

Votes

New South Wales.

No. 1.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 23 JUNE, 1863.

1. Opening of the Session :—The House met at Twelve o'clock, at noon, pursuant to Proclamation of His Excellency the Governor, bearing date the 25th day of May last, of which a copy was read by the Clerk, as follows :—

“ PROCLAMATION.

“ *By His Excellency the Right Honorable SIR JOHN YOUNG, Baronet, Knight
“ Commander of the Most Honorable Order of the Bath, Knight Grand Cross
“ of the Most Distinguished Order of St. Michael and St. George, Captain
“ General and Governor-in-Chief of the Colony of New South Wales, and Vice-
“ Admiral of the same.*

“ Whereas the Parliament of New South Wales now stands prorogued to
“ Friday, the twenty-ninth day of May instant: Now I, SIR JOHN YOUNG, in
“ pursuance of the power and authority in me vested, as Governor of the said
“ Colony, do hereby further prorogue the said Parliament to Tuesday, the twenty-
“ third day of June next ensuing; and I do hereby further announce and proclaim,
“ that the said Parliament shall assemble, for the despatch of business, on the
“ aforesaid twenty-third day of June next, at Twelve o'clock at noon, in the
“ Buildings known as the Council Chambers, situate in Macquarie-street, in the
“ City of Sydney; and the Members of the Legislative Council and Legislative
“ Assembly, respectively, are hereby required to give their attendance at the said
“ time and place accordingly.

“ Given under my Hand and Seal, at Government House, Sydney, this
“ twenty-fifth day of May, in the year of Our Lord one thousand
“ eight hundred and sixty-three, and in the twenty-sixth year of Her
“ Majesty's Reign.

“ (I.S.) JOHN YOUNG.

“ *By His Excellency's Command,*

“ CHARLES COWPER.

“ GOD SAVE THE QUEEN!”

2. New Writs issued to fill Vacancies :—

(1.) The Speaker reported, that in pursuance of the direction of the Electoral Act of 1858, he had issued Writs for the Election of Members to serve in this present Parliament :—

For Northumberland, in the room of Thomas Lewis, Esquire, resigned;
For West Sydney, in the room of William Charles Windcyer, Esquire, resigned;
For Liverpool Plains, in the room of Alexander Dick, Esquire, resigned;
For Gold Fields North, in the room of James Hoskins, Esquire, resigned;
For the Glebe, in the room of Thomas Ware Smart, Esquire, resigned;
For Central Cumberland, in the room of James Henry Atkinson, Esquire, resigned; and,—
For East Maitland, in the room of James Dickson, Esquire, deceased.

(2.) That certain of these Writs had been duly returned to him with the respective Certificates endorsed thereon, of the Election of the following Gentlemen, viz. :—
Atkinson Alfred Patrick Tighe, Esquire, to serve as Member for Northumberland;
Geoffrey Eagar, Esquire, to serve as a Member for West Sydney;
James Buchanan, Esquire, to serve as Member for Gold Fields, North;
Thomas Ware Smart, Esquire, to serve as Member for the Glebe;
Allan Macpherson, Esquire, to serve as a Member for Central Cumberland; and
John Bayley Darvall, Esquire, to serve as Member for East Maitland.

(3.)

- (3.) That the Writ for the Election of a Member to serve for the District of Liverpool Plains was issued, returnable on the 10th February, 1863; that such Writ, certifying to the Election of Marshall Burdekin, Esquire, had been returned, but had not reached him until the 20th February, when it came to hand accompanied by a letter from the Returning Officer, explaining that that Officer had been prevented from returning it in due time, in consequence of an unavoidable delay in taking the Poll at certain Polling-places,—that he had acquainted the Government with the circumstances of the case, and had then before him a Proclamation by His Excellency the Governor-in-Chief, bearing date 2nd March, 1863, declaring, in terms of the 58th section of the Electoral Act of 1858, the Election of Marshall Burdekin, Esquire, to be valid, notwithstanding such delay in the taking of the Poll and in the return of the Writ.
3. Protest against Return of Member:—Mr. Driver handed to the Speaker a paper purporting to be a Protest against the Return of the Member for Central Cumberland, returned to serve in the room of James Henry Atkinson, Esq.
4. Members Sworn:—
- (1.) Marshall Burdekin, Esquire, having taken the Oath and subscribed the Roll, took his Seat as Member for the Electoral District of Liverpool Plains.
 - (2.) Thomas Ware Smart, Esquire, having taken the Oath and subscribed the Roll, took his Seat as Member for the Electoral District of the Glebe.
 - (3.) Atkinson Alfred Patrick Tighe, Esquire, having taken the Oath and subscribed the Roll, took his Seat as Member for the Electoral District of Northumberland.
 - (4.) John Bayley Darvall, Esquire, having taken the Oath and subscribed the Roll, took his Seat as Member for the Electoral District of East Maitland.
 - (5.) Geoffrey Eagar, Esquire, having taken the Oath and subscribed the Roll, took his Seat as a Member for the Electoral District of West Sydney.
 - (6.) Allan Macpherson, Esquire, having taken the Oath and subscribed the Roll, took his Seat as a Member for the Electoral District of Central Cumberland.
5. Message from His Excellency the Governor:—The Usher of the Black Rod, being admitted, delivered a Message, "That it is the pleasure of the Governor that this "Honorable House do attend His Excellency immediately in the Legislative "Council Chamber."
- The House went, and, being returned, adjourned, on motion of Mr. Cowper, at twenty minutes before One o'clock, until Three o'clock This Day.

The House resumed pursuant to adjournment.

6. Papers:—

- (1.) Mr. Cowper laid upon the Table the undermentioned Papers:—
- (1.) Despatch from the Duke of Newcastle, dated 1 October, 1862, respecting Precedence of Heads of Religious Denominations.
 - (2.) Despatch from the Duke of Newcastle, dated 19 March, 1863, (with Enclosures,) respecting Block-Ship for the Defence of the Harbour of Port Jackson.
 - (3.) Letter from Major General Pratt, dated 3 February, 1863, (with Enclosures) relative to the Defences of the City of Sydney.
 - (4.) Further Correspondence relative to Steam Postal Service *via* Panama.
 - (5.) Further Correspondence relative to Representative Agent resident in London.
 - (6.) Sixth Yearly Report of Municipal Council relative to Sewerage and Water Supply.
 - (7.) Report from Medical Adviser to the Government (for 1862) on Vaccination.
 - (8.) Annual Ordnance Returns (dated 10 March, 1863.)
 - (9.) (Circular) Despatch, dated 31 December, 1862, from the Duke of Newcastle, relative to Joint Stock Banks in England.
- Ordered to be printed.
- (10.) Despatch from the Duke of Newcastle, dated 20 April, 1863, (with Enclosure) respecting "Act to prohibit future Grants of Public Money in Aid of "Public Worship."
- And the same having been read at length by the Clerk, by direction of the Speaker,—
- Ordered to be printed.
- (2.) Mr. Smart laid upon the Table the undermentioned Papers:—
- (1.) Abstracts of the Public Accounts of the Colony of New South Wales for the Year 1862.
 - (2.) Report of Board of Audit, (dated 23 March, 1863) on Colonial Treasury Accounts.
 - (3.) Despatch from the Duke of Newcastle, dated 13 November, 1862, (with Enclosures) respecting Sydney Branch Royal Mint.
 - (4.) Trust Moneys Deposit Account, (from 1 April, 1862, to 31 March, 1863).
 - (5.) Bank Liabilities and Assets for the quarters ending respectively 31 December, 1862, and 31 March, 1863.
 - (6.) Report from Steam Navigation Board, dated 13 December, 1862, relative to Collision between the "Kembla" and "Hunter."
 - (7.) Return (in part) to Order made by the Legislative Assembly, on 29 August, 1862, on motion of Mr. Holroyd, in reference to "Securities given by Public Servants."
 - (8.) Return to Order, made by the Legislative Assembly, on 2 December, 1862, on motion of Mr. Dangar, in reference to "Unclaimed Poundage Proceeds."
- Ordered to be printed.

7. District Court and Quarter Sessions at Dubbo :—Mr. Lord presented a Petition from certain Inhabitants of the Town of Dubbo, in the District of Bligh, deprecating the contemplated withdrawal of the District Court from Dubbo, and praying that that Town may further be proclaimed a place where Quarter Sessions may be permanently held.
Petition received.
8. Richard Peard :—Mr. Alexander presented a Petition from Richard Peard, late of the Goulburn Police Force, complaining of certain delays and disappointments which he has experienced in his endeavour to participate in the advantages of the Police Pension or Reward Fund.
Petition received.
9. Ordnance Land Act Amendment Bill :—Mr. Cowper having presented this Bill, Bill intituled, "*A Bill for confirming the transfer to the Secretary at War in England from the Principal Officers of Ordnance there of certain Lands in New South Wales and for amending the Ordnance Land Act of Council, 1840,*" read a first time.
10. The Governor's Opening Speech :—The Speaker reported that the House had this day attended the Governor in the Legislative Council Chamber, when His Excellency was pleased to deliver an Opening Speech to both Houses of Parliament, of which, for greater accuracy, he had obtained a copy, which he then read to the House, as follows :—

HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL,
AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

1. The period having arrived which is admitted to be the most convenient for transacting the public business, I have called you together for the discharge of the important duties with which you are intrusted.

2. It affords me great satisfaction again to meet you in Parliament, and to have the opportunity of recurring to your assistance and advice.

3. The Marriage of His Royal Highness the Prince of Wales with the Princess Alexandra of Denmark, which was solemnized in St. George's Chapel, Windsor, on the 10th March last, must be regarded as an alliance of deep interest to all classes of Her Majesty's subjects. The general enthusiasm with which this auspicious event was commemorated throughout the Colony, is a gratifying proof of the loyalty which pervades the community, and of their dutiful attachment to Her Majesty and the Royal Family.

4. When Parliament was prorogued in December last, serious apprehensions were entertained regarding a drought; but, through the goodness of Divine Providence in the early part of the year, the dry weather which had for some months afflicted the Colony was broken up by seasonable rains. In consequence of the failure in the crops, and the distress thereby occasioned to large numbers of industrious families, it was considered necessary to make advances of seed wheat and oats to small farmers in several districts. The favourable change which has taken place will, I trust, enable these parties to repay the advances made to them, and to continue in the homes from which they would otherwise have been driven.

5. Urgent representations have been made from time to time as to the necessity for holding Circuit Courts in the more remote districts. The subject is one deserving of anxious consideration, and I recommend it to your earliest attention.

6. The operation of the District Courts has been eminently successful, so far as their jurisdiction extends. A Bill will be submitted to you for supplying some omissions which have been found to exist in the provisions of the Act under which they were established.

7. The incorporation of Municipalities is proceeding steadily, and in nearly all the more populous localities they are now established. Independently of the great local advantages of these Institutions, and their value in creating a spirit of self-reliance, it is hoped that, at no distant period, the labours of the Central Government will be lessened, and the burdens of the General Revenue lightened, by their further adoption.

8. I am glad to be enabled to state that various public works, for which the liberality of Parliament has provided, have been completed, or are progressing satisfactorily. Among the more important of these are the Telegraph and Railway extensions. The former now embraces within its circuit nearly every considerable centre of population, and places them in communication with the Metropolis, with each other, and with the Colonies of South Australia, Victoria, and Queensland, affording at the same time a net revenue, over working expenses, sufficient to pay the interest on the debt created for its construction, and to make provision for renewal and repairs. The working lines of Railways have now reached the several points to which contracts were taken by Messrs. Peto, Brassey, and Co. In addition to the facilities thus afforded for the speedy and safe transmission of passengers and goods to and from the interior, there is reason to believe that, under judicious management, the burden of the railway debt may be considerably alleviated by the results of working these lines. Contracts have also been entered into for about one hundred miles of the extensions authorized during the last Session of Parliament, and fresh tenders are being called for as fast as the necessary preparations will permit.

GENTLEMEN

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

9. The Estimates for the ensuing year will be laid before you on an early day. An Additional Estimate for the year 1862, and a Supplementary Estimate for the year 1863, will also be submitted.

10. I have much pleasure in informing you that, notwithstanding some unfavourable circumstances, the Revenue from the Customs for the past year exceeded the sum realized during the year preceding. The estimated amount for the present year will also, I hope, be nearly if not quite realized. The reduction in the Gold duty, as well as the falling off in the yield from the Gold Fields, will cause a deficiency in the Revenue hitherto derived from those sources, and it seems probable that the Land Revenue will fall short of the amount expected. Full and accurate information upon these heads will be given at the earliest possible period.

11. The Debentures of this Colony realize, in the English and Colonial Markets, higher rates than at any former period.

HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL,
AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

12. The proceedings of the Representatives of the various Australian Colonies, who assembled in Melbourne in March and April last, to consider the question of a Uniform Tariff, will be laid before you, as well as the Correspondence which has since passed between the Governments of New South Wales and Victoria, on the subject of the Border Customs Duties.

13. Her Majesty's Government has promptly complied with an application, which I made in behalf of the Colony, for a Man-of-War to be stationed in the Harbour as a Block-ship. The Despatch of His Grace the Duke of Newcastle upon the subject will be communicated to you, and you will be invited to express your views in reference to the proposals of the Imperial authorities.

14. Additional correspondence, which has taken place with the Agent of the Colony, respecting the establishment of a fortnightly Postal Service by way of Panama, will also be laid before you. In the event of Parliament still desiring the establishment of this service, the Act 22 Vic., No. 15, will require to be amended.

15. The labours of the Commissioners for the adequate representation of this Colony at the Exhibition of the Industry of all Nations, held last year in London, having now terminated, I have much gratification in recording the high sense which I entertain of their zealous and disinterested exertions, which have resulted in placing the Colony in a high position amongst the competing industries of the World.

16. Measures calculated to effect social and legal improvements, some of which have already been before Parliament, will be brought under your consideration as the state of the public business will permit.

17. I pray that the Divine favour may be vouchsafed to you in all your deliberations, and lead you to the adoption of measures conducive to the welfare and happiness of the people of New South Wales.

Mr. Cunneen then moved, and Mr. Burdekin seconded the motion,—

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

(2.) That such Committee consist of the following members, viz. :—Mr. Cunneen, Mr. Burdekin, Mr. Caldwell, Mr. Darvall, Mr. Gordon, Mr. Hart, Mr. Lackey, and Mr. Robertson.

Question put and passed.

And the Committee retired to prepare the Address.

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

“ *To His Excellency the Right Honorable SIR JOHN YOUNG, Baronet, Knight
“ Commander of the Most Honorable Order of the Bath, Knight Grand Cross
“ of the Most Distinguished Order of St. Michael and St. George, Captain
“ General and Governor-in-Chief of the Colony of New South Wales, and Vice-
“ Admiral of the same.*

“ MAY IT PLEASE YOUR EXCELLENCY,—

“ We, Her Majesty's loyal and dutiful Subjects, the Members of the
“ Legislative Assembly of New South Wales, in Parliament assembled, desire to
“ express to Your Excellency our affection and loyalty to the Person and Govern-
“ ment of our Most Gracious Sovereign; and to offer our respectful thanks for
“ Your Excellency's Speech.

“ 1. We cordially agree with your Excellency that the Marriage of His
“ Royal Highness the Prince of Wales with the Princess Alexandra of Denmark
“ must be regarded as an alliance of deep interest to all classes of Her Majesty's
“ subjects, and that the general enthusiasm with which this auspicious event was
“ commemorated throughout the Colony is a gratifying proof of the loyalty which
“ pervades the community, and of their dutiful attachment to Her Majesty and
“ the Royal Family.

" 2. We are grateful to Divine Providence, through whose goodness the drought, which for some months afflicted the Colony, has been broken up by seasonable rains; and we trust that the favorable change which has taken place will prevent the distress and ruin which would otherwise have been occasioned to a large number of industrious families.

" 3. We agree with Your Excellency that the subject of making provision for holding Circuit Courts, in the more remote Districts of the Colony, is deserving of early attention. We are also glad to hear that the operation of the District Courts has been beneficial and we shall be prepared to give our best consideration to the Bill for amending the Act under which they were established, in order to secure their more complete efficiency.

" 4. It affords us much satisfaction to be informed that the Incorporation of Municipalities is proceeding steadily, and we believe that their further adoption will be attended with beneficial results to the Colony.

" 5. We are glad to learn that the construction of Telegraph lines and Railways is progressing.

" 6. We shall be prepared to give our best consideration to the Estimates of the Public Expenditure when submitted to us. We hope that the anticipated deficiency, in some sources of the Public Revenue, will only be temporary, and will not, to any serious extent, affect the general condition of the Finances. We hear with satisfaction that the Debentures of the Colony now realize higher rates than at any former period.

" 7. The documents with reference to the question of a uniform Tariff and the Customs Duties shall receive our best consideration.

" 8. The prompt compliance of Her Majesty's Government with the application which Your Excellency made, on behalf of the Colony, for a Man-of-War, to be stationed in the Harbour as a Block-ship, merits our grateful acknowledgment. Our earliest attention shall be given to the proposals contained in the Correspondence on that subject.

" 9. The additional Correspondence respecting a Fortnightly Postal Service by way of Panama, shall also receive our best consideration.

" 10. We join with your Excellency in acknowledging the zealous exertions of the Commissioners of New South Wales in the recent representation of this Colony in the Exhibition of the Industry of all Nations by which the Colony was placed in so high a position amongst its competitors.

" 11. We will give our best consideration to such measures as may be brought before us to effect social and legal improvements, and we unite with your Excellency in the expression of a desire that the Divine favour may be vouchsafed to us in all our deliberations, and lead us to the adoption of measures conducive to the welfare and happiness of the people of New South Wales."

Mr. Cunneen then moved, and Mr. Burdekin seconded the Motion,—That the Address, in reply to the Governor-in-Chief's Opening Speech, as read by the Clerk, be now adopted by this House.

Debate ensued.

Question put and passed.

11. Papers:—Mr. Cowper laid upon the Table the undermentioned Papers:—
 (1.) Report and Proceedings of Intercolonial Conference.
 (2.) Further Correspondence and Telegrams with reference to Intercolonial Conference and Border Customs.
 Ordered to be printed.

12. Adjournment:—Mr. Cowper,—intimating that he had it in command from the Governor, to state that His Excellency would be pleased to receive the Address of the Assembly in reply to his Opening Speech, at half-past Three o'clock to-morrow,—moved, That this House do now adjourn until to-morrow, at three o'clock, for the purpose of proceeding to Government House, there, at half-past Three o'clock, to present to the Governor their Address, in reply to His Excellency's Opening Speech.

Debate ensued.

Question put and passed.

Whereupon the Speaker left the Chair, and the House stood adjourned at six minutes after Seven o'clock, until To-morrow, at Three o'clock.

JOHN HAY,

Speaker.

WEDNESDAY, JUNE 24.

MEMO:—*The House to meet at Three o'clock this day, and proceed to Government House, there, at half-past Three o'clock, to present to the Governor their Address in reply to His Excellency's Opening Speech.*

NOTICES

NOTICES OF MOTION.

WEDNESDAY, JUNE 24.

1. MR. COWPER to move, That, unless otherwise ordered, this House will meet for Dispatch of Business at Three o'clock P.M. on Tuesday, Wednesday, Thursday, and Friday in each week.
2. MR. COWPER to move, That on Wednesday and Thursday in each week, unless otherwise ordered, Government Business take precedence of all other Business.
3. MR. COWPER to move, That on Tuesday and Friday in each week, unless otherwise ordered, Private Business shall take precedence of Government Business; and that on Fridays, Private Orders of the Day shall take precedence of Motions.
4. MR. COWPER to move, That the Order respecting the Transmission of Messages, agreed to by the two Houses during the Session of 1856-7, stand as a Sessional Order of this House for the present Session.
5. MR. COWPER to move, That, unless otherwise ordered, the Resumption of the Committee of Supply stand an Order of the Day, as of course, on each day on which Government Business shall have precedence.
6. MR. COWPER to move, That the Standing Orders Committee for the present Session consist of the following Members, viz:—The Speaker, Mr. Cowper, Mr. Arnold, Mr. Hart, Mr. Dalley, Mr. Weekes, Mr. Piddington, Mr. Samuel, Mr. Smart, and Mr. Wisdom, with leave to sit during any adjournment, and authority and power to send for persons, papers, and records, and to examine witnesses in any matter or thing referred to, or pending before the said Committee, and to confer upon subjects of mutual concernment with any Committee appointed for similar purposes by the Legislative Council.
7. MR. COWPER to move, That the Library Committee for the present Session consist of the following Members, viz:—The Speaker, Mr. Cowper, Mr. Arnold, Mr. Cunneen, Mr. Dalley, Dr. Lang, Mr. Faucett, Mr. Wilson, Mr. Wisdom, and Mr. Hart, with leave to sit during any adjournment.
8. MR. COWPER to move, That the Chairman of a Select Committee on a Private Bill be entitled to vote on all questions in the same way as other Members of such Committee; and in case of an equality of votes, exercise a second or casting vote.
9. MR. COWPER to move, That, unless otherwise ordered, all Petitions, except those for Private Bills, presented to, and received by, this House, during the present Session, shall, as of course, be printed.
10. MR. COWPER to move, That with a view to more effectually carrying out the 41st Standing Order, the following Rules be observed as a Sessional Order of this House for the present Session:—
 - (1.) Members balloting for a Select Committee shall place the Balloting Papers after completion, in the hands of the Clerk of the House (or in his absence the Officer acting in his stead), giving time for him to note one paper (as hereinafter mentioned) before another is presented.
 - (2.) The Clerk shall have before him a complete printed list of the Members of the House, and on the presentation of any Balloting Paper, shall place his initials against the entry in such list of the name of the Member presenting such Balloting Paper, and the Clerk shall place such list so initialed on record, with the other proceedings of the Ballot.
11. MR. COWPER to move, That Robert Wisdom, Esquire, be Chairman of Committees of the whole House during the present Session.
12. MR. MARTIN to move,—
 - (1.) That, in the opinion of this House, it is highly improper for any of Her Majesty's Ministers in this Colony, and more especially the Colonial Treasurer, to be a Director or Manager of any private Banking, Insurance, or Loan Company whatsoever.
 - (2.) That the foregoing Resolution be embodied in an Address, and presented to His Excellency the Governor.
13. CAPTAIN MORIARTY to move, That it be an Order of this House for the present Session, that no New Business be entered upon after Eleven o'clock, P.M.
14. MR. WILSON to move for leave to introduce a Bill to remove any Doubts that may exist as to the so-called Church and School Lands being Waste Lands of the Crown.

Questions;—

1. MR. WILSON to ask THE COLONIAL SECRETARY,—Is it the intention of the Government to recommend His Excellency the Governor to exercise the Prerogative of Mercy and Pardon in favor of Owen, convicted of rioting at Burrangong?
2. MR. WILSON to ask THE SECRETARY FOR LANDS,—Is it the intention of the Government to introduce a Bill this Session to amend the Gold Field's Act; if so, when?
3. MR. WILSON to ask THE COLONIAL SECRETARY,—Is it the intention of the Government to introduce a Bill on Education this Session; if so, when?
4. MR. PIDDINGTON to ask THE COLONIAL SECRETARY,—Is it the intention of the Government to introduce any Bill, during the present Session, for the purpose of reconstructing the Legislative Council upon an Elective basis; and, if so, when will the measure be introduced?

5. MR. LOVE to ask THE SECRETARY FOR PUBLIC WORKS,—Whether the Government intend to proceed with the building of the Public Free Library, on the site purchased for it in Elizabeth-street; if this be intended, why has the building been delayed?
6. MR. W. FORSTER to ask THE COLONIAL SECRETARY,—With reference to the case of John Hart, deceased, whose death was the subject of certain magisterial investigations at Liverpool, and subsequently of a Coroner's Inquest at the same place,—
 - (1.) What steps have been taken towards the apprehension or pursuit of Fagan?
 - (2.) What steps have been or will be taken in regard to the two Magistrates, Messrs. Moore and Jones, concerned in the magisterial investigations above referred to?
 - (3.) Has the conduct of Dr. Smith, who gave evidence at the inquest above referred to, been made the subject of inquiry or animadversion by the Government?
 - (4.) Has a letter reached the Government from myself to the Colonial Secretary, dated May 19, 1863, asking in substance the above questions?

