin appointed to the Chair.
The Chairman having reported the Bill as amended, by an alteration in the third clause, and the addition of two new clauses; Bill ordered to be re-engrossed, and read a third time to-morrow.
10. Registry Bill: read a third time and *passed*; to be presented to His Excellency the Governor for assent, by the Speaker and the Colonial Secretary.
11. Sheriff Bill; the Governor's Message having been read, the Council went into Committee on this Bill; Mr. Elwin appointed to the Chair.
The Chairman having reported that the Committee had agreed to the amendment proposed by the Governor's Message, dated the 19th instant, and the Council having adopted the same, Bill as so amended, ordered to be presented to His Excellency the Governor for assent, by the Speaker and the Colonial Secretary.
12. Magistrates of Sydney and Melbourne jurisdiction Bill; read a third time and *passed*; to be presented to His Excellency the Governor for assent, by the Speaker and the Colonial Secretary.
Council adjourned at Eleven o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, DECEMBER 21.

NOTICE OF MOTION:—

1. DR. LANG will move the following Resolutions:—
- (1.) That the right assumed by Her Majesty's Government, under the Act of Parliament, 5 and 6 Victoria, chap. 76, to nominate one-third of the Members of this House is, in the opinion of this Council, contrary to the Bill of Rights, and the fundamental principles of the British Constitution; subversive of the constitutional privileges of the free inhabitants of this Colony; unjustifiable on any principle, either of expediency or of necessity; and irreconcilable with the establishment of a system of government, professedly based on the recognition of popular rights in this Territory.
- (2.) That as it is a fundamental principle of the British Constitution, that "Taxes are a voluntary gift and grant of the Commons," or representatives of the people, "alone," it is not competent, either for Her Majesty the Queen, or for the British Houses of Parliament, to confer a right to tax the community of this Colony, for the public expenditure, upon any persons who have not been duly elected as representatives of the people; such a right being the inherent, incommunicable, untransferable, and exclusive right of the people and their representatives.
- (3.) That the right assumed by Her Majesty's Government, under the aforesaid Act of Parliament, to appropriate £81,600 of the ordinary Revenue of this Colony, without the consent of the representatives of the people, for the maintenance of certain departments of the Public Service, in the anticipation of some future collision between the Government and the Legislature is, in the opinion of this House, contrary to the Bill of Rights, and an infringement of the constitutional privileges of the free inhabitants of this Colony; a manifestation of jealousy and distrust, on the part of Her Majesty's Government, utterly unwarranted by anything in the past history of this dependency of the Crown; a serious imputation upon the hitherto unquestioned loyalty of the Colonists of New South Wales; and likely, if persisted in, to engender the worst feelings between the Government and the people.
- (4.) That whereas the sum of £30,000, of the Parliamentary reservation aforesaid, is appropriated for the support of Religion in this Colony; and whereas the avowed principle on which the Religious Establishments of England, Scotland, and Ireland, are respectively based, is that it is the duty of every Government, to establish and to support the *truth* in matters of religion; and whereas this fundamental principle of all the religious Establishments of the mother country has, by and with the assent of Her Majesty, been openly renounced and abandoned by the Government of this Colony, there can no longer, in the estimation of this House, be any right on the part of the Government, to tax any of the inhabitants of this Colony, either directly or indirectly, for the support of systems of religion, of which they conscientiously disapprove.
- (5.) That as there is a considerable and daily increasing number of persons, of various religious communions in this Territory, who not only derive no benefit from such a tax, but who conscientiously object to its continuance, it is the opinion of this House, that it is a great and intolerable grievance for such persons to be taxed, either directly or indirectly, for the support of religion in such circumstances; and that it is therefore the bounden duty of this House to provide for the relief of all such persons from such taxation.

ORDERS

ORDERS OF THE DAY:—

1. Appropriation Bill; third reading.
2. *Ad Valorem* Duties' Bill; third reading.
3. Consideration of Petitions presented yesterday by Dr. Bland.
4. Insolvent Act amendment Bill; third reading.
5. Hawkers' and Pedlars' Laws amendment Bill; to be considered in Committee.
6. Water Police Act amendment Bill; third reading.
7. Tariff Bill; further consideration in Committee.
8. Refined Sugar Bill; second reading.
9. Doubly convicted Offenders' Bill; second reading.