THURSDAY, JUNE 25.

1. MR. COWPER to move for leave to bring in a Bill to amend the Law relating to Municipal Institutions.
2. MR. ROBERTSON to move for leave to introduce a Bill to provide a Fund for suppressing certain evils affecting the Pastoral Interests.

Question :—

1. MR. MORRIS to ask THE SECRETARY FOR LANDS,—If it is the intention of the Government to introduce a Bill to amend the Scab Act?

FRIDAY, JUNE 26.

1. MR. MARTIN to move,—
 - (1.) That a Select Committee of this House be appointed to inquire into, and report upon, all instances, during the last three years, in which payments have been made out of the Public Funds of this Colony without the authority of Parliament, with liberty to send for persons and papers.
 - (2.) That such Committee consist of the following Members:—Mr. Cowper, Mr. Wilson, Mr. Piddington, Mr. W. Forster, Mr. Samuel, Mr. Eager, Mr. Macleay, Mr. Harpur, Mr. Dalley, and the Mover.
2. MR. DALGLEISH to move, That the Evidence taken and Documents produced before the Select Committee to whom was referred the Petition of T. C. Bentley, presented to this House on Friday, 24th October, 1862, together with the Progress Report agreed to by that Committee be laid upon the Table of this House.

3. MR. LORD to move, That the Petition from the Residents of Dubbo, presented by him, on the 23rd June, be printed.

Question :—

1. MR. LUCAS to ask THE COLONIAL TREASURER,—When the Return for the last six months relative to the expense of advertising Public Business in the various newspapers throughout the Colony, which was ordered on the 7th of October last, will be laid on the Table of this House?

TUESDAY, JUNE 30.

1. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all Correspondence and other Papers of the Board of National Education, connected with the Removal of Mr. Sanders from his office as Teacher under the said Board.
2. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all Correspondence between the Government, and any person or persons, of all Memorials or Petitions, and of all Minutes of the Executive Council, having reference to the trial and execution of Mahomet Cassim.
3. MR. WILSON to move, That there be laid upon the Table of this House, a Return in the shape of a debit and credit account, shewing the total cost of, and proceeds from the flock of Alpacas, from the date of their importation to the present time; also, all the Correspondence between the Government, and any person or persons, having reference to the dismissal or suspension of Mr. C. Ledger.
4. MR. ALLEN to move, That the Report of the Select Committee, laid upon the Table of this House last Session, in the case of Miss Isabella Mary Kelly, be now adopted.
5. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1864, a sum not exceeding £25,000, for the support of Ministers of the English and Roman Catholic Churches, or of other denominations, where the members are in sufficient number, at the rate of £300 to each Clergyman, at the following places:—Deniliquin, Wentworth, Hay, Albury, Tumut, Gundagai, Wagga Wagga, Lambing Flat, Lachlan Gold Fields, Condobolin, Bulligal, Molong, Orange, Wellington, Dubbo, Fort Bourke, Walgett, Coonabarabran, Coonamble, Warialda, Moree, M'Intyre District, Wee Waa, Narrabri, Rylstone, Turon, Gunnedah, Murrurundi, Hargraves, Louisa Creek, Carroll, Nundle, Bundarra, Bingera, Tenterfield, Dundee, Glen Innes, Wellingrove, Eden, Bombala, Kiandra, Nimmitybell, and Gulf Diggings.

6. MR. MACPHERSON to move, That there be laid on the Table of this House,—
 - (1.) A Return showing the names and residences of the persons to whom Seed Wheat and Oats have been supplied by the Government, specifying the districts—the quantity supplied—and the prices charged.
 - (2.) Copy of the form of security or bond, if any, taken by the Government from the persons to whom such Seed Wheat or Oats have been supplied.
7. MR. RUSDEN to move, That it is the opinion of this House that Commons or Reserves should be immediately proclaimed in connexion with various Townships in the interior of the Colony.
8. MR. RUSDEN to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all Persons proceeded against by order of the Government or the Police Authorities for Trespass or Illegal Occupation of Crown Lands under section 33 of the Crown Lands Occupation Act, since the passing of the Crown Lands Alienation and Occupation Acts, specifying in each case the name of the party proceeded against, the name of the informer, the locality, the nature of the trespass, and the result of the proceedings.
 - (2.) A Return of all Persons dispossessed in consequence of such proceedings as aforesaid.
 - (3.) A Return of all Correspondence on the subject.

Question :—

1. MR. DARVALL to ask THE SECRETARY FOR PUBLIC WORKS,—Whether it is the intention of the Government to place upon the Estimates any and what sum of money for building a Bridge over Bank-street, East Maitland, or for otherwise relieving East Maitland from the periodical floods which are caused by the railway embankment across that street ?

WEDNESDAY, JULY 1.

1. MR. SMART to move for leave to bring in a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses.
2. MR. SMART to move for leave to bring in a Bill to amend the Laws relating to Seamen.
3. MR. SMART to move for leave to bring in a Bill to consolidate and amend the Laws relating to the Customs.
4. MR. COWPER to move for leave to introduce a Bill to promote Elementary Education.
5. MR. ROBERTSON to move for leave to introduce a Bill to regulate the Impounding of Cattle.

TUESDAY, JULY 7.

1. MR. DRIVER to move, That the Report of the Select Committee appointed to inquire into and report upon the Management of the Central Police Office, presented to this House on the 12th December last, be now adopted.
2. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates for the ensuing year a sum of money equal to the amount of the balance now remaining of the proceeds of the Sale of the Goods of John Cockerell seized and sold by the Government, with the view of refunding the same.
3. MR. DRIVER to move for leave to introduce a Bill to Amend the Law of Evidence in Criminal Cases.
4. MR. W. FORSTER to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all Inspectors appointed by the Executive Government under the Scab in Sheep Act of 1861, from the time of passing of the said Act to the present time, specifying in each case the names of the Inspector, and of the District; the date of appointment; the date when any such appointment ceased, and the reasons why.
 - (2.) Copies of all correspondence between the Executive Government, and any person or persons, and of all Memorials and Petitions, and of all Minutes of the Executive Council, on the same subject.
 - (3.) Copies of Information and Proceedings before the Court of Petty Sessions at Cassilis, on or about the 15th and 29th days of April, 1863, in matter of certain sheep formerly belonging to S. Loder, Esq., of Collie Creek, alleged to be infected with scab, upon the information of Mr. G. Bowman, Inspector, Mr. E. Walker, Poundkeeper, and Mr. J. E. Johnstone, Inspector.

New South Wales.

No. 2.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 24 JUNE, 1863.

1. The House met pursuant to adjournment; The Speaker took the Chair.
Address in reply to the Governor's Opening Speech:—On motion of Mr. Cowper, (at twenty-five minutes after Three o'clock) the Assembly proceeded to Government House, there to present to the Governor their Address in reply to His Excellency's Opening Speech:—
And, being returned, the Speaker reported that the Assembly had been to Government House, and there presented to the Governor their Address in reply to His Excellency's Opening Speech, and that His Excellency had been pleased to make the following answer:—
MR. SPEAKER AND GENTLEMEN OF THE
LEGISLATIVE ASSEMBLY.
I thank you for your dutiful Address, and for the assurance it conveys that you will devote your best consideration to the various measures of social and legal improvements which will be submitted to you during the Session.
JOHN YOUNG.
*Government House,
Sydney, 24th June, 1863.*
2. Papers:—Mr. Cowper laid upon the Table the undermentioned Papers:—
(1.) Return to Address, in reference to "Michael Farrell,—Administration of "Justice," adopted by the Legislative Assembly, on motion of Mr. W. Forster, on 19 December, 1862, A.M.
(2.) Return to Address, in reference to "Returns of Criminal Convictions," adopted by the Legislative Assembly, on motion of Mr. Harpur, on 2 December, 1862.
(3.) Report of Sydney Grammar School, 1862.
(4.) Bye-Laws of St. Paul's College, dated January 3, 1863. (*Presented under Clause 13 of the Act of Incorporation.*)
(5.) List of Office-Bearers and Directors of the Destitute Children's Asylum for 1863. (*Presented under provisions of Act of Incorporation.*)
Ordered to be printed.
3. Seat of Member for Central Cumberland:—Mr. Driver presented a Petition from Robert Andrews, of Sydney, representing that, under the circumstances therein set forth, the seat of the late Member for Central Cumberland, James Henry Atkinson, Esquire, ought to have been declared vacant by a resolution of this House, and that the recent Writ to supply his place was improperly issued on the resignation of that gentleman; and praying that a new Writ may therefore be issued.
Petition received.
4. Vacant Seat:—(*Question of Privilege*)—Mr. W. Forster moved, (without notice)—That the Seat of Clark Irving, Esquire, held by him as Member for the Electoral District of Clarence River, hath become and is now vacant by reason of Clark Irving, Esquire, having absented himself from this House during an entire Session without permission of the Assembly entered upon its Journals.
Debate ensued.
Exception being taken to the entertainment of this Question, without notice,—the Speaker overruled the objection, on the ground (see May, 4th Edition, page 546), that a motion for a new Writ ordinarily takes precedence of other motions, as a question of privilege, and is made without notice.
Question then put and passed.
5. Magisterial Protection, Brisbane Water:—Mr. Faucett presented a Petition from the Inhabitants of Brisbane Water, deprecating the removal of Messrs. Hely, Harrison, and Scott, from the Commission of the Peace; and soliciting an inquiry into the conduct of the whole of the Magistracy of that District on 1st December, 1862, and the appointment of a Stipendiary Magistrate.
Petition received.

6. Mr. Sub-Commissioner Cooper:—Mr. Wilson presented a Petition from Samuel Hawkins, T. H. Wingrave, and James Martin, the shareholders of the "Homeward Bound Company," New Chum Hill, Kiandra, representing that they have suffered great pecuniary loss in gold mining operations in connexion with a certain water privilege, at Kiandra, in consequence of various orders and decisions of Mr. Sub-Commissioner Cooper; and praying relief.
Petition received.
7. Business Days—(*Sessional Order*):—Mr. Cowper moved, pursuant to notice, That, unless otherwise ordered, this House will meet for Dispatch of Business at Three o'clock P.M. on Tuesday, Wednesday, Thursday, and Friday in each week.
Debate ensued.
Question put and passed.
8. Days for Precedence of Government Business—(*Sessional Order*):—Mr. Cowper moved, pursuant to notice, That on Wednesday and Thursday in each week, unless otherwise ordered, Government Business take precedence of all other Business.
Question put and passed.
9. Days for Precedence of Private Business, and relative precedence of Private Orders—(*Sessional Order*):—Mr. Cowper moved, pursuant to notice, That on Tuesday and Friday in each week, unless otherwise ordered, Private Business shall take precedence of Government Business; and that on Fridays, Private Orders of the Day shall take precedence of Motions.
Mr. Martin moved, That the question be amended by omitting all the words after the words "Government Business."
Debate ensued.
Proposed amendment by leave withdrawn.
Original question put and passed.
10. Transmission of Messages between the two Houses—(*Sessional Order*):—Mr. Cowper moved, pursuant to notice, That the Order respecting the Transmission of Messages, agreed to by the two Houses during the Session of 1856-7, stand as a Sessional Order of this House for the present Session.
Question put and passed.
11. Days for Committee of Supply (*Sessional Order*):—Mr. Cowper moved, pursuant to notice, That, unless otherwise ordered, the Resumption of the Committee of Supply stand an Order of the Day, as of course, on each day on which Government Business shall have precedence.
Question put and passed.
12. Standing Orders Committee (*Sessional Order*):—Mr. Cowper moved, pursuant to notice, That the Standing Orders Committee for the present Session consist of the following Members, viz:—The Speaker, Mr. Cowper, Mr. Arnold, Mr. Hart, Mr. Dalley, Mr. Weekes, Mr. Piddington, Mr. Samuel, Mr. Smart, and Mr. Wisdom, with leave to sit during any adjournment, and authority and power to send for persons, papers, and records, and to examine witnesses in any matter or thing referred to, or pending before the said Committee, and to confer upon subjects of mutual concernment with any Committee appointed for similar purposes by the Legislative Council.
Question put and passed.
13. Library Committee (*Sessional Order*):—Mr. Cowper moved, pursuant to notice, That the Library Committee for the present Session consist of the following Members, viz:—The Speaker, Mr. Cowper, Mr. Arnold, Mr. Cunneen, Mr. Dalley, Dr. Lang, Mr. Faucett, Mr. Wilson, Mr. Wisdom and Mr. Hart, with leave to sit during any adjournment.
Question put and passed.
14. Vote of Chairman of Select Committee on Private Bill (*Sessional Order*):—Mr. Cowper moved, pursuant to notice, That the Chairman of a Select Committee on a Private Bill be entitled to vote on all questions in the same way as other Members of such Committee; and in case of an equality of votes, exercise a second or casting vote.
Question put and passed.
15. Printing Petitions:—Mr. Cowper moved, pursuant to notice, That, unless otherwise ordered, all Petitions, except those for Private Bills, presented to, and received by this House, during the present Session, shall, as of course, be printed.
Debate ensued.
Motion by leave withdrawn.
16. Balloting for Select Committees (*Sessional Order*):—Mr. Cowper moved, pursuant to notice, That with a view to more effectually carrying out the 41st Standing Order, the following Rules be observed as a Sessional Order of this House for the present Session:—
(1.) Members balloting for a Select Committee shall place the Balloting Papers, after completion, in the hands of the Clerk of the House (or in his absence the Officer acting in his stead), giving time for him to note one paper (as hereinafter mentioned) before another is presented.
(2.) The Clerk shall have before him a complete printed list of the Members of the House, and, on the presentation of any Balloting Paper, shall place his initials against the entry in such list of the name of the Member presenting such Balloting Paper, and the Clerk shall place such list so initialed on record, with the other proceedings of the Ballot.
Debate ensued.
Question put and passed.

17. Chairman of Committees of the Whole House:—Mr. Cowper moved, pursuant to notice, That Robert Wisdom, Esquire, be Chairman of Committees of the whole House during the present Session.
Question put and passed.
Whereupon Mr. Wisdom made his acknowledgments to the House.
18. Papers:—Mr. Arnold laid upon the Table the undermentioned Papers:—
(1.) Return to Order in reference to "Compensation for opening Public Roads through Private Property," made by the Legislative Assembly, on motion of Mr. Dangar, on 29 July, 1862.
Ordered to be printed.
(2.) Return to Order, in reference to "Repairs of Parramatta Road," made by the Legislative Assembly, on motion of Mr. Samuel, on 2 December, 1862.
(3.) Return to Order, in reference to "Road Votes for Northern Districts," made by the Legislative Assembly, on motion of Mr. Dangar, on 31 December, 1861.
19. Ministerial Offices:—Mr. Martin moved, pursuant to notice,—
(1.) That, in the opinion of this House, it is highly improper for any of Her Majesty's Ministers in this Colony, and more especially the Colonial Treasurer, to be a Director or Manager of any private Banking, Insurance, or Loan Company whatsoever.
(2.) That the foregoing Resolution be embodied in an Address, and presented to His Excellency the Governor.
Debate ensued.
Question by consent amended, so as to read thus,—
(1.) That, in the opinion of this House, it is not desirable that any of Her Majesty's Ministers in this Colony, should be a Director or Manager of any Private Banking, Insurance, or Loan Company, whatsoever.
(2.) That the foregoing Resolution be embodied in an Address, and presented to His Excellency the Governor.
Debate continued.
Question, as so amended, put and passed.
20. Limitation of Business Hours (*Sessional Order*):—Capt. Moriarty moved, pursuant to notice, That it be an Order of this House for the present Session, that no New Business be entered upon after Eleven o'clock, P.M.
Debate ensued.
Mr. Dalgleish moved, That the Question be amended by the addition of the following words at the end thereof:—"And that in Committee of Supply or Committee of the whole House, no new Item of Expenditure or Clause of a Bill shall be considered after that hour."
Debate continued.
Question,—That the words proposed to be added be there added,—put and negatived.
Original Question then put.
The House divided.

Ayes, 39.

Mr. Cowper,	Mr. Piddington,
Mr. Smart,	Mr. Sutherland,
Mr. Haworth,	Mr. Allen,
Mr. Holt,	Mr. Macleay,
Mr. Alexander,	Mr. Wisdom,
Mr. Love,	Mr. Leary,
Mr. Caldwell,	Mr. Sadleir,
Mr. Burdckin,	Mr. Raper,
Mr. Egan,	Mr. Samuel,
Mr. C. Cowper, junr.,	Mr. Macpherson,
Mr. Stewart,	Mr. Hart,
Mr. Plett,	Mr. Tighe,
Mr. Harpur,	Mr. Close,
Mr. Bagur,	Mr. Morrice,
Mr. Terry,	Dr. Lang,
Capt. Moriarty,	Mr. Martin,
Mr. Wilson,	<i>Tellers.</i>
Mr. Cunneen,	
Mr. Dangar,	Mr. Lucas,
Mr. Gordon,	Mr. Walker.
Mr. Rusden,	

Noes, 7.

Mr. Dalgleish,
Mr. Garrett,
Mr. Lord,
Mr. R. Forster,
Mr. W. Forster,
<i>Tellers.</i>
Mr. Bell,
Mr. Morris.

21. Church and School Lands Declaratory Bill:—
(1.) Mr. Wilson moved, pursuant to notice, for leave to introduce a Bill to remove any Doubts that may exist as to the so-called Church and School Lands being Waste Lands of the Crown.
Question put and passed.
(2.) Mr. Wilson having presented this Bill, Bill, intituled "A Bill to remove any Doubts that may exist as to the Church and School Lands being Waste Lands of the Crown," read a first time.
Ordered to be printed, and read a second time on Friday week.
The House adjourned at a quarter before Eleven o'clock, until To-morrow at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, JUNE 25.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. COWPER to move for leave to bring in a Bill to amend the Law relating to Municipal Institutions.
2. MR. ROBERTSON to move for leave to introduce a Bill to provide a Fund for suppressing certain evils affecting the Pastoral Interests.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. DALGLEISH to move, That the Clerk of the House shall enter upon the Minutes of the Votes and Proceedings the Questions, of which formal notice shall have been given, put to the Members representing the Government in this House, and the Answers returned to the same.

Questions :—

1. MR. MORRIS to ask THE SECRETARY FOR LANDS,—If it is the intention of the Government to introduce a Bill to amend the Scab Act?
2. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—When the Returns ordered on the 9th day of December last, respecting the proposed Bridge over the River Paterson, at Dunmore, will be laid on the Table of the House?
3. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—When the Returns ordered on the 9th day of December last, respecting the proposed Bridge over the Hunter, at West Maitland, will be laid on the Table of the House?
4. MR. DANGAR to ask THE SECRETARY FOR LANDS,—If it is the intention of the Government to introduce, this Session, a Bill for the Registration of Brands, with a view of suppressing cattle stealing; if so, when?
5. MR. RUSDEN to ask THE COLONIAL TREASURER,—When it is the intention of the Government to lay on the Table of the House the Estimates of Expenditure for 1864?
6. MR. W. FORSTER to ask THE COLONIAL SECRETARY,—
 - (1.) Have the proceedings of the Board of Denominational Education, or of the Dean of Sydney, in regard to the discontinuance of the Canberra Denominational School, and the removal or dismissal of Mr. Andrew Wotherspoon from the office of Teacher to the said school, been reported to, or inquired into, by the Government?
 - (2.) If so, what course do the Government propose taking in the matter?
7. MR. LEARY to ask THE SECRETARY FOR PUBLIC WORKS,—If a contract has been taken for the reclamation of the Woolloomooloo Bay; if so, when is it to be completed?
8. MR. MACLEAY to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What is the reason that the Bridge over the Murrumbidgee, at Gundagai, for which money was voted by Parliament about two years ago, has not been proceeded with?
 - (2.) When is it likely that this most important work will be commenced?

FRIDAY, JUNE 26.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MARTIN to move,—
 - (1.) That a Select Committee of this House be appointed to inquire into, and report upon, all instances, during the last three years, in which payments have been made out of the Public Funds of this Colony without the authority of Parliament, with liberty to send for persons and papers.
 - (2.) That such Committee consist of the following Members:—Mr. Cowper, Mr. Wilson, Mr. Piddington, Mr. W. Forster, Mr. Samuel, Mr. Eagar, Mr. Macleay, Mr. Harpur, Mr. Dalley, and the Mover.
2. MR. DALGLEISH to move, That the Evidence taken and Documents produced before the Select Committee to whom was referred the Petition of T. C. Bentley, presented to this House on Friday, 24th October, 1862, together with the Progress Report agreed to by that Committee be laid upon the Table of this House.
3. MR. LORD to move, That the Petition from the Residents of Dubbo, presented by him, on the 23rd June, be printed.

Questions :—

1. MR. LUCAS to ask THE COLONIAL TREASURER,—When the Return for the last six months relative to the expense of advertising Public Business in the various newspapers throughout the Colony, which was ordered on the 7th of October last, will be laid on the Table of this House?
2. MR. SADLEIR to ask THE COLONIAL SECRETARY,—Is it the intention of the Government to amend the present Police Act, and to re-organize the Police Force, this Session?
3. MR. SADLEIR to ask THE COLONIAL SECRETARY,—Is it the intention of the Government, this Session, to introduce a comprehensive system of Prison Management, with a view to the reformation as well as the punishment of the Criminal?

4. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 (1.) If it is true that a contract has been entered into for the erection of a Bridge over the River Hunter, at Pitnacree, without the consent of Parliament or money voted for its erection?
 (2.) What is the sum agreed upon for its erection, and has the contract been signed?
 (3.) Do the Government intend to erect a Bridge over the Hunter at the Falls, or any place in West Maitland, for the money voted, and when?
 (4.) By whose authority has the sum of money voted for the erection of the Pitnacree Bridge been transferred?
5. MR. LUCAS *to ask* THE COLONIAL SECRETARY,—What steps, if any, have been taken towards the establishment of Juvenile Reformatories, for which £20,000 was voted the Sessions before last?
6. MR. LORD *to ask* THE SECRETARY FOR LANDS,—Whether, in the Leases or Licenses to be granted to the Pastoral Tenants of the Crown under the present Land Act, after the year 1866, the right of renewal is included?

TUESDAY, JUNE 30.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WILSON *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all Correspondence and other Papers of the Board of National Education, connected with the Removal of Mr. Sanders from his office as Teacher under the said Board.
2. MR. WILSON *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all Correspondence between the Government, and any person or persons, of all Memorials or Petitions, and of all Minutes of the Executive Council, having reference to the trial and execution of Mahomet Cassim.
3. MR. WILSON *to move*, That there be laid upon the Table of this House, a Return in the shape of a debit and credit account, shewing the total cost of, and proceeds from the flock of Alpacas, from the date of their importation to the present time; also, all the Correspondence between the Government, and any person or persons, having reference to the dismissal or suspension of Mr. C. Ledger.
4. MR. ALLEN *to move*, That the Report of the Select Committee, laid upon the Table of this House last Session, in the case of Miss Isabella Mary Kelly, be now adopted.
5. MR. MACLEAY *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1864, a sum not exceeding £25,000, for the support of Ministers of the English and Roman Catholic Churches, or of other denominations, where the members are in sufficient number, at the rate of £300 to each Clergyman, at the following places :—Deniliquin, Wentworth, Hay, Albury, Tumut, Gundagai, Wagga Wagga, Lambing Flat, Lachlan Gold Fields, Condobolin, Bulligal, Molong, Orange, Wellington, Dubbo, Fort Bourke, Walgett, Coonabarabran, Coonamble, Warialda, Moree, M'Intyre District, Waa, Narrabri, Rylstone, Turon, Gunnedah, Murrurundi, Hargraves, Louisa Creek, Carroll, Nundle, Bundarra, Bingera, Tenterfield, Dundee, Glen Innes, Wellingrove, Eden, Bombala, Kiandra, Nimmitybell, and Gulf Diggings.
6. MR. MACPHERSON *to move*, That there be laid on the Table of this House,—
 (1.) A Return showing the names and residences of the persons to whom Seed Wheat and Oats have been supplied by the Government, specifying the districts—the quantity supplied—and the prices charged.
 (2.) Copy of the form of security or bond, if any, taken by the Government from the persons to whom such Seed Wheat or Oats have been supplied.
7. MR. RUSDEN *to move*, That it is the opinion of this House that Commons or Reserves should be immediately proclaimed in connexion with various Townships in the interior of the Colony.
8. MR. RUSDEN *to move*, That there be laid upon the Table of this House,—
 (1.) A Return of all Persons proceeded against by order of the Government or the Police Authorities for Trespass or Illegal Occupation of Crown Lands under section 33 of the Crown Lands Occupation Act, since the passing of the Crown Lands Alienation and Occupation Acts, specifying in each case the name of the party proceeded against, the name of the informer, the locality, the nature of the trespass, and the result of the proceedings.
 (2.) A Return of all Persons dispossessed in consequence of such proceedings as aforesaid.
 (3.) A Return of all Correspondence on the subject.
9. MR. HARRUP *to move*,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the disturbed condition of the South-Western Districts, and the measures taken by the Police for the suppression of crime and for the apprehension and custody of suspected persons.
 (2.) That such Committee consist of Mr. Cowper, Mr. Wilson, Mr. W. Forster, Mr. Alexander, Mr. Dangar, Mr. Saddleir, Mr. Driver, Mr. Piddington, Mr. Dalgleish, and the Mover.

10. MR. HARPUR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of all Correspondence, Statements, and Petitions, and of all Minutes of the Executive Council, relating to the trial and execution of Henry Manns, for robbing the Escort; and to the commutation of the sentence of death passed upon Alexander Fordyce and John Bow, convicted of the same offence.
11. MR. HARPUR to move, That in the opinion of this House, it is necessary to the faithful and efficient discharge of the business of Parliament that provision should be made for the payment of Members, and that a Bill for this purpose ought forthwith to be introduced.
12. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to capital punishment, so as to limit the infliction thereof to the crime of wilful murder.
13. MR. HARPUR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the present year, a sum not exceeding £3,000, to be paid over to Mrs. Caroline Chisholm, as a public acknowledgment of the long course of valuable and gratuitous services rendered by that lady to the Colony, and to assist in placing her above the reach of want in her old age.
14. MR. LUCAS to move, That there be laid upon the Table of this House, a Return shewing:—
 - (1.) The Expense of publishing the *Government Gazette*.
 - (2.) The number of copies struck off at each publication.
 - (3.) The number of private subscribers during the year 1862.
 - (4.) What would be the probable cost per 1,000 copies over the present number issued.
15. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts, specifying in each case, for the last three years, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence, by the Government; and the extent to which the contract was carried out.
16. MR. DRIVER to move, That the Seat of James Henry Atkinson, Esquire, as one of the Members for the Electoral District of Central Cumberland, hath become and is now vacant by reason of the Insolvency of the said James Henry Atkinson, Esquire.
17. MR. DRIVER to move, That the Petition of Robert Andrews, presented to this House on the 24th June, be referred to the Elections and Qualifications Committee.

Question;—

1. MR. DARVALL to ask THE SECRETARY FOR PUBLIC WORKS,—Whether it is the intention of the Government to place upon the Estimates any and what sum of money for building a Bridge over Bank-street, East Maitland, or for otherwise relieving East Maitland from the periodical floods which are caused by the railway embankment across that street?

WEDNESDAY, JULY 1.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. SMART to move for leave to bring in a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses.
2. MR. SMART to move for leave to bring in a Bill to amend the Laws relating to Seamen.
3. MR. SMART to move for leave to bring in a Bill to consolidate and amend the Laws relating to the Customs.
4. MR. COWPER to move for leave to introduce a Bill to promote Elementary Education.
5. MR. ROBERTSON to move for leave to introduce a Bill to regulate the Impounding of Cattle.

FRIDAY, JULY 3.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Church and School Lands Declaratory Bill; second reading.

TUESDAY, JULY 7.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DRIVER to move, That the Report of the Select Committee appointed to inquire into and report upon the Management of the Central Police Office, presented to this House on the 12th December last, be now adopted.
2. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates for the ensuing year a sum of money equal to the amount of the balance now remaining of the proceeds of the Sale of the Goods of John Cockerell seized and sold by the Government, with the view of refunding the same.

3. Mr. DRIVER to move for leave to introduce a Bill to Amend the Law of Evidence in Criminal Cases.
 4. Mr. W. FORSTER to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all Inspectors appointed by the Executive Government under the Scab in Sheep Act of 1861, from the time of passing of the said Act to the present time, specifying in each case the names of the Inspector, and of the District; the date of appointment; the date when any such appointment ceased, and the reasons why.
 - (2.) Copies of all correspondence between the Executive Government, and any person or persons, and of all Memorials and Petitions, and of all Minutes of the Executive Council, on the same subject.
 - (3.) Copies of Information and Proceedings before the Court of Petty Sessions at Cassilis, on or about the 15th and 29th days of April, 1863, in matter of certain sheep formerly belonging to S. Loder, Esq., of Collie Creek, alleged to be infected with scab, upon the information of Mr. G. Bowman, Inspector, Mr. E. Walker, Poundkeeper, and Mr. J. E. Johnstone, Inspector.
 5. Mr. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House,—
 - (1.) Copies of proceedings before any Magistrate or Magistrates at Liverpool, having reference to the death of John Hart, in the Benevolent Asylum of that town, on or about 23 September, 1862.
 - (2.) Copies of proceedings at the Coroner's Inquest held at the Police Office, Liverpool, on the body of the said John Hart.
 - (3.) Copies of all Correspondence between the Executive Government and any person or persons on the same subject.
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[Price, d.]

New South Wales.

No. 3.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 25 JUNE, 1863.

1. The House met pursuant to adjournment; The Speaker took the Chair.
Papers:—
 - (1.) Mr. Cowper laid upon the Table the undermentioned Papers:—
 - (1.) Returns under the 103rd Clause of the District Courts Act of 1858.
 - (2.) Report of University of Sydney for 1862. (*Presented under Clause 22 of the Act 14 Vict., No. 32.*)
 Ordered to be printed.
 - (2.) Mr. Robertson laid upon the Table the undermentioned Papers:—
 - (1.) Schedule of Crown Lands reserved from sale until surveyed, for the preservation of Water Supply or other Public purposes. (*Presented in accordance with 4th Section of Crown Lands Alienation Act of 1861.*)
 - (2.) Additional Regulations under the Gold Fields Act of 1861.
 - (3.) Regulations under Cattle Disease Prevention Act of 1861. (*Presented in accordance with Clause 3 of Act 24 Vict., No. 11.*)
 Ordered to be printed.
2. Committee of Elections and Qualifications:—The Speaker, pursuant to the requirement of the Electoral Act of 1858, laid upon the Table his Warrant, appointing the Committee of Elections and Qualifications for the present Session, of which the following is a copy:—

“ LEGISLATIVE ASSEMBLY.
“ *By the Honorable the Speaker of the Legislative Assembly*
“ *of New South Wales.*

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

“ William Macleay, Esquire,
“ Thomas Garrett, Esquire,
“ John Bowie Wilson, Esquire,
“ James Hart, Esquire,
“ William Richman Piddington, Esquire,
“ John Caldwell, Esquire,
“ Hugh Gordon, Esquire,

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

“ Given under my Hand, at the Legislative Assembly Chamber,
“ Macquarie-street, Sydney, this twenty-fifth day of June, in
“ the year of our Lord one thousand eight hundred and
“ sixty-three.

“ JOHN HAY,
“ *Speaker.*”
3. Sheep Destroyed under Scab Act:—Mr. Darvall presented a Petition from Amelia Campbell Reynolds, of Maitland, Widow, complaining of the inadequacy of the compensation allowed to her for the destruction of a large number of her Sheep, destroyed under the provisions of the Scab Act, (24 Vict., No. 9.) and praying relief.
Petition received.

4. Municipalities Law Amendment Bill :—
 - (1.) Mr. Cowper moved, pursuant to notice, for leave to bring in a Bill to amend the Law relating to Municipal Institutions.
Question put and passed.
 - (2.) Mr. Cowper having *presented* this Bill, Bill, intituled “ *A Bill to amend the Law relating to Municipal Institutions,*” read a first time.
Ordered to be printed, and read a second time on Thursday next.
5. Pastoral Interests Contribution Bill :—
 - (1.) Mr. Robertson moved, pursuant to notice, for leave to introduce a Bill to provide a Fund for suppressing certain evils affecting the Pastoral Interests.
Question put and passed.
 - (2.) Mr. Robertson having *presented* this Bill, Bill, intituled “ *A Bill to provide a Fund for suppressing certain evils affecting the Pastoral Interests,*”—read a first time.
Ordered to be printed, and read a second time this day week.
6. Entry of Questions and Answers on Votes (*Sessional Order*) :—Mr. Dalgleish moved, pursuant to notice, That the Clerk of the House shall enter upon the Minutes of the Votes and Proceedings the Questions, of which formal notice shall have been given, put to the Members representing the Government in this House, and the Answers returned to the same.
Debate ensued.
Question put and passed.
The House adjourned, at twenty-five minutes before Five o'clock, until To-morrow at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, JUNE 26.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MARTIN to move,—
 - (1.) That a Select Committee of this House be appointed to inquire into, and report upon, all instances, during the last three years, in which payments have been made out of the Public Funds of this Colony without the authority of Parliament, with liberty to send for persons and papers.
 - (2.) That such Committee consist of the following Members :—Mr. Cowper, Mr. Wilson, Mr. Piddington, Mr. W. Forster, Mr. Samuel, Mr. Eagar, Mr. Macleay, Mr. Harpur, Mr. Dalley, and the Mover.
 2. MR. DALGLEISH to move, That the Evidence taken and Documents produced before the Select Committee to whom was referred the Petition of T. C. Bentley, presented to this House on Friday, 24th October, 1862, together with the Progress Report agreed to by that Committee be laid upon the Table of this House.
 3. MR. LORD to move, That the Petition from the Residents of Dubbo, presented by him, on the 23rd June, be printed.
 4. MR. WILSON to move, That the Petition presented by him, on 24th June, from the “Homeward Bound Company,” Kiandra, be printed.
- Questions :—*
1. MR. LUCAS to ask THE COLONIAL TREASURER,—When the Return for the last six months relative to the expense of advertising Public Business in the various newspapers throughout the Colony, which was ordered on the 7th of October last, will be laid on the Table of this House?
 2. MR. SADLEIR to ask THE COLONIAL SECRETARY,—Is it the intention of the Government to amend the present Police Act, and to re-organize the Police Force, this Session?
 3. MR. SADLEIR to ask THE COLONIAL SECRETARY,—Is it the intention of the Government, this Session, to introduce a comprehensive system of Prison Management, with a view to the reformation as well as the punishment of the Criminal?
 4. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) If it is true that a contract has been entered into for the erection of a Bridge over the River Hunter, at Pitnacree, without the consent of Parliament or money voted for its erection?
 - (2.) What is the sum agreed upon for its erection, and has the contract been signed?
 - (3.) Do the Government intend to erect a Bridge over the Hunter at the Falls, or any place in West Maitland, for the money voted, and when?
 - (4.) By whose authority has the sum of money voted for the erection of the Pitnacree Bridge been transferred?
 5. MR. LUCAS to ask THE COLONIAL SECRETARY,—What steps, if any, have been taken towards the establishment of Juvenile Reformatories, for which £20,000 was voted the Sessions before last?
 6. MR. LORD to ask THE SECRETARY FOR LANDS,—Whether, in the Leases or Licenses to be granted to the Pastoral Tenants of the Crown under the present Land Act, after the year 1866, the right of renewal is included?

7. MR. W. FORSTER *to ask* THE COLONIAL SECRETARY,—When will information relative to the Intercolonial Conference, held at Melbourne, in March and April last, be communicated to this House?
8. MR. W. FORSTER *to ask* THE COLONIAL TREASURER,—What steps have been taken by the Government towards carrying out the "Queensland Debt Act of 1862"?
9. MR. W. FORSTER *to ask* THE COLONIAL SECRETARY,—What steps have been taken by the Government towards filling the vacancy of the Office of Curator of the Museum?
10. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) If the road from Scone to the Denison Gold Fields has been surveyed and marked as promised in December, 1862?
 - (2.) Has Mr. Collett been paid the sum of £211, expended without any authority on an undefined line of road from Scone to the Denison Gold Field?
 - (3.) Has the whole of the special grant of £400 been expended on the line of road from Scone to the Denison; and, by whom?
 - (4.) Had the contract accepted, been advertised, for the expenditure of the £400 specially granted; and, if so, who was the contractor or contractors?
 - (5.) Who superintended the work on this undefined line of road?
11. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) The name of the person who is acting as bye-road overseer in the Merriwa District?
 - (2.) If the Secretary for Lands is aware that this overseer has driven cattle to pound, and assisted in branding cattle for a Magistrate and land proprietor of the said District who is averse to free selection?

TUESDAY, JUNE 30.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all Correspondence and other Papers of the Board of National Education, connected with the Removal of Mr. Sanders from his office as Teacher under the said Board.
2. MR. WILSON *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all Correspondence between the Government, and any person or persons, of all Memorials or Petitions, and of all Minutes of the Executive Council, having reference to the trial and execution of Mahomet Cassim.
3. MR. WILSON *to move*, That there be laid upon the Table of this House, a Return in the shape of a debit and credit account, shewing the total cost of, and proceeds from the flock of Alpacas, from the date of their importation to the present time; also, all the Correspondence between the Government, and any person or persons, having reference to the dismissal or suspension of Mr. C. Ledger.
4. MR. ALLEN *to move*, That the Report of the Select Committee, laid upon the Table of this House last Session, in the case of Miss Isabella Mary Kelly, be now adopted.
5. MR. MACLEAY *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1864, a sum not exceeding £25,000, for the support of Ministers of the English and Roman Catholic Churches, or of other denominations, where the members are in sufficient number, at the rate of £300 to each Clergyman, at the following places:—Deniliquin, Wentworth, Hay, Albury, Tumut, Gundagai, Wagga Wagga, Lambing Flat, Lachlan Gold Fields, Condobolin, Bulligal, Molong, Orange, Wellington, Dubbo, Fort Bourke, Walgett, Coonabarabran, Coonamble, Warialda, Moree, M'Intyre District, Wee Waa, Narrabri, Rylstone, Turon, Gunnedah, Murrurundi, Hargraves, Louisa Creek, Carroll, Nundle, Bundarra, Bingera, Tenterfield, Dundee, Glen Innes, Wellingrove, Eden, Bombala, Kiandra, Nimmittybell, and Gulf Diggings.
6. MR. MACPHERSON *to move*, That there be laid on the Table of this House,—
 - (1.) A Return showing the names and residences of the persons to whom Seed Wheat and Oats have been supplied by the Government, specifying the districts—the quantity supplied—and the prices charged.
 - (2.) Copy of the form of security or bond, if any, taken by the Government from the persons to whom such Seed Wheat or Oats have been supplied.
7. MR. RUSDEN *to move*, That it is the opinion of this House that Commons or Reserves should be immediately proclaimed in connexion with various Townships in the interior of the Colony.
8. MR. RUSDEN *to move*, That there be laid upon the Table of this House,—
 - (1.) A Return of all Persons proceeded against by order of the Government or the Police Authorities for Trespass or Illegal Occupation of Crown Lands under section 33 of the Crown Lands Occupation Act, since the passing of the Crown Lands Alienation and Occupation Acts, specifying in each case the name of the party proceeded against, the name of the informer, the locality, the nature of the trespass, and the result of the proceedings.
 - (2.) A Return of all Persons dispossessed in consequence of such proceedings as aforesaid.
 - (3.) A Return of all Correspondence on the subject.

9. MR. HARPUR to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the disturbed condition of the South-Western Districts, and the measures taken by the Police for the suppression of crime and for the apprehension and custody of suspected persons.
 (2.) That such Committee consist of Mr. Cowper, Mr. Wilson, Mr. W. Forster, Mr. Alexander, Mr. Dangar, Mr. Sadleir, Mr. Driver, Mr. Piddington, Mr. Dalgleish, and the Mover.
10. MR. HARPUR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of all Correspondence, Statements, and Petitions, and of all Minutes of the Executive Council, relating to the trial and execution of Henry Mams, for robbing the Escort; and to the commutation of the sentence of death passed upon Alexander Fordyce and John Bow, convicted of the same offence.
11. MR. HARPUR to move, That in the opinion of this House, it is necessary to the faithful and efficient discharge of the business of Parliament that provision should be made for the payment of Members, and that a Bill for this purpose ought forthwith to be introduced.
12. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to capital punishment, so as to limit the infliction thereof to the crime of wilful murder.
13. MR. HARPUR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the present year, a sum not exceeding £3,000, to be paid over to Mrs. Caroline Chisholm, as a public acknowledgment of the long course of valuable and gratuitous services rendered by that lady to the Colony, and to assist in placing her above the reach of want in her old age.
14. MR. LUCAS to move, That there be laid upon the Table of this House, a Return shewing:—
 (1.) The Expense of publishing the *Government Gazette*.
 (2.) The number of copies struck off at each publication.
 (3.) The number of private subscribers during the year 1862.
 (4.) What would be the probable cost per 1,000 copies over the present number issued.
15. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts, for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence, by the Government; and the extent to which the contract was carried out.
16. MR. DRIVER to move, That the Seat of James Henry Atkinson, Esquire, as one of the Members for the Electoral District of Central Cumberland, hath become and is now vacant by reason of the Insolvency of the said James Henry Atkinson, Esquire.
17. MR. DRIVER to move, That the Petition of Robert Andrews, presented to this House on the 24th June, be referred to the Elections and Qualifications Committee.
18. MR. DARVALL to move, That the Petition of Mrs. Reynolds presented by him, on 25th June, be printed.
19. MR. MACLEAY to move,—
 (1.) That a Select Committee be appointed, with liberty to send for persons and papers, to inquire into, and report upon, the present state of the Defences of Port Jackson, and the best means of effectually guarding the Port and City of Sydney from Foreign attack.
 (2.) Such Committee to consist of Mr. Cowper, Mr. Arnold, Mr. Eagar, Mr. Egan, Mr. W. Forster, Mr. Martin, Capt. Moriarty, Mr. Piddington, Mr. Sadleir, and the Mover.

Questions;—

1. MR. DARVALL to ask THE SECRETARY FOR PUBLIC WORKS,—Whether it is the intention of the Government to place upon the Estimates any and what sum of money for building a Bridge over Bank-street, East Maitland, or for otherwise relieving East Maitland from the periodical floods which are caused by the railway embankment across that street?
2. MR. CLOSE to ask THE SECRETARY FOR LANDS,—Whether it is his intention to introduce a Bill for the promotion of Drainage this Session?
3. MR. CLOSE to ask THE SECRETARY FOR PUBLIC WORKS,—
 (1.) When is it the intention of the Government to finish the extension to Morpeth of the Great Northern Line?
 (2.) To what point will such extension reach?
 (3.) Whether the Government is aware that, owing to the non-completion of the fencing along the line aforesaid, public safety is endangered?
 (4.) When will any preparation be made to provide Platforms, Passenger and Goods Stations, at Morpeth and the Junction at East Maitland?
 (5.) When will the £10,000, voted last year by Parliament for Wharves and Coal Shoots at Morpeth, be expended?
4. MR. W. FORSTER to ask THE COLONIAL SECRETARY,—When will the Papers, ordered by the House, on 24 June, 1862, having reference to the payment of costs by the Government in the matter of the Municipality of Shoalhaven, so called, be laid upon the Table?

5. MR. LEARY *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether the Government intend to place a sum of money on the Estimates for the reclamation of Woolloomooloo Bay?
6. MR. LEARY *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What has been the cost of the Circular Wharf at Woolloomooloo Bay?
 - (2.) What is to be the cost of the stone wall at Woolloomooloo Bay?

WEDNESDAY, JULY 1.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. SMART to move for leave to bring in a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses.
2. MR. SMART to move for leave to bring in a Bill to amend the Laws relating to Scamen.
3. MR. SMART to move for leave to bring in a Bill to consolidate and amend the Laws relating to the Customs.
4. MR. COWPER to move for leave to introduce a Bill to promote Elementary Education.
5. MR. ROBERTSON to move for leave to introduce a Bill to regulate the Impounding of Cattle.

THURSDAY, JULY 2.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Municipalities Law Amendment Bill; second reading.
2. Pastoral Interests Contribution Bill; second reading.

FRIDAY, JULY 3.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Church and School Lands Declaratory Bill; second reading.

NOTICE OF MOTION:—

1. MR. W. FORSTER to move, That there be laid upon the Table of this House, a Return shewing the description, quantities, and prices of work to be executed under the Contract for the Branch Railway from Blacktown to Windsor and Richmond, as estimated by the Government Engineer or Engineers.

TUESDAY, JULY 7.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DRIVER to move, That the Report of the Select Committee appointed to inquire into and report upon the Management of the Central Police Office, presented to this House on the 12th December last, be now adopted.
2. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates for the ensuing year a sum of money equal to the amount of the balance now remaining of the proceeds of the Sale of the Goods of John Cockerell seized and sold by the Government, with the view of refunding the same.
3. MR. DRIVER to move for leave to introduce a Bill to Amend the Law of Evidence in Criminal Cases.
4. MR. W. FORSTER to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all Inspectors appointed by the Executive Government under the Scab in Sheep Act of 1861, from the time of passing of the said Act to the present time, specifying in each case the names of the Inspector, and of the District; the date of appointment; the date when any such appointment ceased, and the reasons why.
 - (2.) Copies of all correspondence between the Executive Government, and any person or persons, and of all Memorials and Petitions, and of all Minutes of the Executive Council, on the same subject.
 - (3.) Copies of Information and Proceedings before the Court of Petty Sessions at Cassilis, on or about the 15th and 29th days of April, 1863, in matter of certain sheep formerly belonging to A. Loder, Esq., of Collie Creek, alleged to be infected with scab, upon the information of Mr. G. Bowman, Inspector, Mr. E. Walker, Poundkeeper, and Mr. J. E. Johnstone, Inspector.

5. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House,—
 - (1.) Copies of proceedings before any Magistrate or Magistrates at Liverpool, having reference to the death of John Hart, in the Benevolent Asylum of that town, on or about 23 September, 1862.
 - (2.) Copies of proceedings at the Coroner's Inquest held at the Police Office, Liverpool, on the body of the said John Hart.
 - (3.) Copies of all Correspondence between the Executive Government and any person or persons on the same subject.
6. MR. W. FORSTER to move, That there be laid upon the Table of this House, Copies of all Correspondence between the Executive Government, or the Denominational Board, or the Dean of Sydney, and any person or persons; also of any Memorial or Petition; also of any Minute of the Executive Government, or the Denominational Board aforesaid, having reference to the discontinuance of the Canberra Denominational School, and the removal or dismissal of Mr. Andrew Wotherspoon from the office of Teacher to the said School.

TUESDAY, JULY 21.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. DALGLEISH to move, That it be an Order of this House for the present Session, that any new item of expenditure in Committee of Supply, or new clause of a Bill in Committee of the Whole House, shall be considered to be New Business.
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[Price, 2d.]

New South Wales.

No. 4.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 26 JUNE, 1863.