CONTINGENT NOTICE OF MOTION.

1. THE COLONIAL SECRETARY to move, on the passing of the Lunatics' Bill, that visitors be appointed for the Lunatic Asylum, Tarban Creek, in conformity to the provisions of the said Bill.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

THURSDAY, 21 DECEMBER, 1843.

1. Council met pursuant to adjournment; the Speaker took the Chair. Friendly Societies' Bill; The Speaker reported that His Excellency the Governor had assented to this Bill.
2. Act of Parliament, 5 and 6 Victoria, chap. 76:—Dr. Lang withdrew the motion in respect to certain of the provisions of this Act of which he had given notice.
3. Appropriation Bill; third reading postponed until a later hour to-day.
4. *Ad Valorem* Duties' Bill, read a third time and *passed*; to be presented to His Excellency the Governor for assent, by the Speaker, the Commander of the Forces, and the Colonial Secretary.
5. Petitions for compensation for abolished offices; the consideration of these Petitions postponed until a later hour to-day.
6. Insolvent Act amendment Bill; read a third time and *passed*; to be presented to His Excellency the Governor for assent, by the Speaker, the Commander of the Forces, and the Colonial Secretary.
7. Hawkers' and Pedlars' Laws amendment Bill; consideration in Committee postponed until a later hour to-day.
8. Water Police Act amendment Bill; third reading postponed until to-morrow.
9. Tariff Bill; the Council went into Committee on this Bill; Mr. Elwin appointed to the Chair.
The Chairman having reported the Bill with amendments; Bill ordered to be engrossed, and read a third time to-morrow.
10. Appropriation Bill, read a third time and *passed*; to be presented to His Excellency the Governor for assent, by the Speaker, the Commander of the Forces, and the Colonial Secretary.
11. Refined sugar Bill; by leave *withdrawn*.
12. Doubly convicted Offenders' Bill, having been read a second time, the Council went into Committee thereupon; Mr. Elwin appointed to the Chair.
The Chairman having reported the Bill with amendments, Bill ordered to be engrossed, and read a third time to-morrow.
13. Washing in the Female Factory:—Dr. Bland, by leave, withdrew the Petition presented by him on this subject, yesterday, from certain of the free females of Sydney, on the Colonial Secretary undertaking to recommend the prayer of it to the favourable consideration of the Executive Government.
14. William Walsh, and Alfred Hill Austin:—Dr. Bland, by leave, withdrew the Petitions from these individuals, presented by him yesterday.
15. Hawkers' and Pedlars' Laws amendment Bill:—The Council went into Committee on this Bill; Dr. Nicholson appointed to the Chair.
The House counted, and twelve Members not being present:—
Council adjourned at Half-past Eight o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, DECEMBER 22.

ORDERS OF THE DAY:—

1. Water Police Act amendment Bill; third reading.
2. Tariff Bill; third reading.
3. Doubly convicted Offenders' Bill; third reading.
4. Hawkers' and Pedlars' Laws amendment Bill; to be further considered in Committee.

CONTINGENT NOTICE OF MOTION.

1. THE COLONIAL SECRETARY to move, on the passing of the Lunatics' Bill, that visitors be appointed for the Lunatic Asylum, Tarban Creek, in conformity to the provisions of the said Bill.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