1. The House met pursuant to adjournment; The Speaker took the Chair.
 Vacant Seat:—(*Question of Privilege—Correction of Error*):—The Speaker, referring to the Resolution of the House, arrived at on the motion of Mr. W. Forster, and inserted as Entry 4 in the Votes and Proceedings of Wednesday last, declaring the Seat of Clark Irving, Esquire, to be vacant, drew the attention of the House to the fact that, in that Resolution the Electorate for which Mr. Irving had served was erroneously described as "Clarence River," instead of "The Clarence."—
 Mr. W. Forster moved, That the Seat of Clark Irving, Esquire, held by him as Member for the Electoral District of The Clarence, hath become, and is now, vacant, by reason of Clark Irving, Esquire, having absented himself from this House during an entire Session, without permission of the Assembly, entered upon its Journals.
 Question put and passed.
2. Questions from Notice Paper for to-day:—
 - (1.) Expense of Government Advertisements in Newspapers:—Mr. Lucas asked the Colonial Treasurer, pursuant to Notice No. 1,—When the Return for the last six months relative to the expense of advertising Public Business in the various Newspapers throughout the Colony, which was ordered on the 7th of October last, will be laid on the Table of this House?
 Mr. Smart answered:—In answer to the Honorable Member's question, I beg to inform the House that I hope to be able to lay the Return on the Table of the House on Tuesday or Wednesday next.
 - (2.) Police:—Mr. Sadleir asked the Colonial Secretary, pursuant to Notice No. 2,—Is it the intention of the Government to amend the present Police Act, and to re-organize the Police Force, this Session?
 Mr. Cowper answered:—I beg to state I do not consider that the necessity for an amendment of the Police Act has yet been proved; but should further information and experience, after due consideration, shew that the system requires modification, or that the regulations are faulty, the Government will adopt such steps as may seem necessary to secure the efficient working of the Police.
 - (3.) Prison Management:—Mr. Sadleir asked the Colonial Secretary, pursuant to Notice No. 3,—Is it the intention of the Government, this Session, to introduce a comprehensive system of Prison Management, with a view to the reformation as well as the punishment of the Criminal?
 Mr. Cowper answered:—I hope to be in a position to make a proposal to the House during this Session upon the important subject referred to in the Honorable Members question. Considerable improvements have been introduced as regards the management of our prisons and penal establishments during the last three years; but antecedent to any comprehensive system of prison management must be the erection of suitable buildings, and one of the first questions to be decided is as to the best site for this purpose. This subject, involving as it does—in taking a wide view of the whole question—many collateral considerations, would, I am inclined to think, be a proper matter for inquiry by a Select Committee. In determining this question, the site of the buildings for a Juvenile Reformatory could be determined, and perhaps also the site for suitable buildings for the Asylum for the Destitute, Infirm, and Aged. The best mode of collecting proper information

mation by which to determine this, would be an inquiry by a Select Committee, for which I shall be prepared to move on an early day. Not only has the management of gaols been much improved, but the prison accommodation has been increased, and some progress made in the classification of criminals, since the Select Committee sat to investigate the subject in the year 1861.

(4.) Bridges over River Hunter :—Mr. Dangar asked the Secretary for Public Works, pursuant to Notice No. 4,—

(1.) If it is true that a contract has been entered into for the erection of a Bridge over the River Hunter, at Pitnaecree, without the consent of Parliament or money voted for its erection?

(2.) What is the sum agreed upon for its erection, and has the contract been signed?

(3.) Do the Government intend to erect a Bridge over the Hunter at the Falls, or any place in West Maitland, for the money voted, and when?

(4.) By whose authority has the sum of money voted for the erection of the Pitnaecree Bridge been transferred?

Mr. Arnold answered :—Mr. Speaker, a Contract has been made for the erection of an Iron Bridge over the Hunter River at Pitnaecree, for the sum of £8,233. A sum of £6,000 was voted in 1862, for a Bridge over the Hunter at West Maitland; but it has been found that more than double that amount would be required for a suitable Bridge at the site first intended, which is distant about two miles from Pitnaecree, where a peculiarly eligible site has been found. Under these circumstances, and considering the importance of providing an uninterrupted communication with the Railway Junction Station on the Pitnaecree Road, the Executive Council have authorized the expenditure of the £6,000 voted at Pitnaecree, and the anticipation of the balance required, for which a vote will be proposed to the House. Parliament will also be invited to sanction the erection of a Bridge at the Falls, for which plans have been already prepared.

(5.) Juvenile Reformatories :—Mr. Lucas asked the Colonial Secretary, pursuant to Notice No. 5,—What steps, if any, have been taken towards the establishment of Juvenile Reformatories, for which £20,000 was voted the Sessions before last?

Mr. Cowper answered :—My reply to this question has been somewhat anticipated in the answer given to a former one put to me by the Honorable Member for the Hunter. Having failed in my attempts to obtain any Government premises, or to purchase suitable buildings already erected, and feeling the difficulty and responsibility of choosing such a site as would meet with the general concurrence of the House, I am disposed to consider the first step should be to obtain the sanction of the Assembly to a site where buildings upon a well considered plan shall be built. The amount voted would clearly not be sufficient, and a Select Committee would be able to ascertain and report upon these points. Wherever this and other similar buildings are placed, several hundred acres of good land should be available—and this is a matter of serious consideration. The Vote was obtained hastily under an impression that suitable premises could be immediately obtained by purchase.

(6.) Renewal of Pastoral Leases and Licenses :—Mr. Lord asked the Secretary for Lands, pursuant to Notice No. 6,—Whether, in the Leases or License to be granted to the Pastoral Tenants of the Crown under the present Land Act, after the year 1866, the right of renewal is included?

Mr. Robertson answered :—The question of the Honorable Member appears to me to travel beyond the limits usually assigned to Parliamentary questions, inasmuch as the answer to it involves matter of opinion as to what would be the action of the Government under the present Land Act in 1866. The term of renewal of old leases, as well as the term of leases for new lands, appears to me, however, so far as a matter of right is concerned, under the Crown Lands Occupation Act of 1861, to depend on whether or not the holder of the run makes such improvements as will increase the pastoral capability of the run by one half; in that case the renewal, I presume, can be for ten years, otherwise for five years only. No great cause of fear as to further renewals of leases I apprehend need exist, seeing that under the Crown Lands Alienation Act of 1861, no future leases will prevent immediate sale of land, either conditionally or otherwise, therefore the only change likely to be necessary at the expiration of the leases would seem to be a re-adjustment of the rentals to the altered value of the holdings.

(Mr. W. Forster withdrew the Question standing in his name, No. 7.)

(7.) Queensland Debt Act :—Mr. W. Forster asked the Colonial Treasurer, pursuant to Notice No. 8,—What steps have been taken by the Government towards carrying out the "Queensland Debt Act of 1862"?

Mr. Cowper answered :—That question I may be allowed to answer, as my honorable friend the Colonial Treasurer has so recently come into office. Since the Act upon this subject was passed by this Parliament, the Queensland Parliament has not been in Session except for a brief period, but I have been in private, or rather semi-official, communication with the Colonial Secretary of Queensland upon the subject. I suggested that, as a primary step, the Parliament of Queensland should be invited to introduce a clause similar to the 10th clause in our Act—Honorable Members will remember that that has reference to the claim of holders of Debentures upon both Governments—the Queensland Act omitted that clause. The recent dissolution of Parliament in that Colony has, probably, prevented the Government there from bringing the subject forward; but I shall, without delay, make

make an official application upon that subject. From what I understand to be the feeling of the Government and Parliament there, there does not seem to be much prospect of the introduction of such a clause, and I anticipate that the matter will eventually have to be referred to the Imperial Government for decision.

(8.) Curator of Museum:—Mr. W. Forster asked the Colonial Secretary, pursuant to notice No. 9,—What steps have been taken by the Government towards filling the vacancy of the Office of Curator of the Museum?

Mr. Cowper answered:—No steps have been taken by the Government to fill the office. It has not been considered that any great inconvenience would arise from temporary delay, as the duties to be performed cannot be very large or important until the additions to the building are completed. I also have it under consideration to submit a Bill to amend the Act of Incorporation to determine the question of the right of appointment.

(*Mr. Dangar withdrew the Questions standing in his name Nos. 10 and 11.*)

3. Papers:—Mr. Cowper laid upon the Table the undermentioned Papers:—

(1.) Further Return to Address in reference to "Classification of the Expenditure of Public Money," adopted by this House, on motion of Mr. Dickson, on 7 February, 1860.

(2.) Return to Address in reference to "Magistrates Superseded," adopted by this House, on motion of Mr. W. Forster, on 18 December, 1862.

Ordered to be printed.

4. Payments made out of Public Funds without authority of Parliament:—Mr. Martin moved, pursuant to notice,—

(1.) That a Select Committee of this House be appointed to inquire into, and report upon, all instances, during the last three years, in which payments have been made out of the Public Funds of this Colony without the authority of Parliament, with liberty to send for persons and papers.

(2.) That such Committee consist of the following Members:—Mr. Cowper, Mr. Wilson, Mr. Piddington, Mr. W. Forster, Mr. Samuel, Mr. Eagar, Mr. Macleay, Mr. Harpur, Mr. Dalley, and the Mover.

Debate ensued.

And Mr. Sadleir requiring that the said Committee be appointed by Ballot,—

Question,—That a Select Committee of this House be appointed to inquire into, and report upon, all instances, during the last three years, in which payments have been made out of the Public Funds of this Colony without the authority of Parliament, with liberty to send for persons and papers,—put and passed.

Whereupon the House proceeded to the Ballot, and the Speaker declared the following Members to be the Committee duly appointed:—Mr. Martin, Mr. Cowper, Mr. Caldwell, Mr. Arnold, Mr. Dalley, Mr. Darvall, Mr. Lucas, Mr. Burdekin, Mr. Egan, and Mr. Holt.

5. Petition of Thomas Charles Bentley:—Mr. Dalglish moved, pursuant to notice, That the Evidence taken and Documents produced before the Select Committee, to whom was referred the Petition of T. C. Bentley, presented to this House on Friday, 24th October, 1862, together with the Progress Report agreed to by that Committee, be laid upon the Table of this House.

Debate ensued.

Question put.

The House divided.

Ayes, 19.

Mr. Raper,	Mr. Piddington,
Mr. R. Forster,	Mr. Stewart,
Mr. Eagar,	Mr. Wilson,
Mr. Lucas,	Mr. Macleay,
Mr. Harpur,	Mr. Martin,
Mr. Flett,	Mr. Hart,
Mr. W. Forster,	
Mr. Leary,	<i>Tellers.</i>
Mr. Macpherson,	Mr. Allen,
Mr. Dalglish,	Mr. Morris.
Mr. Sutherland,	

Noes, 16.

Mr. Cowper,	Mr. Dangar,
Mr. Robertson,	Mr. Garrett,
Mr. Smart,	Mr. Driver,
Mr. Arnold,	<i>Tellers.</i>
Mr. C. Cowper, junr.,	
Mr. Close,	Mr. Holroyd,
Mr. Love,	Mr. Bell.
Mr. Cunneen,	
Mr. Morrice,	
Mr. Burdekin,	
Mr. J. T. Ryan,	

The House adjourned, on motion of Mr. Cowper, at five minutes after Eleven o'clock, until Tuesday next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, JUNE 30.

QUESTIONS:—

1. MR. DARVALL *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether it is the intention of the Government to place upon the Estimates any and what sum of money for building a Bridge over Bank-street, East Maitland, or for otherwise relieving East Maitland from the periodical floods which are caused by the railway embankment across that street?
2. MR. CLOSE *to ask* THE SECRETARY FOR LANDS,—Whether it is his intention to introduce a Bill for the promotion of Drainage this Session?
3. MR. CLOSE *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) When is it the intention of the Government to finish the extension to Morpeth of the Great Northern Line?
 - (2.) To what point will such extension reach?
 - (3.) Whether the Government is aware that, owing to the non-completion of the fencing along the line aforesaid, public safety is endangered?
 - (4.) When will any preparation be made to provide Platforms, Passenger and Goods Stations, at Morpeth and the Junction at East Maitland?
 - (5.) When will the £10,000, voted last year by Parliament for Wharves and Coal Shoots at Morpeth, be expended?
4. MR. W. FORSTEE *to ask* THE COLONIAL SECRETARY,—When will the Papers, ordered by the House, on 24 June, 1862, having reference to the payment of costs by the Government in the matter of the Municipality of Shoalhaven, so called, be laid upon the Table?
5. MR. LEARY *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether the Government intend to place a sum of money on the Estimates for the reclamation of Woolloomooloo Bay?
6. MR. LEARY *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What has been the cost of the Circular Wharf at Woolloomooloo Bay?
 - (2.) What is to be the cost of the stone wall at Woolloomooloo Bay?
7. DR. LANG *to ask* THE SECRETARY FOR LANDS,—Whether it is the intention of Government, during the present Session of Parliament, to take the requisite steps for the enclosure, planting, and ornamentation of those portions of ground within the City—as, for example, Church Hill and the vicinity of the Flag Staff—that are still the property of the Crown, and an eye-sore to the public in their actual state?
8. DR. LANG *to ask* THE COLONIAL SECRETARY,—Whether it is the intention of Government, during the present Session of Parliament, to take advantage of the present peculiarly favourable crisis in the Mother Country, by initiating the requisite measures for ensuring an extensive Immigration of a superior character from the United Kingdom to this Colony?
9. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) If the road from Scone to the Denison Gold Fields has been surveyed and marked as promised in December, 1862?
 - (2.) Has Mr. Collett been paid the sum of £211, expended without any authority on an undefined line of road from Scone to the Denison Gold Field?
 - (3.) Has the whole of the special grant of £400 been expended on the line of road from Scone to the Denison; and, by whom?
 - (4.) Has the contract accepted, been advertised, for the expenditure of the £400 specially granted; and, if so, who was the contractor or contractors?
 - (5.) Who superintended the work on this undefined line of road?
10. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) The name of the person who is acting as bye-road overseer in the Merriwa District?
 - (2.) If the Secretary for Lands is aware that this overseer has driven cattle to pound, and assisted in branding cattle for a Magistrate and land proprietor of the said District?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all Correspondence and other Papers of the Board of National Education, connected with the Removal of Mr. Saunders from his office as Teacher under the said Board.
2. MR. WILSON *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all Correspondence between the Government, and any person or persons, of all Memorials or Petitions, and of all Minutes of the Executive Council, having reference to the trial and execution of Mahomet Cassim.
3. MR. WILSON *to move*, That there be laid upon the Table of this House, a Return in the shape of a debit and credit account, shewing the total cost of, and proceeds from the flock of Alpacas, from the date of their importation to the present time; also, all the Correspondence between the Government, and any person or persons, having reference to the dismissal or suspension of Mr. C. Ledger.

4. MR. ALLEN to move, That the Report of the Select Committee, laid upon the Table of this House last Session, in the case of Miss Isabella Mary Kelly, be now adopted.
5. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1864, a sum not exceeding £25,000, for the support of Ministers of the English and Roman Catholic Churches, or of other denominations, where the members are in sufficient number, at the rate of £300 to each Clergyman, at the following places:—Deniliquin, Wentworth, Hay, Albury, Tumut, Gundagai, Wagga Wagga, Lambing Flat, Lachlan Gold Fields, Condobolin, Bulligal, Molong, Orange, Wellington, Dubbo, Fort Bourke, Walgett, Coonabarabran, Coonamble, Warialda, Moree, M'Intyre District, Wee Waa, Narrabri, Rylstone, Turon, Gunnedah, Murrurundi, Hargraves, Louisa Creek, Carroll, Nundle, Bundarra, Bingera, Tenterfield, Dundee, Glen Innes, Wellingrove, Eden, Bombala, Kiandra, Nimmitybell, and Gulf Diggings.
6. MR. MACPHERSON to move, That there be laid on the Table of this House,—
 - (1.) A Return showing the names and residences of the persons to whom Seed Wheat and Oats have been supplied by the Government, specifying the districts—the quantity supplied—and the prices charged.
 - (2.) Copy of the form of security or bond, if any, taken by the Government from the persons to whom such Seed Wheat or Oats have been supplied.
7. MR. RUSDEN to move, That it is the opinion of this House that Commons or Reserves should be immediately proclaimed in connexion with various Townships in the interior of the Colony.
8. MR. RUSDEN to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all Persons proceeded against by order of the Government or the Police Authorities for Trespass or Illegal Occupation of Crown Lands under section 33 of the Crown Lands Occupation Act, since the passing of the Crown Lands Alienation and Occupation Acts, specifying in each case the name of the party proceeded against, the name of the informer, the locality, the nature of the trespass, and the result of the proceedings.
 - (2.) A Return of all Persons dispossessed in consequence of such proceedings as aforesaid.
 - (3.) A Return of all Correspondence on the subject.
9. MR. HARPUR to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the disturbed condition of the South-Western Districts, and the measures taken by the Police for the suppression of crime and for the apprehension and custody of suspected persons.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Wilson, Mr. W. Forster, Mr. Alexander, Mr. Dangar, Mr. Sadleir, Mr. Driver, Mr. Piddington, Mr. Dalgleish, and the Mover.
10. MR. HARPUR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of all Correspondence, Statements, and Petitions, and of all Minutes of the Executive Council, relating to the trial and execution of Henry Manns, for robbing the Escort; and to the commutation of the sentence of death passed upon Alexander Fordyce and John Bow, convicted of the same offence.
11. MR. HARPUR to move, That in the opinion of this House, it is necessary to the faithful and efficient discharge of the business of Parliament that provision should be made for the payment of Members, and that a Bill for this purpose ought forthwith to be introduced.
12. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to capital punishment, so as to limit the infliction thereof to the crime of wilful murder.
13. MR. HARPUR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the present year, a sum not exceeding £3,000, to be paid over to Mrs. Caroline Chisholm, as a public acknowledgment of the long course of valuable and gratuitous services rendered by that lady to the Colony, and to assist in placing her above the reach of want in her old age.
14. MR. LUCAS to move, That there be laid upon the Table of this House, a Return shewing:—
 - (1.) The Expense of publishing the *Government Gazette*.
 - (2.) The number of copies struck off at each publication.
 - (3.) The number of private subscribers during the year 1862.
 - (4.) What would be the probable cost per 1,000 copies over the present number issued.
15. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts, for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence, by the Government; and the extent to which the contract was carried out.
16. MR. DRIVER to move, That the Seat of James Henry Atkinson, Esquire, as one of the Members for the Electoral District of Central Cumberland, hath become and is now vacant by reason of the Insolvency of the said James Henry Atkinson, Esquire.
17. MR. DRIVER to move, That the Petition of Robert Andrews, presented to this House on the 24th June, be referred to the Elections and Qualifications Committee.

18. MR. DARVALL to move, That the Petition of Mrs. Reynolds presented by him, on 25th June, be printed.
19. MR. MACLEAY to move,—
 - (1.) That a Select Committee be appointed, with liberty to send for persons and papers, to inquire into, and report upon, the present state of the Defences of Port Jackson, and the best means of effectually guarding the Port and City of Sydney from Foreign attack.
 - (2.) Such Committee to consist of Mr. Cowper, Mr. Arnold, Mr. Bagar, Mr. Egan, Mr. W. Forster, Mr. Martin, Capt. Moriarty, Mr. Piddington, Mr. Sadleir, and the Mover.
20. MR. LUCAS to move, That there be laid upon the Table of this House, a Return shewing the expenses incurred by the Government for the insertion of advertisements relative to public business in the various newspapers throughout the Colony, exclusive of the *Government Gazette*, from the 30th day of June, 1862, to the 1st day of January, 1863; and specifying the number of advertisements sent, the number of inscriptions authorized or allowed for, and the total sum paid, or which has to be paid on such account by the several departments of the Public Service, to the conductors of each newspaper during the above-mentioned period.
21. MR. LORD to move, That the Petition from the Residents of Dubbo, presented by him, on the 23rd June, be printed.
22. MR. WILSON to move, That the Petition presented by him, on 24th June, from the "Homeward Bound Company," Kiandra, be printed.

WEDNESDAY, JULY 1.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. SMART to move for leave to bring in a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses.
2. MR. SMART to move for leave to bring in a Bill to amend the Laws relating to Seamen.
3. MR. SMART to move for leave to bring in a Bill to consolidate and amend the Laws relating to the Customs.
4. MR. COWPER to move for leave to introduce a Bill to promote Elementary Education.
5. MR. ROBERTSON to move for leave to introduce a Bill to regulate the Impounding of Cattle.

THURSDAY, JULY 2.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Municipalities Law Amendment Bill; second reading.
2. Pastoral Interests Contribution Bill; second reading.

FRIDAY, JULY 3.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Church and School Lands Declaratory Bill; second reading.

NOTICE OF MOTION:—

1. MR. W. FORSTER to move, That there be laid upon the Table of this House, a Return shewing the description, quantities, and prices of work to be executed under the Contract for the Branch Railway from Blacktown to Windsor and Richmond, as estimated by the Government Engineer or Engineers.

TUESDAY, JULY 7.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DRIVER to move, That the Report of the Select Committee appointed to inquire into and report upon the Management of the Central Police Office, presented to this House on the 12th December last, be now adopted.
2. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates for the ensuing year a sum of money equal to the amount of the balance now remaining of the proceeds of the Sale of the Goods of John Cockerell seized and sold by the Government, with the view of refunding the same.
3. MR. DRIVER to move for leave to introduce a Bill to Amend the Law of Evidence in Criminal Cases.

4. MR. W. FORSTER to move, That there be laid upon the Table of this House,—
- (1.) A Return of all Inspectors appointed by the Executive Government under the Scab in Sheep Act of 1861, from the time of passing of the said Act to the present time, specifying in each case the names of the Inspector, and of the District; the date of appointment; the date when any such appointment ceased, and the reasons why.
 - (2.) Copies of all correspondence between the Executive Government, and any person or persons, and of all Memorials and Petitions, and of all Minutes of the Executive Council, on the same subject.
 - (3.) Copies of Information and Proceedings before the Court of Petty Sessions at Cassilis, on or about the 15th and 29th days of April, 1863, in matter of certain sheep formerly belonging to A. Loder, Esq., of Collie Creek, alleged to be infected with scab, upon the information of Mr. G. Bowman, Inspector, Mr. E. Walker, Poundkeeper, and Mr. J. E. Johnstone, Inspector.
5. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House,—
- (1.) Copies of proceedings before any Magistrate or Magistrates at Liverpool, having reference to the death of John Hart, in the Benevolent Asylum of that town, on or about 23 September, 1862.
 - (2.) Copies of proceedings at the Coroner's Inquest held at the Police Office, Liverpool, on the body of the said John Hart.
 - (3.) Copies of all Correspondence between the Executive Government and any person or persons on the same subject.
6. MR. W. FORSTER to move, That there be laid upon the Table of this House, Copies of all Correspondence between the Executive Government, or the Denominational Board, or the Dean of Sydney, and any person or persons; also of any Memorial or Petition; also of any Minute of the Executive Government, or the Denominational Board aforesaid, having reference to the discontinuance of the Canberra Denominational School, and the removal or dismissal of Mr. Andrew Wotherspoon from the office of Teacher to the said School.
7. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing,—
- (1.) The number of properties brought under the provisions of the Real Property Act, since January 1st, 1863.
 - (2.) The declared value of each of such properties.
 - (3.) The number of cases for which certificates of indefeasible title have been issued.
 - (4.) The official designations of all the officers of the Land Titles Department, with the several salaries paid or guaranteed to each, upon the sole authority of the Executive Government.
8. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of all Telegrams and Correspondence that have passed between the Government and any of its officers, at Burrangong, during the period between the proclamation of that Gold Field and the 1st September, 1861.

TUESDAY, JULY 14.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. EAGAR to move, That there be laid upon the Table of this House, copies of any correspondence which may have passed between the Steam Navigation Board and the Government in reference to the collision between the Steamers "Kembla" and "Hunter"; and also copies of any correspondence between the Government and the Trinity Board in reference to the said collision.

TUESDAY, JULY 21.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. DALGLEISH to move, That it be an Order of this House for the present Session, that any new item of expenditure in Committee of Supply, or new clause of a Bill in Committee of the Whole House, shall be considered to be New Business.



New South Wales.

No. 5.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 30 JUNE, 1863.

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

Questions on Notice Paper for to-day:—

(*Mr. Darvall withdrew the Question standing in his name, No. 1.*)

- (1.) Drainage Bill:—Mr. Close asked the Secretary for Lands, pursuant to Notice No. 2,—Whether it is his intention to introduce a Bill for the promotion of Drainage this Session?

Mr. Robertson answered:—In reply to my Honorable friend, I say, it is the intention of the Government to introduce a Bill of this character this Session.

(*Mr. Close withdrew the Question standing in his name, No. 3.*)

(*Mr. W. Forster withdrew the Question standing in his name, No. 4.*)

(*Mr. Leary withdrew the Questions standing in his name, Nos. 5 and 6.*)

- (2.) Enclosure and Ornamentation of Vacant City Lands:—Dr. Lang asked the Secretary for Lands, pursuant to Notice No. 7,—Whether it is the intention of Government, during the present Session of Parliament, to take the requisite steps for the enclosure, planting, and ornamentation of those portions of ground within the City—as, for example, Church Hill and the vicinity of the Flag Staff—that are still the property of the Crown, and an eye-sore to the public in their actual state?

Mr. Robertson answered:—In reply to my Honorable and Reverend friend, I would say, that it is the intention of the Government to take the opinion of the Parliament on the advisability of an estimate—and that seems to me the more satisfactory way—of the cost of carrying out certain works in the City of Sydney. I have in my hand (*producing the same*) a plan of the improvements intended. They extend over six plots of land including those mentioned by my Honorable and Reverend friend and a seventh, that of Wynyard Square, will be added. I can only say that I believe this will involve an expenditure of some £7,000 or £8,000. It is not in contemplation to do all this in one year, but to place £2,000 on the Estimates of next year towards the carrying out of these improvements.

- (3.) Immigration from United Kingdom:—Dr. Lang asked the Colonial Secretary, pursuant to Notice No. 8,—Whether it is the intention of Government, during the present Session of Parliament, to take advantage of the present peculiarly favourable crisis in the Mother Country, by initiating the requisite measures for ensuring an extensive Immigration of a superior character from the United Kingdom to this Colony?

Mr. Robertson answered:—In reply to the Honorable and Reverend Member, I may state that there is a provision on the Estimates for the purposes of Immigration, which will be submitted to the House for its approbation.

- (4.) Road from Scone to Denison Gold Fields:—Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 9:—

(1.) If the road from Scone to the Denison Gold Fields has been surveyed and marked as promised in December, 1862?

(2.) Has Mr. Collett been paid the sum of £211, expended without any authority on an undefined line of road from Scone to the Denison Gold Field?

(3.) Has the whole of the special grant of £400 been expended on the line of road from Scone to the Denison; and, by whom?

(4.) Has the contract accepted, been advertised, for the expenditure of the £400 specially granted; and, if so, who was the contractor or contractors?

(5.)

(5.) Who superintended the work on this undefined line of road?

Mr. Robertson answered:—In reply to my Honorable friend, I would say, in answer to the first question, that the survey of the road from Scone to the Denison Gold Fields has not yet been received; the Surveyor to whom it was committed having been detained in the Armidale District waiting his successor, who was unavoidably detained in his district, completing some surveys partially executed. He was desired, on the 9th instant, to expedite his survey, and is probably now engaged thereon.

(2.) With regard to the second Question, I would say no amount has been paid to Mr. Collett on account of this road, but the sum of £239 18s. 4d. was paid to other parties for work done on the line under the supervision of Messrs. Collett and White. Although this expense was irregularly incurred, without authority of the Government, yet after much delay, inquiry, and objection, a certificate having been furnished by the Police Magistrate and the Road Superintendent that the works performed had been judiciously and economically carried out, and that they would, under any circumstances, have been required, it was considered expedient to pay the amount.

(3.) The whole of the grant has not yet been expended; besides the expense alluded to no farther amount has been paid. £160 2s. 9d. yet remains.

(4.) Tenders were called for by advertisement in the local papers; that of Mr. W. C. Clements has been accepted.

(5.) Instructions were given to Mr. Superintendent Johnstone to carry out the necessary works on the road from Scone to the Denison Gold Fields.

(5.) Bye-road Overseer, Merriwa:—Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 10;—

(1.) The name of the person who is acting as bye-road overseer in the Merriwa District?

(2.) If the Secretary for Lands is aware that this overseer has driven cattle to pound, and assisted in branding cattle for a Magistrate and land proprietor of the said District?

Mr. Robertson answered:—

(1.) J.—I think his name is James—Ainsworth is the road overseer at Merriwa, under Mr. Road Superintendent Johnstone.

(2.) I have no information whatever as to the impounding of cattle, I have never heard of it before.

2. Deputy Speaker's Commission to Administer the Oath:—The Speaker reported that he had received a Commission under the Seal of the Colony, dated 27th June, 1863, and signed by His Excellency the Governor, Sir John Young, empowering Robert Wisdom, Esquire, Chairman of Committees of the Legislative Assembly, in the absence of the Speaker, to administer to Members the Oath or Affirmation of Allegiance required by Law,—of which the following is a copy:—

*“ By His Excellency the Right Honorable SIR JOHN YOUNG, Baronet, Knight
“ Commander of the Most Honorable Order of the Bath, Knight Grand Cross of
“ the Most Distinguished Order of St. Michael and St. George, Captain
“ General and Governor-in-Chief of the Colony of New South Wales, and Vice-
“ Admiral of the same,*

“ To all to whom these presents shall come,

“ Greeting :

“ In pursuance of the authority in me vested in that behalf, I, Sir John Young, as Governor of the Colony of New South Wales, do hereby authorise Robert Wisdom, Esquire, Chairman of Committees of the Legislative Assembly of the said Colony, in the absence of the Speaker of the said Assembly to administer from time to time, as occasion may require, to any Members of the said Assembly, to whom the same shall not have been previously administered, the Oath or Affirmation of Allegiance to Her Majesty the Queen, required by law to be taken or made and subscribed by every such Member before he shall be permitted to sit or vote in the said Legislative Assembly.

“ Given under my Hand and the Seal of the Colony, at Government House, Sydney, this twenty-seventh day of June, in the year of our Lord one thousand eight hundred and sixty-three, and in the twenty-seventh year of the Reign of Her Majesty Queen Victoria.

“ JOHN YOUNG.

“ By His Excellency's Command,

“ CHARLES COWPER.”

3. Motions Withdrawn:—Mr. Lucas withdrew the Motions standing in his name, Nos. 14 and 20 on the Notice Paper for to-day.

4. Paper:—Mr. Smart laid upon the Table Return (in completion) to Order, in reference to “ Expenses of Government Advertisements in Newspapers,” made by the Legislative Assembly, on motion of Mr. Lucas, on 7th October, 1862. Ordered to be printed.

5. Motion Withdrawn:—Mr. Macleay withdrew the Motion standing in his name, No. 5 on the Notice Paper for to-day.

6. Presbyterian College Bill:—Dr. Lang presented a Petition from certain Presbyterians, praying for leave to introduce a Bill to incorporate the Presbyterian College,—

And

And Dr. Lang having produced the *Government Gazette*, and the *Empire* newspaper, containing notices for four consecutive weeks in the month of June, 1863, of the intention to apply for such Bill,—

Petition received.

7. Exchange of Land, Scots Church, Jamison-street, legalizing Bill :—
Dr. Lang presented a Petition from certain Elders and Committee of Management of the Scots Church, Sydney, praying for leave to introduce a Bill to legalize the exchange of a portion of the allotment of the Scots Church, Jamison-street, Sydney, and to authorize the re-erection of the Tower of the said Church on its present foundation,—
And Dr. Lang having produced the *Government Gazette*, and the *Empire* newspaper, containing notices for four consecutive weeks in the month of June, 1863, of the intention to apply for such Bill,—
Petition received.
8. Paper :—Mr. Robertson laid upon the Table, Return to Order, in reference to "Sheep destroyed under Seal in Sheep Act," made by the Legislative Assembly, on motion of Mr. Gordon, on 16th December, 1862.
Ordered to be printed.
9. Robert Melville :—Mr. Wilson presented a Petition from Robert Melville, complaining of injuries, as therein set forth, sustained by him in consequence of his having been incarcerated and otherwise dealt with as a Lunatic; and praying inquiry into the circumstances of his case, and redress
Petition received.
10. Waratah Coal Company :—Mr. Samuel presented a Petition from Benjamin Darley and Charles Smith of Sydney, praying for leave to introduce a Bill to establish and incorporate a Company to be called "The Waratah Coal Company," and to authorize the making of a Railway for the purposes of the said Company.
And Mr. Samuel having produced the *Government Gazette*, and the *Sydney Morning Herald*, *Empire*, and *Newcastle Chronicle* newspapers, containing notices for four consecutive weeks in the month of May, 1863, of the intention to apply for such Bill,—
Petition received.
11. Petition of Thomas Charles Bentley :—The Clerk of Select Committees having presented the Papers specified in the Order of this House recorded as No. 5 on the Votes and Proceedings of Friday last, the same were, pursuant to that Order, laid upon the Table by the Clerk of the House, by direction of the Speaker.
12. Removal of Mr. Sanders as Teacher under National School Board :—Mr. Wilson moved, pursuant to amended notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all Correspondence and other Papers, including all Reports on the Hinton School to the present time, of the Board of National Education, connected with the Removal of Mr. Sanders from his office as Teacher under the said Board.
Question put and passed.
13. Motions Withdrawn :—Mr. Wilson withdrew the Motions standing in his name, Nos. 2 and 3 on the Notice Paper for to-day.
14. Motion Dropped :—Mr. Allen not making the Motion standing in his name, No. 4 on the Notice Paper for to-day, it dropped.
15. Seed Wheat and Oats supplied by Government :—Mr. Macpherson moved, pursuant to notice, That there be laid on the Table of this House,—
(1.) A Return showing the names and residences of the persons to whom Seed Wheat and Oats have been supplied by the Government, specifying the districts—the quantity supplied—and the prices charged.
(2.) Copy of the form of security or bond, if any, taken by the Government from the persons to whom such Seed Wheat or Oats have been supplied.
Question put and passed.
16. Town Commons or Reserves :—Mr. Rusden moved, pursuant to notice,—That it is the opinion of this House that Commons or Reserves should be immediately proclaimed in connexion "with" various Townships in the interior of the Colony.
Debate ensued.
Mr. Lucas moved, That the Question be amended by omitting all the words after the word "with", with a view to inserting in their place the words, "the various "Cities and Townships in the Colony."
Debate continued.
Question put,—That the words proposed to be omitted stand part of the Question.
The House divided.

Ayes, 25.

Mr. Cowper,	Mr. Eagar,
Mr. Smart,	Mr. W. Forster,
Mr. Robertson,	Mr. Harpur,
Mr. Arnold,	Mr. Allen,
Mr. Lord,	Mr. Sadleir,
Mr. Darvall,	Mr. Gordon,
Mr. Piddington,	Mr. Rusden,
Mr. C. Cowper, junr.,	Mr. Samuel,
Capt. Moriarty,	Mr. Hart,
Mr. Dangar,	Tellers.
Mr. Wilson,	
Mr. Close,	Mr. Holt,
Mr. Raper,	Mr. Morris.
Mr. Macpherson,	

Noes, 20.

Mr. Driver,	Mr. Caldwell,
Mr. Burdakin,	Mr. Shepherd,
Mr. Alexander,	Mr. Lackey,
Mr. Dalglish,	Dr. Lang,
Mr. Terry,	Tellers.
Mr. Hannell,	
Mr. Cunneen,	Mr. Lucas,
Mr. Love,	Mr. Holroyd.
Mr. Garrett,	
Mr. Flett,	
Mr. Stewart,	
Mr. Haworth,	
Mr. Sutherland,	
Mr. Tighe,	

Original

Original Question then put.
The House divided.

Ayes, 23.

Mr. Piddington,	Mr. Tighe.
Mr. Burdekin,	Mr. Love,
Mr. Terry,	Mr. Driver,
Mr. Dangar,	Mr. Lackey,
Mr. Wilson,	Mr. Gordon.
Mr. Cunneen.	Mr. Samuel.
Mr. Shepherd,	Mr. Rusden,
Mr. Hannell.	Mr. Holroyd,
Mr. Caldwell,	<i>Tellers.</i>
Mr. Macpherson,	Mr. Lucas.
Mr. Raper,	Mr. Darvall.
Mr. Alexander,	
Mr. Sutherland,	

Noes, 23.

Mr. Cowper,	Mr. Haworth,
Mr. Smart,	Mr. Stewart,
Mr. Arnold,	Mr. Flett,
Mr. Robertson,	Mr. Sadleir,
Mr. C. Cowper, junr.,	Mr. Lord,
Mr. Hart,	Mr. Morris,
Mr. Allen,	Mr. Holt,
Mr. Dalgleish,	Dr. Lang.
Mr. W. Forster,	<i>Tellers.</i>
Mr. Eagar,	Mr. Garrett,
Mr. Raper,	Capt. Moriarty,
Mr. Harpur,	Mr. Bell.
Mr. Close,	

The Numbers being equal, the Speaker, in order to leave the matter open for future consideration, gave his Vote with the Noes.

17. Paper:—Mr. Cowper laid upon the Table, Return to Address, in reference to "Indemnification for Legal Costs;—Berry and Others," adopted by the Legislative Assembly, on motion of Mr. W. Forster, on 24th June, 1862.
Ordered to be printed.
18. Illegal Occupants of Crown Land proceeded against:—Mr. Rusden moved pursuant to notice, That there be laid upon the Table of this House,—
(1.) A Return of all Persons proceeded against by order of the Government or the Police Authorities for Trespass or Illegal Occupation of Crown Lands under section 33 of the Crown Lands Occupation Act, since the passing of the Crown Lands Alienation and Occupation Acts, specifying in each case the name of the party proceeded against, the name of the informer, the locality, the nature of the trespass, and the result of the proceedings.
(2.) A Return of all Persons dispossessed in consequence of such proceedings as aforesaid.
(3.) A Return of all Correspondence on the subject.
Debate ensued.
Mr. Wilson moved, That the Question be amended by omitting the words, "under Section 33 of Crown Lands Occupation Act."
Debate continued.
Question,—That the words proposed to be omitted stand part of the Question—put and passed.
Whereupon, original Question put and negatived.
19. Motions Withdrawn:—Mr. Harpur withdrew the Motions standing in his name, Nos. 9 and 10 on the Notice Paper for to-day.
20. Payment of Members of Parliament:—Mr. Harpur moved, pursuant to notice, That in the opinion of this House, it is necessary to the faithful and efficient discharge of the business of Parliament that provision should be made for the payment of "Members," and that a Bill for this purpose ought forthwith to be introduced.
Debate ensued.
Mr. Wilson moved, That the Question be amended, by omitting all the words thereof, after the word "Members."
Debate continued.
And the House continuing to sit till after Midnight,—

WEDNESDAY, 1 JULY, 1863, A.M.

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

Ayes, 38.

Mr. Cowper,	Mr. Dalgleish,
Mr. Arnold,	Mr. Rusden,
Mr. Smart,	Mr. Raper,
Mr. Haworth,	Mr. Shepherd,
Mr. Holt,	Mr. Darvall,
Mr. Bell,	Mr. Morris,
Mr. Martin,	Mr. Gordon.
Mr. Cunneen,	Mr. Dangar,
Mr. Burdekin,	Mr. Piddington,
Mr. Hart,	Mr. Hannell,
Mr. Lucas,	Mr. Macleay,
Mr. Sutherland,	Mr. Samuel,
Mr. Lord,	Mr. Lackey,
Mr. Macpherson,	Mr. Egan,
Mr. Close,	Mr. Alexander,
Capt. Moriarty,	Mr. C. Cowper, junr.
Mr. Sadleir,	<i>Tellers.</i>
Mr. Love,	Mr. Holroyd,
Mr. Faucett,	Mr. Driver.
Mr. J. T. Ryan,	

Noes, 13.

Dr. Lang.
Mr. Allen.
Mr. Eagar.
Mr. Leary.
Mr. Tighe.
Mr. Garrett,
Mr. Harpur.
Mr. W. Forster,
Mr. R. Forster,
Mr. Stewart,
Mr. Flett.
<i>Tellers.</i>
Mr. Robertson,
Mr. Wilson.

Original

Original Question then put.
The House divided.

Ayes, 12.

Dr. Lang,
Mr. Harpur,
Mr. Tigho,
Mr. Flett,
Mr. Stewart,
Mr. Eagar,
Mr. Leary,
Mr. R. Forster,
Mr. Allen,
Mr. Garrett,

Tellers.

Mr. Robertson,
Mr. Wilson.

Noes, 39.

Mr. Cowper,	Mr. Rusden,
Mr. Arnold,	Mr. J. T. Ryan,
Mr. Smart,	Mr. Raper,
Mr. C. Cowper, junr.,	Mr. Cunneen,
Mr. Hart,	Mr. Darvall,
Capt. Moriarty,	Mr. W. Forster,
Mr. Burdekin,	Mr. Gordon,
Mr. Lucas,	Mr. Macleay,
Mr. Close,	Mr. Hannell,
Mr. Shepherd,	Mr. Piddington,
Mr. Faucett,	Mr. Holt,
Mr. Macpherson,	Mr. Haworth,
Mr. Lord,	Mr. Alexander,
Mr. Sutherland,	Mr. Morris,
Mr. Driver,	Mr. Lackey,
Mr. Dangar,	Mr. Holroyd,
Mr. Martin,	<i>Tellers.</i>
Mr. Sadleir,	Mr. Egan,
Mr. Samuel,	Mr. Bell,
Mr. Love,	
Mr. Dalgleish.	

The House adjourned, on motion of Mr. Cowper, at sixteen minutes after Twelve o'clock A.M., until Three o'clock P.M. this day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS AND ORDERS OF THE DAY.

WEDNESDAY, JULY 1.

QUESTIONS:—

1. MR. DARVALL *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether it is the intention of the Government to place upon the Estimates any and what sum of money for building a Bridge over Bank-street, East Maitland, or for otherwise relieving East Maitland from the periodical floods which are caused by the railway embankment across that street?
2. MR. CLOSE *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) When is it the intention of the Government to finish the extension to Morpeth of the Great Northern Line?
 - (2.) To what point will such extension reach?
 - (3.) Whether the Government is aware that, owing to the non-completion of the fencing along the line aforesaid, public safety is endangered?
 - (4.) When will any preparation be made to provide Platforms, Passenger and Goods Stations, at Morpeth and the Junction at East Maitland?
 - (5.) When will the £10,000, voted last year by Parliament for Wharves and Coal Shoots at Morpeth, be expended?
3. MR. W. FORSTER *to ask* THE COLONIAL SECRETARY,—When will the Papers, ordered by the House, on 24 June, 1862, having reference to the payment of costs by the Government in the matter of the Municipality of Shoalhaven, so called, be laid upon the Table?
4. MR. SAMUEL *to ask* THE COLONIAL SECRETARY,—
 - (1.) Whether it has come to the knowledge of the Government that on the 16th day of June, the day fixed for holding the Court of Quarter Sessions at Wellington, Mr. Justice Cary was not present, and that consequently no Court was held, although the Crown Prosecutor, jurors, and numerous witnesses were in attendance?
 - (2.) If so, have the Government taken, or do they intend to take, any steps to prevent a recurrence of the delay in the administration of justice, and expense and loss of time to jurors and witnesses, occasioned by the conduct of Mr. Justice Cary in not being present at the time appointed for holding the Court?

5. MR. TIGHE to ask THE SECRETARY FOR PUBLIC WORKS,—
 (1.) Whether the Government is aware that, in consequence of inadequate provision for discharging ballast at the Government Ballast Wharves in the Harbour of Newcastle, vessels of large tonnage have been recently subjected to several days vexatious detention at that Port?
 (2.) Is it the intention of the Government to make such arrangements as will enable masters of vessels requiring deep water to discharge ballast at Newcastle, with greater dispatch than is at present afforded?
6. MR. TIGHE to ask THE COLONIAL SECRETARY,—Whether it is the intention of the Government, during the present Session, to propose any means for providing Port Hunter with suitable Harbour Defences, for protecting that Port and District from Foreign attack?
7. MR. DANGAR to ask THE SECRETARY FOR LANDS,—
 (1.) If it is the intention of the Government to abolish the Minor Road Superintendents and Road Overseers for 1864, with a view of reverting to the late system of Trustees, in expending Bye-Road Grants from the Public Revenue?
 (2.) Do the Government intend, during the next year, to combine the Superintendents of Main and Minor Roads, and place the Roads of the Colony under one head or department?
8. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—
 (1.) If it is true, that two Contractors have failed, with their Bondsmen, to build the Singleton Bridge, as per contract?
 (2.) Were the Bondsmen solvent, and have their penalties been enforced for any breaches in their contracts?
 (3.) What time is allowed to the present Contractors to complete the Bridge at Singleton?
9. CAPTAIN MORIARTY to ask THE COLONIAL SECRETARY,—Whether he has received any Report from the Inspector General of Police of the commencement of Lynch Law in the vicinity of Burrangong?

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. SMART to move for leave to bring in a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses.
2. MR. SMART to move for leave to bring in a Bill to amend the Laws relating to Seamen.
3. MR. SMART to move for leave to bring in a Bill to consolidate and amend the Laws relating to the Customs.
4. MR. COWPER to move for leave to introduce a Bill to promote Elementary Education.
5. MR. ROBERTSON to move for leave to introduce a Bill to regulate the Impounding of Cattle.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That there be laid upon the Table of this House, a Return shewing:—
 (1.) The Expense of publishing the *Government Gazette*.
 (2.) The number of copies struck off at each publication.
 (3.) The number of private subscribers during the year 1862.
 (4.) What would be the probable cost per 1,000 copies over the present number issued.
2. MR. LUCAS to move, That there be laid upon the Table of this House, a Return showing the expenses incurred by the Government for the insertion of advertisements relative to public business in the various newspapers throughout the Colony, exclusive of the *Government Gazette*, from the 30th day of June, 1862, to the 1st day of January, 1863; and specifying the number of advertisements sent, the number of insertions authorized or allowed for, and the total sum paid, or which has to be paid on such account by the several departments of the Public Service, to the conductors of each newspaper during the above-mentioned period.
3. MR. WILSON to move, That the Petition presented by him on the 30th June, from Robert Melville, be printed.
4. MR. SAMUEL to move for leave to introduce a Bill to establish and incorporate a Company to be called the "Waratah Coal Company," and to authorize the making of a Railway for the purposes of the said Company.
5. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all Correspondence between the Government, and any person or persons, of all Memorials or Petitions, and of all Minutes of the Executive Council, having reference to the trial and execution of Mahomet Cassim.
6. MR. FLETT to move,—
 (1.) That the Report of the Select Committee on the Petition of Miss Isabella Mary Kelly, together with the Proceedings of the Committee, Minutes of Evidence, and Appendix, brought up on the 18th December last, be referred to a Select Committee for consideration.
 (2.) That such Committee have power to take additional evidence, and to report.
 (3.) That such Committee consist of the following Members:—Mr. Arnold, Mr. Cunneen, Mr. Garrett, Mr. W. Forster, Mr. Harpur, Mr. Morrice, Mr. Morris, Mr. Stewart, Mr. Allen, and the Mover.
7. MR. DALGLEISH to move, That the Proceedings of the Select Committee to whom was referred the Petition of T. C. Bentley, presented to this House on Friday, 24th October, 1862, be laid upon the Table of this House.

8. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of wilful murder.
9. MR. HARPUR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the present year, a sum not exceeding £3,000, to be paid over to Mrs. Caroline Chisholm, as a public acknowledgment of the long course of valuable and gratuitous services rendered by that lady to the Colony, and to assist in placing her above the reach of want in her old age.
10. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts, for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence, by the Government; and the extent to which the contract was carried out.
11. MR. DRIVER to move, That the Seat of James Henry Atkinson, Esquire, as one of the Members for the Electoral District of Central Cumberland, hath become and is now vacant by reason of the Insolvency of the said James Henry Atkinson, Esquire.
12. MR. DRIVER to move, That the Petition of Robert Andrews, presented to this House on the 24th June, be referred to the Elections and Qualifications Committee.
13. MR. DARVALL to move, That the Petition of Mrs. Reynolds presented by him, on 25th June, be printed.
14. MR. MACLEAY to move,—
 - (1.) That a Select Committee be appointed, with liberty to send for persons and papers, to inquire into, and report upon, the present state of the Defences of Port Jackson, and the best means of effectually guarding the Port and City of Sydney from Foreign attack.
 - (2.) Such Committee to consist of Mr. Cowper, Mr. Arnold, Mr. Eagar, Mr. Egan, Mr. W. Forster, Mr. Martin, Capt. Moriarty, Mr. Piddington, Mr. Sadleir, and the Mover.
15. MR. LORD to move, That the Petition from the Residents of Dubbo, presented by him, on the 23rd June, be printed.
16. MR. WILSON to move, That the Petition presented by him, on 24th June, from the "Homeward Bound Company," Kiandra, be printed.

THURSDAY, JULY 2.