FRIDAY, 22 DECEMBER, 1843.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Assent to Bills :—The Speaker reported that His Excellency the Governor had assented to the following Bills :—
 - (1.) Magistrates of Sydney and Melbourne jurisdiction Bill.
 - (2.) Lunatics' Bill.
 - (3.) Campbelltown District Council Bill.
 - (4.) Sheriff Bill.
2. Visitors—Lunatic Asylum :—The Colonial Secretary, pursuant to notice, moved, that Dr. Bland and Dr. Nicholson be the two Visitors of the Lunatic Asylum, Tarban Creek, for the year 1844, to be appointed by the Legislative Council, conformably to the provisions of the Lunatics' Act, passed in the present session.
Question put and passed.
3. Water Police Act amendment Bill; read a third time, and *passed*; to be presented to His Excellency the Governor for assent, by the Speaker, the Commander of the Forces, and the Colonial Secretary.
4. Tariff Bill; read a third time, and *passed*; to be presented to His Excellency the Governor for assent, by the Speaker, the Commander of the Forces, and the Colonial Secretary.
5. Doubly convicted offenders' Bill; read a third time, and *passed*; to be presented to His Excellency the Governor for assent, by the Speaker, the Commander of the Forces, and the Colonial Secretary.
6. Hawkers' and Pedlars' Laws amendment Bill :—The Council went into Committee on this Bill; Dr. Nicholson appointed to the Chair.
The House counted, and twelve Members not being present :—
Council adjourned at Half-past Five o'Clock, until Wednesday next, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, DECEMBER 27.

ORDER OF THE DAY :—

1. Hawkers' and Pedlars' Laws amendment Bill; further consideration in Committee.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

WEDNESDAY, 27 DECEMBER, 1843.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Assent to Bills :—The Speaker reported that His Excellency the Governor had assented to the following Bills :—
(1.) *Ad Valorem* Duties Bill.
(2.) Doubly convicted offenders' Bill.
(3.) Water Police Act amendment Bill.
2. Registry Bill :—The following Message from His Excellency the Governor, received and read :—

Message from His Excellency the Governor, to the Legislative Council, proposing amendments in a Bill which has been presented to him for Her Majesty's assent, intituled "An Act to consolidate and amend the laws relating to the registration of deeds, and other instruments, in that part of the Colony of New South Wales, not comprehending the District of Port Phillip."

GENTLEMEN,

I have to propose to you the following amendments in the Bill above mentioned :

First—In the proviso at the end of the first clause, that after the words "*already done,*" be inserted the words "*or commenced.*"

Secondly—In the second clause, that the words "*from and after*" be struck out and that in lieu of them, the words "*on and from*" be inserted.

Thirdly—That the seventh clause be struck out, and that in lieu of it, two clauses be inserted, which are transmitted herewith, marked A and B.

Fourthly—That in the nineteenth line of the tenth clause (as printed,) after the word "*made,*" be inserted the words "*bond fide; or for valuable consideration.*"

Fifthly—That in the fifty-third line of the twelfth clause (as printed,) the word "*in*" be struck out, where it occurs after the word "*given,*" and that in lieu of it, the words "*as secondary*" be inserted; and that after the word "*proceeding*" in the same line, the remainder of the clause be struck out.

Sixthly—That in the forty-sixth line of the twenty-seventh clause (as printed,) after the word "*shall,*" the words "*be transported for life*" be inserted; and that the remainder of the clause be struck out.

Government House, Sydney, 27th December, 1843.

GEORGE GIPPS.

CLAUSE A.

(Proposed to be inserted instead of clause 7.)

And be it enacted, That as soon as conveniently may be after this Act shall have come into operation, the Registrar of the Supreme Court, and the Registrar General appointed under this Act, shall (under direction of the Judges or one of them) make an inventory in duplicate, of all Crown Grants and Enrolments thereof, and of all Deeds, Conveyances, and other instruments in writing, affecting any Lands or Hereditaments in this Colony, and Memorials and Registrations thereof respectively, and matters relating thereto, and of all Acts of the Governor and Legislative Council, which were required by statutes passed in the fourth and ninth years respectively, of the Reign of His late Majesty King George the Fourth, to be enrolled in the Supreme Court of the said Colony, and were for that purpose deposited in the Office of the Registrar of the Supreme Court; and of all Charters of Incorporation, Co-partnership Deeds, Memorials of Public Companies, and Certificates and Registers of Births, or Baptisms, Marriages, and Burials, and of all other Instruments of what nature soever, at any time required by any Law in force in this Colony, to be registered, recorded, or deposited in the Office of the said Registrar, and which shall then remain or be therein, and shall not relate exclusively to the business of the Supreme Court, or any suit or proceeding in such Court; in which said inventory shall be specified, particularly, the years, or volumes, or numbers of each class of the said several Instruments or Documents, respectively, and whether the same appear to be complete or defective; and, after the making of such inventory, (of which each duplicate shall be signed by one