QUESTIONS :—

1. MR. LEARY to ask THE SECRETARY FOR PUBLIC WORKS,—Whether the Government intend to place a sum of money on the Estimates for the reclamation of Woolloomooloo Bay?
2. MR. LEARY to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What has been the cost of the Demi-Circular Wharf at Woolloomooloo Bay?
 - (2.) What is to be the cost of the stone dyke at Woolloomooloo Bay?
3. MR. LUCAS to ask THE SECRETARY FOR LANDS,—When the Land "near Haslam's Creek," purchased by the Government for a Cemetery, will be opened for the burial of the dead?
4. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What sum was realized from the Sale of Building Materials of Brick and Weatherboard Cottages, on the Site for the Proposed Public Library in Elizabeth-street, sold by A. Allan, the Government Auctioneer, on the 18th February, 1863?
 - (2.) To what fund has the money so obtained been carried?
5. MR. DALGLEISH to ask THE COLONIAL SECRETARY,—
 - (1.) What was the sum realized by the Sale of Horses, unsuitable for the Police, sold by Andrew Allan, Government Auctioneer, on the 12th January, 1863?
 - (2.) To what fund was the sum, obtained by such sale, carried?
 - (3.) Is Andrew Allan still the Government Auctioneer?

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Municipalities Law Amendment Bill; second reading.
2. Pastoral Interests Contribution Bill; second reading.

FRIDAY, JULY 3.

QUESTIONS :—

1. MR. LEARY to ask THE COLONIAL SECRETARY,—Do the Government intend to introduce, this Session, a Superannuation Act in connection with the Civil Service?
2. MR. LUCAS to ask THE SECRETARY FOR PUBLIC WORKS,—Whether it is his intention to introduce, during the present Session, a Bill to empower the Government to place the management of those portions of the Main Roads, which run parallel to Railways, open for traffic, in the hands of Trustees?

OTHER BUSINESS—ORDER OF THE DAY :—

1. Church and School Lands Declaratory Bill; second reading.

NOTICES OF MOTION :—

1. MR. W. FORSTER to move, That there be laid upon the Table of this House, a Return shewing the description, quantities, and prices of work to be executed under the Contract for the Branch Railway from Blacktown to Windsor and Richmond, as estimated by the Government Engineer or Engineers.
2. MR. HART to move, That the papers relative to Burial Grounds and Cemeteries, laid upon the Table by the Secretary for Lands, on the 19th December last, be printed.

TUESDAY, JULY 7.

QUESTIONS :—

1. MR. HOLROYD to ask THE COLONIAL SECRETARY,—If it be his intention to introduce, during the present Session, any measure to arrest the progress of Bushranging?
2. MR. HOLROYD to ask THE SECRETARY FOR LANDS,—If it be his intention to introduce a Bill during the present Session to amend the 4 Vic., No. 12, commonly called the Parish Road Act; and, if so, when he will be prepared to lay the Bill upon the Table of this House?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DRIVER to move, That the Report of the Select Committee appointed to inquire into and report upon the Management of the Central Police Office, presented to this House on the 12th December last, be now adopted.
2. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates for the ensuing year a sum of money equal to the amount of the balance now remaining of the proceeds of the Sale of the Goods of John Cockerell seized and sold by the Government, with the view of refunding the same.
3. MR. DRIVER to move for leave to introduce a Bill to Amend the Law of Evidence in Criminal Cases.
4. MR. W. FORSTER to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all Inspectors appointed by the Executive Government under the Scab in Sheep Act of 1861, from the time of passing of the said Act to the present time, specifying in each case the names of the Inspector, and of the District; the date of appointment; the date when any such appointment ceased, and the reasons why.
 - (2.) Copies of all correspondence between the Executive Government, and any person or persons, and of all Memorials and Petitions, and of all Minutes of the Executive Council, on the same subject.
 - (3.) Copies of Information and Proceedings before the Court of Petty Sessions at Cassilis, on or about the 15th and 29th days of April, 1863, in matter of certain sheep formerly belonging to A. Loder, Esq., of Collic Creek, alleged to be infected with scab, upon the information of Mr. G. Bowman, Inspector, Mr. E. Walker, Poundkeeper, and Mr. J. B. Johnstone, Inspector.
5. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of Proceedings before any Magistrate or Magistrates at Liverpool, having reference to the death of John Hart, in the Benevolent Asylum of that town, on or about 23 September, 1862.
 - (2.) Copies of proceedings at the Coroner's Inquest held at the Police Office, Liverpool, on the body of the said John Hart.
 - (3.) Copies of all Correspondence between the Executive Government and any person or persons on the same subject.
6. MR. W. FORSTER to move, That there be laid upon the Table of this House, Copies of all Correspondence between the Executive Government, or the Denominational Board, or the Dean of Sydney, and any person or persons; also of any Memorial or Petition; also of any Minute of the Executive Government, or the Denominational Board aforesaid, having reference to the discontinuance of the Canberra Denominational School, and the removal or dismissal of Mr. Andrew Wotherspoon from the office of Teacher to the said School.
7. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The number of properties brought under the provisions of the Real Property Act, since January 1st, 1863.
 - (2.) The declared value of each of such properties.
 - (3.) The number of cases for which certificates of indefeasible title have been issued.
 - (4.) The official designations of all the officers of the Land Titles Department, with the several salaries paid or guaranteed to each, upon the sole authority of the Executive Government.
8. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of all Telegrams and Correspondence that have passed between the Government and any of its officers, at Burrangong, during the period between the proclamation of that Gold Field and the 1st September, 1861.

9. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1864, a sum not exceeding £25,000, for the support of Ministers of the English and Roman Catholic Churches, or of other denominations, where the members are in sufficient number, at the rate of £300 to each Clergyman, at the following places:—Deniliquin, Wentworth, Hay, Albury, Tumut, Gundagai, Wagga Wagga, Lambing Flat, Lachlan Gold Fields, Condobolin, Bulligal, Molong, Orange, Wellington, Dubbo, Fort Bourke, Walgett, Coonabarabran, Coonamble, Warialda, Moree, M'Intyre District, Wee Waa, Narrabri, Rylstone, Turon, Gunnedah, Murrurundi, Hargraves, Louisa Creek, Carroll, Nundle, Bundarra, Bingera, Tenterfield, Dundee, Glen Innes, Wellington, Eden, Bombala, Kiandra, Nimmitybell, and Gulf Diggings.
10. MR. SAMUEL to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—Copies of all Correspondence and Minutes of the Executive Council having reference to the recommendations of Mr. Justice Cary that the Court of Quarter Sessions should be removed from Wellington.
11. MR. WILSON to move, That there be laid upon the Table of this House, a Return in the shape of a debit and credit account, showing the total cost of, and proceeds from the flock of Alpacas, from the date of their importation to the present time; also, all the Correspondence between the Government, and any person or persons, having reference to the dismissal or suspension of Mr. C. Ledger.
12. MR. SADLER to move the following Resolutions:—
 - (1.) That the present insecurity both of life and property, more especially in the South and Western Districts of the Colony, is such as to require the immediate consideration of this House.
 - (2.) That the present Police system is both expensive and unsuitable, and that in the construction of a Police Force, a Semi-Military Police, as at present established, is only calculated as a substitution for a Military Force acting in cases of popular outbreak, wherefore, the House is of opinion, That the present staff of officers of Inspectors, Sub-Inspectors, Superintendents, &c., had better be abolished; Police Magistrates presiding in Police Districts, and co-operating with each other, being substituted; the number of subordinate officers and constables be increased, if necessary; and that the equipment of the Police be of the most simple character, fit for bush service.
 - (3.) That the centralization of the Police Force, under an Inspector General of Police, not only fetters the freedom of action of the Police, but is viewed with distrust, therefore, the office be abolished, and the Colonial Secretary, as directly responsible to this House, be chargeable with the Police arrangements.
 - (4.) That the said Resolutions be presented, in the way of Address, to His Excellency the Governor, praying, from the urgent necessity of the case, a Bill may be introduced into Parliament, this Session, so as to carry out the principles of these Resolutions.

TUESDAY, JULY 14.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. EAGAR to move, That there be laid upon the Table of this House, copies of any correspondence which may have passed between the Steam Navigation Board and the Government in reference to the collision between the Steamers "Kembla" and "Hunter"; and also copies of any correspondence between the Government and the Trinity Board in reference to the said collision.
2. DR. LANG to move for leave to bring in a Bill to incorporate the Presbyterian College in connection with the University of Sydney.
3. DR. LANG to move for leave to bring in a Bill to Legalize the Exchange of a portion of the allotment of the Scots Church, Sydney, and to authorize the re-erection of the Tower of the said Church on its present foundation.
4. MR. ALLEN to move, That the Report of the Select Committee laid on the Table of this House last Session in the case of Isabella Mary Kelly, be now adopted.
5. MR. HOLROYD to move, That there be laid upon the Table of this House, copies of any agreements for letting or leasing the Wharf and Pier at Wollongong; also returns of all wharfage dues received, specifying the names of those from whom dues have been received, and the amounts paid by each since the 1st day of January, 1860, to the 1st of July, 1863.
6. MR. HOLROYD to move, That there be laid upon the Table of this House, copies of all Correspondence between the late Manager of the Railway, Mr. C. J. Nealds, and any member of the Government, in reference to that gentleman's suspension and dismissal; also copies of the commission, evidence, and report, on the charges brought against Mr. C. J. Nealds.
7. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all Minutes of the Executive Council in reference to the suspension and dismissal of Mr. C. J. Nealds, as Manager of the Railway.

8. MR. HOLROYD to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to prohibit the payment in certain trades of wages in goods, or otherwise than in the current coin of the Realm.
 9. MR. HOLROYD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider whether it is desirable to introduce a Bill to amend an Act, intituled "*An Act for regulating the trade or business of Pawnbrokers in New South Wales.*"
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TUESDAY, JULY 21.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. DALGLEISH to move, That it be an Order of this House for the present Session, that any new item of expenditure in Committee of Supply, or new clause of a Bill in Committee of the Whole House, shall be considered to be New Business.
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[Price, 3d.]

New South Wales.

No. 6.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 1 JULY, 1863.

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

Questions on Notice Paper for to-day:—

- (1.) Bridge over Bank-street, East Maitland:—Mr. Darvall asked the Secretary for Public Works, pursuant to Notice No. 1,—Whether it is the intention of the Government to place upon the Estimates any and what sum of money for building a Bridge over Bank-street, East Maitland, or for otherwise relieving East Maitland from the periodical floods which are caused by the railway embankment across that street?

Mr. Arnold answered:—The former vote having lapsed, it is not the intention of the Government to place a sum upon the Estimates.

- (2.) Railway Extension to Morpeth:—Mr. Close asked the Secretary for Public Works, pursuant to Notice No. 2:—

(1.) When is it the intention of the Government to finish the extension to Morpeth of the Great Northern Line?

(2.) To what point will such extension reach?

(3.) Whether the Government is aware that, owing to the non-completion of the fencing along the line aforesaid, public safety is endangered?

(4.) When will any preparation be made to provide Platforms, Passenger and Goods Stations, at Morpeth and the Junction at East Maitland?

(5.) When will the £10,000, voted last year by Parliament for Wharves and Coal Shoots at Morpeth, be expended?

Mr. Arnold answered:—I beg to inform the Honorable Member that it is the intention of the Government to finish the extension to Morpeth as soon as the money has been voted for the purpose; the money now available not being sufficient to complete the extension to the point intended by the Government.

(2.) The point intended is beyond the wharves of the two Steam Companies, on land liberally offered to the Government by Mr. Close, at Morpeth.

(3.) The Government is aware that safeties of all kinds, public and private, are continually endangered from a great variety of causes, one of which may possibly be the non-completion of this fencing, but I am not aware of any peculiar danger. Nothing has been stated to the Government. Accidents may happen in a variety of ways.

(4.) Preparations are now making to provide platforms, passenger and goods stations, at Morpeth and the Junction at East Maitland.

(5.) The £10,000, voted last year for wharves and coal shoots, will be expended as soon as it is determined to what point the extension of the Great Northern line to Morpeth shall reach. If the House agree with me in opinion that this extension should be carried to the point to which I have alluded, then the money will be expended in the construction of coal shoots at that spot, which is particularly favourable to the purpose.

(Mr. W. Forster withdrew the Question standing in his name, No. 3.)

(Mr. Samuel not asking the Question standing in his name, No. 4, it dropped.)

- (3.) Facilities for discharging Ballast in Newcastle Harbour:—Mr. Tighe asked the Secretary for Public Works, pursuant to Notice, No. 5:—

(1.) Whether the Government is aware that, in consequence of inadequate provision for discharging ballast at the Government Ballast Wharves in the Harbour of Newcastle, vessels of large tonnage have been recently subjected to several days vexatious detention at that Port?

(2.)

(2.) Is it the intention of the Government to make such arrangements as will enable masters of vessels requiring deep water to discharge ballast at Newcastle, with greater dispatch than is at present afforded?

Mr. Arnold answered:—No representations have been made to the Government of inadequate provision for discharging ballast at the Government Ballast Wharves at Newcastle; and no such representation having been made, the consideration which perhaps would otherwise have been given to the subject, has not been given; but from the inquiries I have been able to make since I saw the notice of this question, I am inclined to believe that greater facilities are afforded at Newcastle for this purpose than at any other port in this Colony, or in any of the Colonies.

(4.) Harbour Defences for Port Hunter:—Mr. Tighe asked the Colonial Secretary, pursuant to Notice, No. 6:—Whether it is the intention of the Government, during the present Session, to propose any means for providing Port Hunter with suitable Harbour Defences, for protecting that Port and District from Foreign attack?

Mr. Arnold answered:—This question probably will be better answered by myself, than by my Honorable friend. There is an intention, I believe, upon the part of the House, to consider the question of Defences generally, but the Government have not at present determined upon putting any sum upon the Estimates, for the construction of Forts suitable for repelling attack at the City of Newcastle.

(5.) Modifications of Road Supervision:—Mr. Dangar asked the Secretary for Lands, pursuant to Notice, No. 7:—

(1.) If it is the intention of the Government to abolish the Minor Road Superintendents and Road Overseers for 1864, with a view of reverting to the late system of Trustees, in expending Bye-Road Grants from the Public Revenue?

(2.) Do the Government intend, during the next year, to combine the Superintendents of Main and Minor Roads, and place the Roads of the Colony under one head or department?

Mr. Robertson answered:—

(1.) In reply to the Honorable Member, I would say to his first question, that I know of no intention of the Government of the kind intimated.

(2.) In regard to the second question, I would say that I have been for a long time anxious, as far as possible, to remove the management of these roads from the Department of Lands, for unquestionably—theoretically at any rate—they properly belong to the Works Department. However, there are difficulties in working this out, and about a month or five weeks ago the Deputy Surveyor General on the part of the Department of Lands, and the Commissioner of Roads on behalf of the Department of Works, were appointed to prepare a report and to make a recommendation as to the best management, for the future, of these roads. That report has not yet reached the Government; but it is now in course of preparation, and I hope the end of it will be to take, at any rate, the greater portion of these roads, if not all of them, from the Lands Department.

(6.) Contractors for Singleton Bridge:—Mr. Dangar asked the Secretary for Public Works, pursuant to Notice, No. 8:—

(1.) If it is true, that two Contractors have failed, with their Bondsmen, to build the Singleton Bridge, as per contract?

(2.) Were the Bondsmen solvent, and have their penalties been enforced for any breaches in their contracts?

(3.) What time is allowed to the present Contractors to complete the Bridge at Singleton?

Mr. Arnold answered:—Perhaps I shall best answer the Honorable Member's question, by giving him the history of this contract in a very few words. The contract was taken for the erection of this bridge by a contractor of the name of Heritage, and his contract was guaranteed by the usual Bonds. He did fail, after the completion of a good deal of work; he did fail to carry on the work satisfactorily to the Government, and his contract has been cancelled, but another contractor has offered to take the contract (and to substitute other bondsmen for those that had been previously taken) at the same prices, on precisely the same terms as before, and, as we believe that the change will be an advantageous one in every way for the Government, that offer has been accepted, and is now being carried out.

(2.) Under these circumstances, the Honorable Member will see it was unnecessary to attempt to enforce the penalties, and therefore it is a matter of no moment whether the bondsmen were solvent or not.

(3.) The time for the completion of the Bridge under the new contract, will be extended to October, 1864.

(7.) Lynch Law near Burrangong:—Captain Moriarty asked the Colonial Secretary, pursuant to Notice No. 9:—Whether he has received any Report from the Inspector General of Police of the commencement of Lynch Law in the vicinity of Burrangong?

Mr. Cowper answered:—I beg to state that I have not received any report. I have applied to the Inspector General of Police, and he states to me that he has no information whatever upon the subject.

2. Paper:—Mr. Cowper laid upon the Table, Despatch from the Duke of Newcastle, dated 20 March, 1862, (with Enclosure), respecting Naval Property.
Ordered to be printed.

3. Motion Withdrawn:—Mr. Smart withdrew the Motion standing in his name No. 1 on the Notice Paper of Government Business for to-day.

4. Seamen's Laws Amendment Bill :—
 - (1.) Mr. Smart moved, pursuant to notice, for leave to bring in a Bill to amend the Laws relating to Seamen.
Question put and passed.
 - (2.) Mr. Smart having *presented* this Bill, Bill, intituled "*A Bill to amend the Laws relating to Seamen,*" read a first time.
Ordered to be printed, and read a second time this day week.
5. Motion Withdrawn :—Mr. Smart withdrew the Motion standing in his name, No. 3 on the Notice Paper of Government Business for to-day.
6. Public Education Bill :—
 - (1.) Mr. Cowper moved, pursuant to notice, for leave to introduce a Bill to promote Elementary Education.
Question put and passed.
 - (2.) Mr. Cowper having *presented* this Bill, Bill, intituled, "*A Bill to promote Elementary Education,*" read a first time.
Ordered to be printed, and read a second time this day fortnight.
7. Impounding Bill :—
 - (1.) Mr. Robertson moved, pursuant to notice, for leave to introduce a Bill to regulate the Impounding of Cattle.
Question put and passed.
 - (2.) Mr. Robertson having *presented* this Bill, Bill, intituled "*A Bill to regulate the Impounding of Cattle,*" read a first time.
Ordered to be printed, and read a second time this day week.
8. Expenses of Government Gazette :—Mr. Lucas, with the concurrence of the House moved, pursuant to *amended* notice, That there be laid upon the Table of this House, a Return shewing :—
 - (1.) The Expense of publishing the *Government Gazette* for 1862.
 - (2.) The number of copies struck off at each publication.
 - (3.) The number of private subscribers during the year.
 - (4.) What would be the probable cost per 1,000 copies over the present number issued.
 - (5.) What amount was received during the year for private advertisements.
 - (6.) What the Government advertisements during the same period would amount to at the same rate as was charged for private advertisements.
 Question put and passed.
9. Expense of Government Advertisements in Newspapers :—Mr. Lucas, with the concurrence of the House, moved, pursuant to *amended* notice, That there be laid upon the Table of this House, a Return shewing the expenses incurred by the Government for the insertion of advertisements relative to public business in the various newspapers throughout the Colony, exclusive of the *Government Gazette*, from the 30th day of June, 1862, to the 1st day of January, 1863 ; specifying the total sum paid, or which has to be paid on such account, to the conductors of each newspaper during the above-mentioned period.
Question put and passed.
10. Robert Melville :—Mr. Wilson moved, pursuant to notice, That the Petition presented by him on the 30th June, from Robert Melville, be printed.
Question put and passed.
Ordered to be printed.
11. Waratah Coal Company's Bill :—
 - (1.) Mr. Samuel moved, pursuant to notice, for leave to introduce a Bill to establish and incorporate a Company to be called the "Waratah Coal Company," and to authorize the making of a Railway for the purposes of the said Company.
Question put and passed.
 - (2.) Mr. Samuel having *presented* this Bill, and produced a Certificate of the payment of Twenty-five pounds to the credit of the Consolidated Revenue of the Colony, Bill, intituled "*A Bill to Establish and Incorporate a Company to be called 'The Waratah Coal Company,' and to authorize the making of a Railway for the purposes of the said Company,*" read a first time.
12. Motion withdrawn :—Mr. Wilson withdrew the Motion standing in his name, No. 5 on the Notice Paper of Other Business for to-day.
13. Miss Isabella Mary Kelly :—Mr. Flett moved, pursuant to notice,—
 - (1.) That the Report of the Select Committee on the Petition of Miss Isabella Mary Kelly, together with the Proceedings of the Committee, Minutes of Evidence, and Appendix, brought up on the 18th December last, be referred to a Select Committee for consideration.
 - (2.) That such Committee have power to take additional evidence, and to report.
 - (3.) That such Committee consist of the following Members :—Mr. Arnold, Mr. Cunneen, Mr. Garrett, Mr. W. Forster, Mr. Harpur, Mr. Morrice, Mr. Morris, Mr. Stewart, Mr. Allen, and the Mover.
Debate ensued.
Question put and passed.
14. Petition of Thomas Charles Bentley :—Mr. Dalglish moved, pursuant to notice, That the Proceedings of the Select Committee to whom was referred the Petition of T. C. Bentley, presented to this House on Friday, 24th October, 1862, be laid upon the Table of this House.
Question put and passed.

And

And the Clerk of Select Committees having *presented* the said Proceedings, the same were laid upon the Table by the Clerk of the House, by direction of the Speaker.

15. Motions Withdrawn:—Mr. Harpur withdrew the Motions standing in his name, Nos. 8 and 9 on the Notice Paper of Other Business for to-day.
 16. Motion Dropped:—Mr. Dangar not making the Motion standing in his name, No. 10 on the Notice Paper of Other Business for to-day, it dropped.
 17. Motions Withdrawn:—Mr. Driver withdrew the Motions standing in his name, Nos. 11 and 12 on the Notice Paper of Other Business for to-day,—the Speaker taking notice that the Petition referred to in the Motion No. 12 had been improperly received,—being, on re-examination, found to be of the nature of an Election Petition.
 18. Sheep destroyed under Scab Act:—Mr. Darvall moved, pursuant to notice, That the Petition of Mrs. Reynolds presented by him, on 5th June, be printed.
Question put and passed.
Ordered to be printed.
 19. Harbour Defences:—Mr. Macleay moved, pursuant to notice,—
(1.) That a Select Committee be appointed, with liberty to send for persons and papers, to inquire into, and report upon, the present state of the Defences of Port Jackson, and the best means of effectually guarding the Port and City of Sydney from Foreign attack.
(2.) Such Committee to consist of Mr. Cowper, Mr. Arnold, Mr. Eagar, Mr. Egan, Mr. W. Forster, Mr. Martin, Capt. Moriarty, Mr. Piddington, Mr. Sadleir, and the Mover.
Debate ensued.
And Mr. Dalgleish requiring that the said Committee be appointed by Ballot,—
Question (*as by consent amended*), viz. :—That a Select Committee be appointed with liberty to send for persons and papers, to inquire into, and report upon, the present state of the Defences of Port Jackson and other Harbours in the Colony, and the best means of effectually guarding them against Foreign Attack—put and passed.
Whereupon the House proceeded to the Ballot, and the Speaker declared the following Members to be the Committee duly appointed:—Mr. Macleay, Mr. Eagar, Mr. Sadleir, Mr. W. Forster, Mr. Egan, Mr. Martin, Mr. Arnold, Mr. Piddington, Mr. Cowper, and Capt. Moriarty.
 20. District Court and Quarter Sessions at Dubbo:—Mr. Cunneen moved, pursuant to notice standing in the name of Mr. Lord, and on his behalf, That the Petition from the Residents of Dubbo, presented by Mr. Lord, on the 23rd June, be printed.
Question put and passed.
Ordered to be printed.
 21. Mr. Sub-Commissioner Cooper:—Mr. Wilson moved, pursuant to notice, That the Petition presented by him, on 24th June, from the "Homeward Bound Company," Kiandra, be printed.
Question put and passed.
Ordered to be printed.
- The House adjourned, at a quarter before Seven o'clock, until To-morrow at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, JULY 2.

QUESTIONS :—

1. MR. LEARY *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether the Government intend to place a sum of money on the Estimates for the reclamation of Woolloomooloo Bay?
2. MR. LEARY *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What has been the cost of the Demi-Circular Wharf at Woolloomooloo Bay?
 - (2.) What is to be the cost of the stone dyke at Woolloomooloo Bay?
3. MR. LUCAS *to ask* THE SECRETARY FOR LANDS,—When the Land “near Haslam’s Creek,” purchased by the Government for a Cemetery, will be opened for the burial of the dead?
4. MR. DALGLEISH *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What sum was realized from the Sale of Building Materials of Brick and Weatherboard Cottages, on the Site for the Proposed Public Library in Elizabeth-street, sold by A. Allan, the Government Auctioneer, on the 18th February, 1863?
 - (2.) To what fund has the money so obtained been carried?
5. MR. DALGLEISH *to ask* THE COLONIAL SECRETARY,—
 - (1.) What was the sum realized by the Sale of Horses, unsuitable for the Police, sold by Andrew Allan, Government Auctioneer, on the 12th January, 1863?
 - (2.) To what fund was the sum, obtained by such sale, carried?
 - (3.) Is Andrew Allan still the Government Auctioneer?
6. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—Are the Government aware that the so-called Metal used by the Contractor for the High-street, West Maitland Contract, is of an inferior quality and not suitable?
7. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—When Mr. Ainsworth was appointed Bye-road Overseer, and what duty he has performed since his appointment?
8. MR. CLOSE *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether, during the interval between the present time and that when the Assembly is likely to take into consideration the propriety of extending the line of Railway through Morpeth, due preparation will be made to meet the wants, and expedite the present trade of, Morpeth?
9. MR. SAMUEL *to ask* THE COLONIAL SECRETARY,—
 - (1.) Whether it has come to the knowledge of the Government that on the 16th day of June, the day fixed for holding the Court of Quarter Sessions at Wellington, Mr. Justice Cary was not present, and that consequently no Court was held, although the Crown Prosecutor, jurors, and numerous witnesses were in attendance?
 - (2.) If so, have the Government taken, or do they intend to take, any steps to prevent a recurrence of the delay in the administration of justice, and expense and loss of time to jurors and witnesses, occasioned by the conduct of Mr. Justice Cary in not being present at the time appointed for holding the Court?
10. CAPT. MORIARTY *to ask* THE SECRETARY FOR LANDS,—Whether there is any foundation for the declaration attributed to him in the Goulburn newspapers—“that the Southern Members were not favorable to the extension of the Southern “Railroad beyond Goulburn”?”
11. MR. HANNELL *to ask* THE COLONIAL TREASURER,—Whether it is the intention of the Government, during the present Session, to introduce a Bill to amend the present Pilotage Act?

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Municipalities Law Amendment Bill; second reading.
2. Pastoral Interests Contribution Bill; second reading.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. WILSON *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all Correspondence between the Government, and any person or persons, of all Memorials or Petitions, and of all Minutes of the Executive Council, having reference to the trial and execution of Mahomet Cassim.

FRIDAY, JULY 3.

QUESTIONS :—

1. MR. LEARY *to ask* THE COLONIAL SECRETARY,—Do the Government intend to introduce, this Session, a Superannuation Act in connection with the Civil Service?
2. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether it is his intention to introduce, during the present Session, a Bill to empower the Government to place the management of those portions of the Main Roads, which run parallel to Railways, open for traffic, in the hands of Trustees?

3. MR. DALGLEISH *to ask* THE SECRETARY FOR LANDS,—When the Correspondence between Mr. Keightley, the late Clerk of Petty Sessions and Land Agent at Tamworth, and the Government, in 1857 and 1858, respecting the sale of lands at Nundle and Tamworth to Robertson and M'Pherson, together with all memoranda attached to such correspondence ordered by this House, 29th January, 1861, will be laid upon the Table of this House?

OTHER BUSINESS—ORDER OF THE DAY:—

1. Church and School Lands Declaratory Bill; second reading.

NOTICES OF MOTION:—

1. MR. W. FORSTER *to move*, That there be laid upon the Table of this House, a Return shewing the description, quantities, and prices of work to be executed under the Contract for the Branch Railway from Blacktown to Windsor and Richmond, as estimated by the Government Engineer or Engineers.
2. MR. HART *to move*, That the papers relative to Burial Grounds and Cemeteries, laid upon the Table by the Secretary for Lands, on the 19th December last, be printed.

TUESDAY, JULY 7.

QUESTIONS:—

1. MR. HOLROYD *to ask* THE COLONIAL SECRETARY,—If it be his intention to introduce, during the present Session, any measure to arrest the progress of Bushranging?
2. MR. HOLROYD *to ask* THE SECRETARY FOR LANDS,—If it be his intention to introduce a Bill during the present Session to amend the 4 Vic., No. 12, commonly called the Parish Road Act; and, if so, when he will be prepared to lay the Bill upon the Table of this House?
3. MR. DALGLEISH *to ask* THE SECRETARY FOR PUBLIC WORKS,—
- (1.) What sum of money has been expended on the Breakwater at the Clarence River Heads?
 - (2.) How often has the Engineer for Harbours and Rivers visited the works in progress there, and the date of such visits?
 - (3.) What sum of money has been expended on the Breakwater at Moruya?
 - (4.) Have the works been carried out in accordance with original plans?
 - (5.) What portion of the projected work has been left undone?
 - (6.) Are there any grounds of dispute between the Government and the Contractor?
 - (7.) Has the Government Officer, appointed to certify to quantity of stone weighed, certified for the quantities claimed to be paid for by the Contractor?
 - (8.) How often has the Engineer for Harbours and Rivers visited the works in progress there, and the date of such visits?
 - (9.) What was the original Estimate for the work as per plan?
 - (10.) Has the original Estimate been exceeded; if so, how much?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DRIVER *to move*, That the Report of the Select Committee appointed to inquire into and report upon the Management of the Central Police Office, presented to this House on the 12th December last, be now adopted.
2. MR. DRIVER *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates for the ensuing year a sum of money equal to the amount of the balance now remaining of the proceeds of the Sale of the Goods of John Cockerell seized and sold by the Government, with the view of refunding the same.
3. MR. DRIVER *to move* for leave to introduce a Bill to Amend the Law of Evidence in Criminal Cases.
4. MR. W. FORSTER *to move*, That there be laid upon the Table of this House,—
- (1.) A Return of all Inspectors appointed by the Executive Government under the Scab in Sheep Act of 1861, from the time of passing of the said Act to the present time, specifying in each case the names of the Inspector, and of the District; the date of appointment; the date when any such appointment ceased, and the reasons why.
 - (2.) Copies of all correspondence between the Executive Government, and any person or persons, and of all Memorials and Petitions, and of all Minutes of the Executive Council, on the same subject.
 - (3.) Copies of Information and Proceedings before the Court of Petty Sessions at Cassilis, on or about the 15th and 29th days of April, 1863, in matter of certain sheep formerly belonging to A. Loder, Esq., of Collie Creek, alleged to be infected with scab, upon the information of Mr. G. Bowman, Inspector, Mr. E. Walker, Poundkeeper, and Mr. J. E. Johnstone, Inspector.
5. MR. W. FORSTER *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) Copies of Proceedings before any Magistrate or Magistrates at Liverpool, having reference to the death of John Hart, in the Benevolent Asylum of that town, on or about 23 September 1862.

- (2.) Copies of proceedings at the Coroner's Inquest held at the Police Office, Liverpool, on the body of the said John Hart.
- (3.) Copies of all Correspondence between the Executive Government and any person or persons on the same subject.
6. MR. W. FORSTER to move, That there be laid upon the Table of this House, Copies of all Correspondence between the Executive Government, or the Denominational Board, or the Dean of Sydney, and any person or persons; also of any Memorial or Petition; also of any Minute of the Executive Government, or the Denominational Board aforesaid, having reference to the discontinuance of the Canberra Denominational School, and the removal or dismissal of Mr. Andrew Wotherspoon from the office of Teacher to the said School.
7. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing,—
- (1.) The number of properties brought under the provisions of the Real Property Act, since January 1st, 1863.
 - (2.) The declared value of each of such properties.
 - (3.) The number of cases for which certificates of indefeasible title have been issued.
 - (4.) The official designations of all the officers of the Land Titles Department, with the several salaries paid or guaranteed to each, upon the sole authority of the Executive Government.
8. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of all Telegrams and Correspondence that have passed between the Government and any of its officers, at Burrangong, during the period between the proclamation of that Gold Field and the 1st September, 1861.
9. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1864, a sum not exceeding £25,000, for the support of Ministers of the English and Roman Catholic Churches, or of other denominations, where the members are in sufficient number, at the rate of £300 to each Clergyman, at the following places:—Deniliquin, Wentworth, Hay, Albury, Tumut, Gundagai, Wagga Wagga, Lambing Flat, Lachlan Gold Fields, Condobolin, Bulligal, Molong, Orange, Wellington, Dubbo, Fort Bourke, Walgett, Coonabarabran, Coonamble, Wyallda, Moree, M'Intyre District, Wee Waa, Narrabri, Rylstone, Turon, Gunnedah, Murrurundi, Hargraves, Louisa Creek, Carroll, Nundle, Bundarra, Bingera, Tenterfield, Dundee, Glen Innes, Wellingrove, Eden, Bombala, Kiandra, Nimmitybell, and Gulf Diggings.
10. MR. SAMUEL to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—Copies of all Correspondence and Minutes of the Executive Council having reference to the recommendations of Mr. Justice Cary that the Court of Quarter Sessions should be removed from Wellington.
11. MR. WILSON to move, That there be laid upon the Table of this House, a Return in the shape of a debit and credit account, shewing the total cost of, and proceeds from the flock of Alpacas, from the date of their importation to the present time; also, all the Correspondence between the Government, and any person or persons, having reference to the dismissal or suspension of Mr. C. Ledger.
12. MR. SADLER to move the following Resolutions:—
- (1.) That the present insecurity both of life and property, more especially in the South and Western Districts of the Colony, is such as to require the immediate consideration of this House.
 - (2.) That the present Police system is both expensive and unsuitable, and that in the construction of a Police Force, a Semi-Military Police, as at present established, is only calculated as a substitution for a Military Force acting in cases of popular outbreak, wherefore, the House is of opinion, That the present staff of officers of Inspectors, Sub-Inspectors, Superintendents, &c., had better be abolished; Police Magistrates presiding in Police Districts, and co-operating with each other, being substituted; the number of subordinate officers and constables be increased, if necessary; and that the equipment of the Police be of the most simple character, fit for bush service.
 - (3.) That the centralization of the Police Force, under an Inspector General of Police, not only fetters the freedom of action of the Police, but is viewed with distrust, therefore, the office be abolished, and the Colonial Secretary, as directly responsible to this House, be chargeable with the Police arrangements.
 - (4.) That the said Resolutions be presented, in the way of Address, to His Excellency the Governor, praying, from the urgent necessity of the case, a Bill may be introduced into Parliament, this Session, so as to carry out the principles of these Resolutions.
13. MR. DARVALL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1863, the sum of £2,000, for the enlargement of the Culverts made through Railway Embankment in Bank-street, East Maitland, and under the Morpeth Road contiguous to that Embankment.
14. MR. SAMUEL to move,—
- (1.) That the Bill to establish and incorporate a Company to be called the "Waratah Coal Company," and to authorize the making a Railway for the purposes of the said Company, be referred to a Select Committee.

- (2.) That such Committee consist of the following Members:—Mr. Arnold, Mr. Garrett, Mr. Hannell, Mr. Lucas, Mr. Sadleir, Mr. Piddington, Mr. Stewart, Mr. Gordon, Mr. Flett, and the Mover.
15. MR. DRIVER to move, That the Seat of James Henry Atkinson, Esquire, as one of the Members for the Electoral District of Central Cumberland, hath become and is now vacant by reason of the Insolvency of the said James Henry Atkinson, Esquire.
16. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.

WEDNESDAY, JULY 8.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. SMART to move, That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses.

ORDERS OF THE DAY:—

1. Seannens Laws Amendment Bill; second reading.
2. Impounding Bill; second reading.
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TUESDAY, JULY 14.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. EAGAR to move, That there be laid upon the Table of this House, copies of any correspondence which may have passed between the Steam Navigation Board and the Government in reference to the collision between the Steamers "Kembla" and "Hunter"; and also copies of any correspondence between the Government and the Trinity Board in reference to the said collision.
2. DR. LANG to move for leave to bring in a Bill to incorporate the Presbyterian College in connection with the University of Sydney.
3. DR. LANG to move for leave to bring in a Bill to Legalize the Exchange of a portion of the allotment of the Scots Church, Sydney, and to authorize the re-erection of the Tower of the said Church on its present foundation.
4. MR. ALLEN to move, That the Report of the Select Committee laid on the Table of this House last Session in the case of Isabella Mary Kelly, be now adopted.
5. MR. HOLROYD to move, That there be laid upon the Table of this House, copies of any agreements for letting or leasing the Wharf and Pier at Wollongong; also returns of all wharfage dues received, specifying the names of those from whom dues have been received, and the amounts paid by each since the 1st day of January, 1860, to the 1st of July, 1863.
6. MR. HOLROYD to move, That there be laid upon the Table of this House, copies of all Correspondence between the late Manager of the Railway, Mr. C. J. Nealds, and any member of the Government, in reference to that gentleman's suspension and dismissal; also copies of the commission, evidence, and report, on the charges brought against Mr. C. J. Nealds.
7. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all Minutes of the Executive Council in reference to the suspension and dismissal of Mr. C. J. Nealds, as Manager of the Railway.
8. MR. HOLROYD to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to prohibit the payment in certain trades of wages in goods, or otherwise than in the current Coin of the Realm.
9. MR. HOLROYD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider whether it is desirable to introduce a Bill to amend an Act, intituled "*An Act for regulating the trade or business of Pawnbrokers in New South Wales.*"
10. MR. DALGLEISH to move, That Copies of all Evidence taken before the Collector of Customs, together with all other documents and papers, relating to the seizure of 188 boxes of cigars, on board the "Ellen Lewis," Stephen Hellon, Master, in April last, be laid upon the Table of this House.
11. MR. WILSON to move,—
(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the present state and management of the Lunatic Asylums, and that leave be granted to said Committee to visit and inspect the different Institutions, accompanied by a Shorthand Writer.
(2.) That such Committee to consist of Mr. Cowper, Mr. Martin, Mr. Holroyd, Mr. W. Forster, Mr. Harpur, Mr. Allen, Mr. Piddington, Mr. Lucas, Mr. Hart, and the Mover.

WEDNESDAY,

WEDNESDAY, JULY 15.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. SMART to move for leave to bring in a Bill to consolidate and amend the Laws relating to Customs.

ORDER OF THE DAY :—

1. Public Education Bill ; second reading.

TUESDAY, JULY 21.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DALGLEISH to move, That it be an Order of this House for the present Session, that any new item of expenditure in Committee of Supply, or new clause of a Bill in Committee of the Whole House, shall be considered to be New Business.
2. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
3. MR. HARPUR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the present year, a sum not exceeding £3,000, to be paid over to Mrs. Caroline Chisholm, as a public acknowledgment of the long course of valuable and gratuitous services rendered by that lady to the Colony, and to assist in placing her above the reach of want in her old age.
4. MR. R. FORSTER to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, with the view of resuming the inquiry into, and reporting upon, the allegations contained in the Petition of Thomas Duke Allen, late Gaoler at Parramatta, presented to this House on the 21st August, 1862.
 - (2.) That the Evidence taken before, and the Progress Report made by, the Select Committee of last Session, be referred to such Committee.
 - (3.) That such Committee consist of the following Members :—Mr. Cowper, Mr. W. Forster, Mr. Dangar, Mr. Sutherland, Mr. Lackey, Mr. Love, Mr. Morrice, Mr. Holroyd, Mr. Macpherson, and the Mover.

New South Wales.

No. 7.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 2 JULY, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) Realization of Sale of Building Materials by Mr. A. Allan:—Mr. Dalgleish asked the Secretary for Public Works, pursuant to Notice No. 4:—

(1.) What sum was realized from the Sale of Building Materials of Brick and Weatherboard Cottages, on the Site for the Proposed Public Library in Elizabeth-street, sold by A. Allan, the Government Auctioneer, on the 18th February, 1863?

(2.) To what fund has the money so obtained been carried?

Mr. Arnold answered :—

(1.) I beg to inform the Honorable Member, that I understand from inquiries I have made this morning, that the sum realised from the sale of the building materials alluded to was about £50—it was £55, but I am not quite sure whether that was the gross or the nett amount, I think the gross.

(2.) As to the fund to which that sum was carried, I understand the Honorable Member's question to ask whether the money has ever been paid, and I understand it has not.

- (2.) Realization of Sale of Police Horses by Mr. A. Allan:—Mr. Dalgleish asked the Colonial Secretary, pursuant to Notice No. 5 :—

(1.) What was the sum realized by the Sale of Horses, unsuitable for the Police, sold by Andrew Allan, Government Auctioneer, on the 12th January, 1863?

(2.) To what fund was the sum, obtained by such sale, carried?

(3.) Is Andrew Allan still the Government Auctioneer?

Mr. Cowper answered :—I have ascertained that the sum realized by the sale of Horses unsuitable for the Police, sold by Andrew Allan, on the 12th January, 1863, was £64 15s. There is not, I understand, any such appointment as Government Auctioneer. Messrs. Hills and Allan sold some condemned Police Horses on behalf of the Government. The parties dissolved partnership on the 20th February, Mr. Hills undertaking to pay all liabilities. He has not yet paid in the proceeds of the sale to the Government; but the matter is in the hands of the Crown Solicitor for recovery from Mr. Hills. I believe Mr. Allan has since sold Government property by auction.

- (3.) Metal used by Contractor for High-street, West Maitland :—Mr. Dangar asked the Secretary for Public Works, pursuant to Notice No. 6,—Are the Government aware that the so-called Metal used by the Contractor for the High-street, West Maitland Contract, is of an inferior quality and not suitable?

Mr. Arnold answered :—I hardly know how to answer this question, because the Honorable Member alludes to "so-called metal used by the Contractor for the "High-street, West Maitland, contract." Now, no "so-called metal" has been used. The fact is, that a contract has been entered into for the supplying and spreading of metal on the spot indicated by the Honorable Member's question, but no part of that contract has been at present carried out; but in order to provide for the present traffic during the extraordinarily wet weather that has lately taken place, and has reduced this road in many parts to mud holes, the only stone that was available at the time was procured at a proportionate expense, and was used for the mending of this road as a temporary expedient; but the material that was used was not "so-called metal," it was so-called ballast so far as the department was concerned; it may be so-called metal so far as the Honorable Member is concerned.

(4.)

(4.) Bye-road Overseer, Merriwa.—Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 7,—When Mr. Ainsworth was appointed Bye-road Overseer, and what duty he has performed since his appointment?

Mr. Robertson answered:—Mr. Ainsworth was appointed on the 15th March, 1862. He has performed the duty of a Road Overseer under Mr. Johnstone the Road Superintendent.

(5.) Trade of Morpeth, pending proposed Railway Extension:—Mr. Close asked the Secretary for Public Works, pursuant to Notice, No. 8,—Whether, during the interval between the present time and that when the Assembly is likely to take into consideration the propriety of extending the line of Railway through Morpeth, due preparation will be made to meet the wants, and expedite the present trade of Morpeth?

Mr. Arnold answered:—It is the intention of the Government to work the Morpeth Line of Railway as far as the Queen's Wharf as soon as the line is sufficiently completed to that point, and without waiting for the voting of money for its further extension.

(6.) Mr. Justice Cary—Administration of Justice:—Mr. Samuel asked the Colonial Secretary, pursuant to Notice, No. 9:—

(1.) Whether it has come to the knowledge of the Government that on the 16th day of June, the day fixed for holding the Court of Quarter Sessions at Wellington, Mr. Justice Cary was not present, and that consequently no Court was held, although the Crown Prosecutor, jurors, and numerous witnesses were in attendance?

(2.) If so, have the Government taken, or do they intend to take, any steps to prevent a recurrence of the delay in the administration of justice, and expense and loss of time to jurors and witnesses, occasioned by the conduct of Mr. Justice Cary in not being present at the time appointed for holding the Court?

Mr. Cowper answered:—I beg to state that the Government was informed, by telegram from Wellington, on the 16th June, to this effect, by the Crown Prosecutor:—“Judge Cary not arrived, being detained by floods. Police Magistrate the only Magistrate of the District now present, he has, in certain cases, “double power. If Judge does not arrive to-day, how are the Quarter Sessions “to be adjourned until to-morrow.” The Attorney General replied:—“The 4th “section of 16 Victoria, No. 36, must be acted upon. The Police Magistrate “has no power in this matter as two Magistrates. If not adjourned as above, “the Quarter Sessions must lapse.” This matter was reported to me by the Attorney General, and I directed “If Judge Cary does not offer some explanation for his absence quickly, he should be called upon to give it.” I now read a letter from Judge Cary, addressed to the Attorney General:—“Wellington, “June 17th, 1863. I have the honor to inform you that I reached Molong on my “way from Forbes to Wellington, on Friday afternoon, the 12th instant—In “ordinary weather, that is the best route—It was fine until I arrived at Molong, “but through the whole of Friday night the rain fell very heavily, and continued “to fall at intervals during the following days. From Saturday to Monday the “creeks could not be passed with safety, and on Friday, when I started from “Molong, I was informed by those well acquainted with the roads that Bell “River, for miles from Wellington, would be still impassable. I, therefore, “had to come by Stony Creek, a distance of fifty miles, which, from the bad state “of the roads, could not be accomplished in one day. I reached this place a “few minutes after one this day, and hoped to find the business of the “Court adjourned in expectation of my arrival; but the want of a second “Magistrate prevented that course being taken. Mr. Gore and Mr. Leo left “Forbes a day later than I did, and so were prevented by the fall of rain from “attempting the shorter route through Molong.” It will thus appear from Judge Cary's explanation that his delay arose from causes beyond his control.

Interruption.

2. Member Sworn:—James Buchanan, Esquire, having taken the Oath and Subscribed the Roll, took his Seat as Member for the Electoral District of Gold Fields North.

3. Questions on Notice Paper for to-day resumed:—

(7.) Extension of Southern Railway beyond Goulburn:—Captain Moriarty asked the Secretary for Lands, pursuant to Notice No. 10,—Whether there is any foundation for the declaration attributed to him in the Goulburn newspapers—“that the Southern Members were not favorable to the extension of the Southern “Railroad beyond Goulburn”?

Mr. Robertson answered:—I really do not feel myself answerable for what the newspapers have said, nor do I know whether I have ever read those alluded to. But I say this, as a matter of courtesy to the Honorable gentleman, who, I believe, has put the question in good faith, that I never attributed to the Southern Members any objection to the continuation of the Railway beyond Goulburn. I may have said that certain Southern Members did vote against the Railway going further at that time, but I have never said they were of opinion it ought not to go farther.

(8.) Pilotage Act:—Mr. Hannell asked the Colonial Treasurer, pursuant to Notice No. 11,—Whether it is the intention of the Government, during the present Session, to introduce a Bill to amend the present Pilotage Act?

Mr. Smart answered:—It is the intention of the Government to introduce a Bill during this Session.

(9.) Reclamation of Woolloomooloo Bay:—Mr. Leary asked the Secretary for Public Works, pursuant to Notice, No. 1:—Whether the Government intend to place a sum of money on the Estimates for the reclamation of Woolloomooloo Bay?

Mr. Arnold answered:—This is not a matter properly belonging to my Department, and I can only say that there is not a sum, within my knowledge, placed upon the Estimates of my Department, for this purpose.

(Mr. Leary withdrew the Question standing in his name, No. 2.)

(10.) Land near Haslam's Creek, purchased for a Cemetery:—Mr. Lucas asked the Secretary for Lands, pursuant to Notice, No. 3:—When the Land "near Haslam's Creek," purchased by the Government for a Cemetery, will be opened for the burial of the dead?

Mr. Robertson answered:—In reply to the Honorable Member, I may say that the land will be fenced, divided, and ready for handing over to the proper authorities, in about six weeks from this time. I should not like to mislead my Honorable friend, by causing him to suppose that I thereby assert that the land will be open for the burial of the dead. There are a number of preparations which the Minister for Lands and the Government have nothing to do with in the matter; but we shall be able to hand it over to the proper authorities within the time I have named.