one of the said parties, and delivered to, and kept by the other of them) the said Registrar shall, on the application at his Office of the said Registrar General, deliver (on a day to be appointed by the said Judges, or one of them, as soon as possible thereafter) all and singular, the Records, Instruments, and Matters aforesaid, together with all Books and Indexes relating thereto, to the said Registrar General; who shall thereupon sign, upon the Duplicate of Inventory retained by the Registrar of the Supreme Court, an acknowledgment of the receipt of the said several Instruments, Documents, and matters; and such acknowledgment and Inventory shall remain thereafter in the Office of the said Registrar, and shall be a full and complete acquittance to him, in respect of the charge of the same respectively; and the said Registrar General shall thereupon, and thenceforth have the custody and charge thereof, and shall deposit and retain the same in his Office accordingly; and the same Records, Memorials, Instruments and Matters, shall continue to have the same force and effect respectively, to all intents, as they respectively would have had if they had remained in the Registrar's Office of the Supreme Court, and this Act had not been passed.

CLAUSE B.

(Proposed to follow clause A.)

And be it enacted, That from the day on which this Act shall commence, all Grants by Her Majesty, and Her Successors, of Lands or other Hereditaments in this Colony, made, or to be made, under the Great Seal of the Colony, and which shall not have been then already enrolled in the Supreme Court shall be recorded by entry at full length in the Office of the Registrar General, in some Book or Books there kept for that purpose; and being so recorded, shall, for all purposes, be of the like force and effect as if the same had been duly enrolled and entered of record in the said Supreme Court; and also all Wills hereafter to be made, affecting any Lands or Hereditaments in this Colony, (not within the District of Port Phillip) or so much of any such Will as shall relate thereto, shall or may be registered in the Office of the said Registrar General, by the Deviser or other party claiming title to, or any other right or interest to, or in such Lands or Hereditaments, under such Will, in the same manner and form, as by this Act is directed with respect to the Registration of deeds; and all deeds, conveyances, agreements, and other instruments, affecting any lands or hereditaments in New South Wales, (not within the said district) and all certificates and Registers of births or baptisms, marriages, and burials, and all agreements or mortgages respecting any lien on wool, or charge on, or interest in sheep, or other cattle, and all charters of incorporation, deeds of co-partnership, memorials of companies, and other instruments in writing, which said several deeds, instruments, documents, or matters, or any of them, at the time of the passing of this Act were, or are required by any law in force within this Colony to be enrolled, recorded, registered, or deposited respectively, by, or with the Registrar of the Supreme Court, or in his office (and which at the time of the commencement of this Act, shall not have been so enrolled, recorded, registered, or deposited) shall instead thereof, be enrolled, recorded, registered, or deposited (as the case may require) by, or in the Office of the said Registrar General. And such last mentioned enrolment, recording, registration, or deposit, shall have, in all respects, the same effect, respectively, to all intents and purposes, as if the same had been performed by, or had taken place in the Office of, the Registrar of the said Supreme Court, and this Act had not been passed.

Message to be taken into consideration to-day.

3. Insolvent Act amendment Bill:—The following Message from His Excellency the Governor, received and read.

Message from His Excellency the Governor, to the Legislative Council, proposing an amendment in a Bill which has been presented to him for Her Majesty's assent, intituled, "An Act to amend an Act, intituled, 'An Act for giving relief to insolvent persons, and providing for the administration of insolvent estates, and to abolish imprisonment for debt.'"

GENTLEMEN,

I have to propose to you the following amendment in the Bill above mentioned:

That at the end of the twenty-sixth clause, be added the following words,
"or in actions of trespass, trover, or case."

Government House, Sydney, 27th December, 1843.

GEORGE GIPPS.

Message to be taken into consideration to-day.

4. Tariff Bill:—The following Message from His Excellency the Governor, received and read.

Message from His Excellency the Governor, to the Legislative Council, proposing an amendment in the Bill which has been presented to him for Her Majesty's assent, intituled, "An Act to alter and amend the duties of Customs payable in the Colony of New South Wales, and on spirits distilled therein."

GENTLEMEN,

I beg to propose to you, that for the schedule attached to this Bill, and marked A, the following be substituted.—

Schedule

SCHEDULE A.

(Without distinction as to the place from which the article is imported.)

	s.	d.
Sugar, raw, or Molasses, per cwt.....	3	6
Ditto, refined, per cwt.	6	0
Wine, per gallon	1	0
Coffee, per lb	0	0½
Tea per lb	0	1
Flour, per cwt.	1	3
Wheat, per bushel	0	6
All other grain, per bushel	0	4

Government House, Sydney, 27th December, 1843.

GEORGE GIPPS.

Message to be taken into consideration to-day.

5. Police Magistrate, Yass :—Mr. Therry presented a Petition from certain Residents and landed Proprietors in the District of Yass, praying that the office of Police Magistrate in that District may not be abolished ; Petition read and received.
6. Library :—Mr. Therry, as Chairman, brought up the Report of the Library Committee ; Report ordered to be printed, and Committee to sit during the recess.
7. Australian Museum :—Dr. Nicholson presented a Petition from William B. Clarke, M.A., Clerk, Secretary to the Committee of Management of the Australian Museum, praying compensation for the abolition of his office ; Petition read and received.
8. Registry Bill :—Governor's Message having been read, the Council went into Committee thereupon ; The Colonial Treasurer appointed to the Chair.
The Chairman brought up the following Message to His Excellency the Governor :—
Message from the Legislative Council to His Excellency the Governor, in answer to certain amendments proposed by His Excellency in a Bill presented to His Excellency for the Royal Assent, intituled, " A Bill to consolidate and amend the Laws relating to the Registration of Deeds and other Instruments, in that part of the Colony of New South Wales, not comprehending the District of Port Phillip."
" Agreeably to the provisions of the 30th clause of the Act for the Government of New South Wales, 5th and 6th Victoriae, cap. 76, the Legislative Council have taken into consideration certain amendments proposed to the said Council, by His Excellency the Governor, in his Message of the 27th instant, and having agreed to the whole of the said amendments, beg to present the said Bill to His Excellency for Her Majesty's assent, with the amendments so agreed to."
Message adopted, and Bill ordered to be re-engrossed as so amended, and presented to His Excellency the Governor for assent, together with the said Message, by the Speaker, the Commander of the Forces, and the Colonial Secretary.
9. Insolvent Act amendment Bill :—The Governor's Message having been read, the Council went into Committee thereupon ; the Colonial Treasurer appointed to the Chair.
The Chairman brought up the following Message to His Excellency the Governor :—
Message from the Legislative Council to His Excellency the Governor, in answer to an amendment proposed by His Excellency, in a Bill presented to His Excellency for the Royal Assent, intituled, " A Bill to amend an Act, intituled, ' An Act for giving relief to Insolvent persons, and providing for the Administration of Insolvent estates, and to abolish imprisonment for Debt.'"
" Agreeably to the provisions of the 30th clause of the Act for the Government of New South Wales, 5th and 6th Victoriae, cap. 76, the Legislative Council have taken into consideration an amendment proposed to the said Council, by His Excellency the Governor, in his Message of the 27th instant, and having agreed to the said amendment, beg to present the said Bill to His Excellency, for Her Majesty's assent, with the amendment so agreed to."
Message adopted, and Bill as so amended, to be presented to His Excellency the Governor for assent, together with the said Message, by the Speaker, the Commander of the Forces, and the Colonial Secretary.
10. Tariff Bill :—The Governor's Message having been read, the Council went into Committee thereupon ; the Colonial Treasurer appointed to the Chair.
The Chairman brought up the following Message to His Excellency the Governor :—
Message from the Legislative Council to His Excellency the Governor, in answer to certain amendments proposed by His Excellency, in a Bill presented to His Excellency for the Royal Assent, intituled, " A Bill to alter and amend the Duties of Customs, payable in the Colony of New South Wales, and on Spirits distilled therein."
" Agreeably to the provisions of the 30th clause of the Act for the Government of New South Wales, 5th and 6th Victoriae, cap. 76, the Legislative Council have taken into consideration certain amendments proposed to the said Council, by His Excellency the Governor, in his Message of the 27th instant, and not having agreed to any of the said amendments, beg to return the said Bill to His Excellency, for Her Majesty's assent."
Message adopted, and Bill to be again presented to His Excellency the Governor for assent, together with the said Message, by the Speaker, the Commander of the Forces, and the Colonial Secretary.
11. Hawkers' and Pedlars' Laws amendment Bill ; further consideration in Committee postponed until next Session.
Council adjourned at Eight o'Clock, until to-morrow, at One o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY FOR NEXT SESSION.

ORDER OF THE DAY:—

2. Hawkers' and Pedlars' Laws amendment Bill; to be further considered in Committee.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

THURSDAY, 28 DECEMBER, 1843.

- 1. Council met pursuant to adjournment ; the Speaker took the Chair.
Assent to Bills :—The Speaker reported that His Excellency the Governor had assented to the following Bills :—
(1.) Insolvent Act amendment Bill.
(2.) Appropriation Bill.
(3.) Registry Bill.
- 2. Tariff Bill reserved :—The Speaker reported that His Excellency the Governor had returned the Tariff Bill with the following minute noted thereon ; “ In conformity with the express provisions of the thirty-first clause of the Act for the Government of New South Wales, (5 and 6 Victoria, chap. 76,) I reserve this Bill for the signification thereon, of Her Majesty’s pleasure; and I shall submit to Her Majesty’s Principal Secretary of State for the Colonies, the reasons why I humbly recommend that it should not pass into a law.”

GEORGE GIPPS.

- 3. Prorogation :—His Excellency the Governor having arrived at the Chamber, was conducted by the Speaker to an elevated seat provided for him near the Speaker’s Chair, and read the following speech :—

GENTLEMEN,

At this advanced season of the year, I am happy to be able to release you from any further attendance ; and I congratulate you on the close of your first Session.

During the course of it, your attention has necessarily been directed to matters, which being of an initiatory nature, will not recur in future years ; and much of your time has also, I am aware, been employed in enquiring into the state of the Colony, and in endeavouring to devise measures to relieve the monetary pressure, which still unhappily continues to affect the community.

I have, Gentlemen, not less anxiously than yourselves, sought for the means by which confidence might be restored, and the depreciation arrested which has so injuriously affected nearly every species of property ; and no one has more deeply than myself, felt the calamities which have fallen on the Colony.

After the most painful consideration, however, I found myself, I regret to say, forced to the conclusion, (a conclusion in accordance, I believe, with that drawn by the greater part of the witnesses examined by a Committee of the Council,) that the Colony cannot, by any direct legislative enactment, be relieved from the depression under which it labours ; and that it is only by the general tendency of their measures, that the Legislative and Executive Authorities, can aid individuals in the efforts which are necessary for the recovery of their affairs.

And however great may be the difficulties of individuals, it is consolatory to reflect, that the real sources of wealth and prosperity remain unimpaired in the Colony ;—our great staple commodity still commands a remunerating price ; and so long as it continues to do so, industry and frugality will not, under the protection of wise laws, and the blessing of Providence, fail of their reward.

I thank you, Gentlemen, for the supplies which you have granted to Her Majesty ; and I assure you, that in the expenditure of them, I shall not lose sight of the economy which the state of the Colony so imperatively demands.

I now, Gentlemen, declare this Council to be prorogued to Tuesday, the sixth day of February next.

GEORGE GIPPS,
Governor.

Sydney, 28th December, 1843.

His Excellency then retired, being conducted to the door by the Speaker, and the Council stood prorogued accordingly until Tuesday, the sixth day of February next.

NOTICES OF MOTION AND ORDERS OF THE DAY FOR NEXT SESSION.

NOTICE OF MOTION:—

1. MR. WINDEYER to move, in the first week of the next session, that the Governor's Message on the Judicial Estimates, be taken into consideration.

ORDERS OF THE DAY:—

1. Customs' Laws amendment Bill; first reading.
2. Hawkers' and Pedlars' Laws amendment Bill; to be further considered in Committee.

ALEX. Mc LEAY,
Speaker