4. Papers:—Mr. Cowper laid upon the Table the undermentioned Papers:—

(1.) Despatch from the Duke of Newcastle, dated 27 April, 1863, (with Enclosures), respecting Royal Sydney Yacht Squadron.

(2.) Return of the number of Applications, with amount of Fees, &c., under the "Real Property Act," from 1 January to 30 June, 1863.

Ordered to be printed.

5. Mr. N. L. Kentish:—Mr. Harpur presented a Petition from Nathaniel Lipscombe Kentish, gentleman, relative to his dismissal from the office of Clerk of Petty Sessions at Molong,—which formed the subject of a Petition submitted by him in a former Session,—and praying a consideration of his case.

And the same having been read at length by the Clerk, by direction of the Speaker,—

Petition received.

6. Committee of Elections and Qualifications:—

(1.) *Maturity of Warrant reported*:—The Speaker reported that his Warrant, appointing the Committee of Elections and Qualifications for the present Session, laid upon the Table on Thursday last, not having been disapproved by the Assembly in the course of the three next sitting days on which the Assembly met for dispatch of business, had now taken effect as an appointment of such Committee; and intimated that it was therefore open to Members of the Committee to be sworn at the Table, by the Clerk, in accordance with the 70th section of the Electoral Act of 1858.

(2.) *Members of Committee sworn*:—Whereupon, Thomas Garrett, John Bowie Wilson, James Hart, William Richman Piddington, John Caldwell, and Hugh Gordon, Esquires, came to the Table, and were severally sworn by the Clerk as Members of the said Committee.

7. Municipalities Law Amendment Bill:—Mr. Cowper moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed,—

And Bill read a second time.

Ordered, on motion of Mr. Cowper, That the consideration in Committee of this Bill stand an Order of the Day for this day week.

8. Motion for Adjournment:—Mr. Cowper moved, That this House do now adjourn.

Debate ensued.

Motion by leave withdrawn.

9. Postponement:—The Order of the Day for the second reading of the Pastoral Interests Contribution Bill postponed, on motion of Mr. Robertson, until this day week.

10. Mahomet Cassim—Administration of Justice:—Mr. Wilson moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all Correspondence between the Government, and any person or persons, of all Memorials or Petitions, and "of all Minutes of the Executive Council," having reference to the trial and execution of Mahomet Cassim.

Debate ensued.

Mr. Leary moved, That the Question be amended by omitting the words, "of all Minutes of the Executive Council," with a view to inserting in their place the words "the Reports of the Presiding Judge on the Trial."

Debate continued.

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

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

Whereupon,

Whereupon, Question put,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all Correspondence between the Government, and any person or persons, of all Memorials or Petitions and the Reports of the Presiding Judge on the trial, having reference to the trial and execution of Mahomet Cassim. The House divided.

Ayes, 18.

Mr. Burdekin,
Mr. Cunneen,
Mr. Tighe,
Mr. Dalley,
Mr. Leary,
Mr. Wilson,
Mr. Eagar,
Mr. Wisdom,
Mr. Harpur,
Mr. Allen,
Mr. Dalglish,
Mr. Alexander,
Mr. Driver,
Mr. Sadleir,
Mr. Dangar,
Mr. R. Forster,
Tellers.
Mr. Lucas,
Mr. W. Forster.

Noes, 15.

Mr. Cowper,
Mr. Robertson,
Mr. Smart,
Mr. Buchanan,
Mr. C. Cowper, junr.,
Mr. Love,
Mr. Morris,
Mr. Garrett,
Mr. Arnold,
Mr. Flett,
Mr. Shepherd,
Mr. Rusden,
Mr. Gordon,
Tellers.
Mr. Macpherson,
Mr. Bell.

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

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

FRIDAY, JULY 3.

QUESTIONS :—

1. MR. LEARY to ask THE COLONIAL SECRETARY,—Do the Government intend to introduce, this Session, a Superannuation Act in connection with the Civil Service?
2. MR. LUCAS to ask THE SECRETARY FOR PUBLIC WORKS,—Whether it is his intention to introduce, during the present Session, a Bill to empower the Government to place the management of those portions of the Main Roads, which run parallel to Railways, open for traffic, in the hands of Trustees?
3. MR. DALGLEISH to ask THE SECRETARY FOR LANDS,—When the Correspondence between Mr. Keightley, the late Clerk of Petty Sessions and Land Agent at Tamworth, and the Government, in 1857 and 1858, respecting the sale of lands at Nundle and Tamworth to Robertson and McPherson, together with all memoranda attached to such correspondence ordered by this House, 29th January, 1861, will be laid upon the Table of this House?
4. MR. LEARY to ask THE SECRETARY FOR PUBLIC WORKS,—
(1.) What has been the Cost of the Semi-Circular Wharf at Woolloomooloo Bay?
(2.) What is to be the Cost of the Stone Dyke at Woolloomooloo Bay?
5. MR. LEARY to ask THE SECRETARY FOR LANDS,—Whether the Government intend to place a sum of money on the Estimates, during the present Session, for the reclamation of Woolloomooloo Bay?

OTHER BUSINESS—ORDER OF THE DAY :—

1. Church and School Lands Declaratory Bill; second reading.

NOTICES OF MOTION :—

1. MR. W. FORSTER to move, That there be laid upon the Table of this House, a Return showing the description, quantities, and prices of work to be executed under the Contract for the Branch Railway from Blacktown to Windsor and Richmond, as estimated by the Government Engineer or Engineers.
2. MR. HART to move, That the papers relative to Burial Grounds and Cemeteries, laid upon the Table by the Secretary for Lands, on the 19th December last, be printed.

TUESDAY, JULY 7.

QUESTIONS :—

1. MR. HOLROYD to ask THE COLONIAL SECRETARY,—If it be his intention to introduce, during the present Session, any measure to arrest the progress of Bushranging?
2. MR. HOLROYD to ask THE SECRETARY FOR LANDS,—If it be his intention to introduce a Bill during the present Session to amend the 4 Vic., No. 12, commonly called the Parish Road Act; and, if so, when he will be prepared to lay the Bill upon the Table of this House?

3. MR. DALGLEISH *to ask* THE SECRETARY FOR PUBLIC WORKS,—
- (1.) What sum of money has been expended on the Breakwater at the Clarence River Heads?
 - (2.) How often has the Engineer for Harbours and Rivers visited the works in progress there, and the date of such visits?
 - (3.) What sum of money has been expended on the Breakwater at Moruya?
 - (4.) Have the works been carried out in accordance with original plans?
 - (5.) What portion of the projected work has been left undone?
 - (6.) Are there any grounds of dispute between the Government and the Contractor?
 - (7.) Has the Government Officer, appointed to certify to quantity of stone weighed, certified for the quantities claimed to be paid for by the Contractor?
 - (8.) How often has the Engineer for Harbours and Rivers visited the works in progress there, and the date of such visits?
 - (9.) What was the original Estimate for the work as per plan?
 - (10.) Has the original Estimate been exceeded; if so, how much?
4. MR. DALGLEISH *to ask* THE SECRETARY FOR PUBLIC WORKS—
- (1.) If he is aware that charges of drinking Spirits to excess and fighting, or challenging their fellow Draftsmen to fight, in the Public Works Office, and in office hours, have been laid before Mr. Whitton, the Engineer for Railways?
 - (2.) Were the Officers called upon to disprove the charge; and, have they done so?
 - (3.) Are the Officers in question still in the Government service?
5. MR. CLOSE *to ask* THE COLONIAL SECRETARY,—Have the Government any objection to lay upon the Table of the House, copies of all Correspondence between any persons and the Government having reference to the boundaries of the Town of Morpeth, together with Mr. Surveyor Maitland's report on the same subject?
6. MR. CLOSE *to ask* THE SECRETARY FOR LANDS,—Have the Government ever received a formal conveyance of the land granted as a site for the Queen's Wharf, Morpeth; and if so, are the boundaries of the land so granted clearly defined in such conveyance?
7. MR. DRIVER *to ask* THE SECRETARY FOR LANDS,—
- (1.) Is it true that a large portion of the road recently proclaimed, leading from Manly Beach to Pitt Water, has been left in an unfinished state, and is now almost impassable?
 - (2.) Has any authority been given by the Government for closing the old line of road?
 - (3.) Will any immediate steps be taken by the Government to put that portion of the above road leading through Tea Tree Swamp, in passable condition?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DRIVER *to move*, That the Report of the Select Committee appointed to inquire into and report upon the Management of the Central Police Office, presented to this House on the 12th December last, be now adopted.
2. MR. DRIVER *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates for the ensuing year a sum of money equal to the amount of the balance now remaining of the proceeds of the Sale of the Goods of John Cockerell seized and sold by the Government, with the view of refunding the same.
3. MR. DRIVER *to move* for leave to introduce a Bill to Amend the Law of Evidence in Criminal Cases.
4. MR. W. FORSTER *to move*, That there be laid upon the Table of this House,—
 - (1.) A Return of all Inspectors appointed by the Executive Government under the Scab in Sheep Act of 1861, from the time of passing of the said Act to the present time, specifying in each case the names of the Inspector, and of the District; the date of appointment; the date when any such appointment ceased, and the reasons why.
 - (2.) Copies of all correspondence between the Executive Government, and any person or persons, and of all Memorials and Petitions, and of all Minutes of the Executive Council, on the same subject.
 - (3.) Copies of Information and Proceedings before the Court of Petty Sessions at Cassilis, on or about the 15th and 29th days of April, 1863, in matter of certain sheep formerly belonging to A. Loder, Esq., of Collie Creek, alleged to be infected with scab, upon the information of Mr. G. Bowman, Inspector, Mr. E. Walker, Poundkeeper, and Mr. J. E. Johnstone, Inspector.
5. MR. W. FORSTER *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of Proceedings before any Magistrate or Magistrates at Liverpool, having reference to the death of John Hart, in the Benevolent Asylum of that town, on or about 23 September 1862.
 - (2.) Copies of proceedings at the Coroner's Inquest held at the Police Office, Liverpool, on the body of the said John Hart.
 - (3.) Copies of all Correspondence between the Executive Government and any person or persons on the same subject.
6. MR. W. FORSTER *to move*, That there be laid upon the Table of this House, Copies of all Correspondence between the Executive Government, or the Denominational Board, or the Dean of Sydney, and any person or persons; also of any Memorial or Petition;

- Petition; also of any Minute of the Executive Government, or the Denominational Board aforesaid, having reference to the discontinuance of the Canberra Denominational School, and the removal or dismissal of Mr. Andrew Wotherspoon from the office of Teacher to the said School.
7. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The number of properties brought under the provisions of the Real Property Act, since January 1st, 1863.
 - (2.) The declared value of each of such properties.
 - (3.) The number of cases for which certificates of indefeasible title have been issued.
 - (4.) The official designations of all the officers of the Land Titles Department, with the several salaries paid or guaranteed to each, upon the sole authority of the Executive Government.
 8. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of all Telegrams and Correspondence that have passed between the Government and any of its officers, at Burrangong, during the period between the proclamation of that Gold Field and the 1st September, 1861.
 9. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1864, a sum not exceeding £25,000, for the support of Ministers of the English and Roman Catholic Churches, or of other denominations, where the members are in sufficient number, at the rate of £300 to each Clergyman, at the following places:—Deniliquin, Wentworth, Hay, Albury, Tumut, Gundagai, Wagga Wagga, Lambing Flat, Lachlan Gold Fields, Condobolin, Bulligal, Molong, Orange, Wellington, Dubbo, Fort Bourke, Walgett, Coonabarabran, Coonamble, Warialda, Morce, M'Intyre District, Wee Waa, Narrabri, Rylstone, Turon, Gunnedah, Murrumbidgee, Hargraves, Louisa Creek, Carroll, Nundle, Bundarra, Bingera, Tentorfield, Dundee, Glen Innes, Wellingrove, Eden, Bombala, Kiandra, Nimmitybell, and Gulf Diggings.
 10. MR. SAMUEL to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—Copies of all Correspondence and Minutes of the Executive Council having reference to the recommendations of Mr. Justice Cary that the Court of Quarter Sessions should be removed from Wellington.
 11. MR. WILSON to move, That there be laid upon the Table of this House, a Return in the shape of a debit and credit account, shewing the total cost of, and proceeds from the flock of Alpacas, from the date of their importation to the present time; also, all the Correspondence between the Government, and any person or persons, having reference to the dismissal or suspension of Mr. C. Ledger.
 12. MR. SADLEIR to move the following Resolutions:—
 - (1.) That the present insecurity both of life and property, more especially in the South and Western Districts of the Colony, is such as to require the immediate consideration of this House.
 - (2.) That the present Police system is both expensive and unsuitable, and that in the construction of a Police Force, a Semi-Military Police, as at present established, is only calculated as a substitution for a Military Force acting in cases of popular outbreak, wherefore, the House is of opinion, That the present staff of officers of Inspectors, Sub-Inspectors, Superintendents, &c., had better be abolished; Police Magistrates presiding in Police Districts, and co-operating with each other, being substituted; the number of subordinate officers and constables be increased, if necessary; and that the equipment of the Police be of the most simple character, fit for bush service.
 - (3.) That the centralization of the Police Force, under an Inspector General of Police, not only fetters the freedom of action of the Police, but is viewed with distrust, therefore, the office be abolished, and the Colonial Secretary, as directly responsible to this House, be chargeable with the Police arrangements.
 - (4.) That the said Resolutions be presented, in the way of Address, to His Excellency the Governor, praying, from the urgent necessity of the case, a Bill may be introduced into Parliament, this Session, so as to carry out the principles of these Resolutions.
 13. MR. DARVALL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1863, the sum of £2,000, for the enlargement of the Culverts made through Railway Embankment in Bank-street, East Maitland, and under the Morpeth Road contiguous to that Embankment.
 14. MR. SAMUEL to move,—
 - (1.) That the Bill to establish and incorporate a Company to be called the "Waratah Coal Company," and to authorize the making a Railway for the purposes of the said Company, be referred to a Select Committee.
 - (2.) That such Committee consist of the following Members:—Mr. Arnold, Mr. Garrett, Mr. Hannell, Mr. Lucas, Mr. Sadleir, Mr. Piddington, Mr. Stewart, Mr. Gordon, Mr. Flett, and the Mover.
 15. MR. DRIVER to move, That the Seat of James Henry Atkinson, Esquire, as one of the Members for the Electoral District of Central Cumberland, hath become and is now vacant by reason of the Insolvency of the said James Henry Atkinson, Esquire.

16. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.

WEDNESDAY, JULY 8.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. SMART to move, That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses.

ORDERS OF THE DAY:—

1. Seamens Laws Amendment Bill; second reading.
2. Impounding Bill; second reading.

THURSDAY, JULY 9.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Municipalities Law Amendment Bill; to be considered in Committee.
2. Pastoral Interests Contribution Bill; second reading.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.

FRIDAY, JULY 10.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. LACKEY to move,—
 - (1.) That there be laid upon the Table of this House, a copy of the conditions under which tenders were called for, for the leasing of the railways of the Colony.
 - (2.) Copies of the tenders sent in, with the names of the tenderers and sureties.
 - (3.) Copies of replies from the Minister for Public Works to parties who have tendered.
 - (4.) Any other communications, having reference thereto, between the Works Department and parties who tendered.

TUESDAY, JULY 14.

QUESTION:—

1. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Have the Locomotive Engines for the Windsor Line of Railway been ordered?
 - (2.) Were advertisements calling for Tenders to supply those Engines inserted in the *Government Gazette* and in Colonial newspapers; if so, on what date?
 - (3.) Who prepared the indent for those Engines?
 - (4.) Were Orders transmitted to the Colonial Agent, or other person in Great Britain, to call for public competition by tender for the manufacture of those Engines in Great Britain?
 - (5.) Was the expenditure of money for the purchase of those Engines authorized by Vote of Parliament; if so, what Vote?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. EAGAR to move, That there be laid upon the Table of this House, copies of any correspondence which may have passed between the Steam Navigation Board and the Government in reference to the collision between the Steamers "Kembla" and "Hunter"; and also copies of any correspondence between the Government and the Trinity Board in reference to the said collision.
2. DR. LANG to move for leave to bring in a Bill to incorporate the Presbyterian College in connection with the University of Sydney.
3. DR. LANG to move for leave to bring in a Bill to Legalize the Exchange of a portion of the allotment of the Scots Church, Sydney, and to authorize the re-erection of the Tower of the said Church on its present foundation.
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6. MR. HOLROYD to move, That there be laid upon the Table of this House, copies of all Correspondence between the late Manager of the Railway, Mr. C. J. Nealds, and any member of the Government, in reference to that gentleman's suspension and dismissal; also copies of the commission, evidence, and report, on the charges brought against Mr. C. J. Nealds.
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10. MR. DALGLEISH to move, That Copies of all Evidence taken before the Collector of Customs, together with all other documents and papers, relating to the seizure of 188 boxes of cigars, on board the "*Ellen Lewis,*" Stephen Hellon, Master, in April last, be laid upon the Table of this House.
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 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the present state and management of the Lunatic Asylums, and that leave be granted to said Committee to visit and inspect the different Institutions, accompanied by a Shorthand Writer.
 - (2.) That such Committee to consist of Mr. Cowper, Mr. Martin, Mr. Holroyd, Mr. W. Forster, Mr. Harpur, Mr. Allen, Mr. Piddington, Mr. Lucas, Mr. Hart, and the Mover,

WEDNESDAY, JULY 15.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. SMART to move for leave to bring in a Bill to consolidate and amend the Laws relating to Customs.

ORDER OF THE DAY :—

1. Public Education Bill; second reading.
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TUESDAY, JULY 21.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DALGLEISH to move, That it be an Order of this House for the present Session, that any new item of expenditure in Committee of Supply, or new clause of a Bill in Committee of the Whole House, shall be considered to be New Business.
2. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
3. MR. HARPUR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the present year, a sum not exceeding £3,000, to be paid over to Mrs. Caroline Chisholm, as a public acknowledgment of the long course of valuable and gratuitous services rendered by that lady to the Colony, and to assist in placing her above the reach of want in her old age.
4. MR. R. FORSTER to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, with the view of resuming the inquiry into, and reporting upon, the allegations contained in the Petition of Thomas Duke Allen, late Gaoler at Parramatta, presented to this House on the 21st August, 1862.
 - (2.) That the Evidence taken before, and the Progress Report made by, the Select Committee of last Session, be referred to such Committee.
 - (3.) That such Committee consist of the following Members :—Mr. Cowper, Mr. W. Forster, Mr. Dangar, Mr. Sutherland, Mr. Lackey, Mr. Love, Mr. Morrice, Mr. Holroyd, Mr. Macpherson, and the Mover.
5. MR. DALGLEISH to move, That there be laid upon the Table of this House, copies of the Specifications prepared and sent to Great Britain for the Eighteen Locomotive Engines recently ordered, together with the name of the Officer who prepared the Specifications; and distinguishing the Lines on which they are intended to run, by the letters W, for Western, N, for Northern, S, for Southern Lines.

New South Wales.

No. 8.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 3 JULY, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) Civil Service Superannuation Bill :—Mr. Leary asked the Colonial Secretary, pursuant to Notice No. 1,—Do the Government intend to introduce, this Session, a Superannuation Act in connection with the Civil Service?

Mr. Cowper answered :—It is my intention to introduce a measure such as that to which the Honorable Gentleman alludes, but I have been waiting to ascertain how far the Civil Service Act passed in Melbourne might or might not be adopted. I have heard in some quarters that there are grounds for dissatisfaction with that, and I am now, in fact, making inquiries upon the matter, to ascertain what amendments it might be desirable to introduce in a similar measure if brought before Parliament.

- (2.) Main Roads parallel to Railways :—Mr. Lucas asked the Secretary for Public Works, pursuant to Notice No. 2,—Whether it is his intention to introduce, during the present Session, a Bill to empower the Government to place the management of those portions of the Main Roads which run parallel to Railways, open for traffic, in the hands of Trustees?

Mr. Arnold answered :—It is the intention of the Government to introduce, early in the present Session, a Bill to amend the Main Roads Act, the provisions of which will have the effect which I understand the Honorable Member intends to suggest.

- (3.) Semi-Circular Wharf and Dyke, Woolloomooloo Bay :—Mr. Leary asked the Secretary for Public Works, pursuant to Notice No. 4 :—

- (1.) What has been the Cost of the Semi-Circular Wharf at Woolloomooloo Bay?
(2.) What is to be the Cost of the Stone Dyke at Woolloomooloo Bay?

Mr. Arnold answered :—

- (1.) The cost of the Semi-Circular Wharf at Woolloomooloo Bay has been £12,876 11s. 11d.
(2.) The cost of the Stone Dyke, which is now in course of erection, is estimated at between £3,000 and £4,000.

- (4.) Reclamation of Woolloomooloo Bay :—Mr. Leary asked the Secretary for Lands, pursuant to notice No. 5,—Whether the Government intend to place a sum of money on the Estimates, during the present Session, for the reclamation of Woolloomooloo Bay?

Mr. Robertson answered :—In reply to the Honorable Member, I would say that I have no doubt that such will be the case, but the matter is still under the consideration of the Government, more in reference to the shape in which it shall be done than to the matter itself. No doubt it will be done.

- (5.) Sale of certain Lands at Nundle and Tamworth :—Mr. Dalgleish asked the Colonial Treasurer, pursuant to Notice No. 3,—When the Correspondence between Mr. Keightley, the late Clerk of Petty Sessions and Land Agent at Tamworth, and the Government, in 1857 and 1858, respecting the sale of lands at Nundle and Tamworth to Robertson and M'Pherson, together with all memoranda attached to such correspondence, ordered by this House, 29th January, 1861, will be laid upon the Table of this House?

Mr. Smart answered :—A portion of the correspondence has been recovered. There are some papers still missing, for which search is continued, and when found, the whole will be laid on the Table of the House.

2. Committee of Elections and Qualifications:—William Macleay, Esquire, was sworn at the Table by the Clerk, in accordance with the 70th Clause of the Electoral Act of 1858, as a Member of the Committee of Elections and Qualifications for the present Session.
 3. Postponement:—The Order of the Day for the second reading of the Church and School Lands Declaratory Bill postponed, on motion of Mr. Wilson, until this day week.
 3. Branch Railway from Blacktown to Windsor and Richmond:—Mr. W. Forster moved, pursuant to notice, That there be laid upon the Table of this House, a Return shewing the description, quantities, and prices of work to be executed under the Contract for the Branch Railway from Blacktown to Windsor and Richmond, as estimated by the Government Engineer or Engineers.
Question put and passed.
 4. Burial Grounds and Cemeteries:—Mr. Hart moved, pursuant to notice, That the papers relative to Burial Grounds and Cemeteries, laid upon the Table by the Secretary for Lands, on the 19th December last, be printed.
Question put and passed.
Ordered to be printed.
- The House adjourned, at ten minutes before Four o'clock, until Tuesday next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, JULY 7.

QUESTIONS:—

1. MR. HOLROYD *to ask* THE COLONIAL SECRETARY,—If it be his intention to introduce, during the present Session, any measure to arrest the progress of Bushranging?
2. MR. HOLROYD *to ask* THE SECRETARY FOR LANDS,—If it be his intention to introduce a Bill, during the present Session, to amend the 4 Vic., No. 12, commonly called the Parish Road Act; and, if so, when he will be prepared to lay the Bill upon the Table of this House?
3. MR. DALGLEISH *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What sum of money has been expended on the Breakwater at the Clarence River Heads?
 - (2.) How often has the Engineer for Harbours and Rivers visited the works in progress there, and the date of such visits?
 - (3.) What sum of money has been expended on the Breakwater at Moruya?
 - (4.) Have the works been carried out in accordance with original plans?
 - (5.) What portion of the projected work has been left undone?
 - (6.) Are there any grounds of dispute between the Government and the Contractor?
 - (7.) Has the Government Officer, appointed to certify to quantity of stone weighed, certified for the quantities claimed to be paid for by the Contractor?
 - (8.) How often has the Engineer for Harbours and Rivers visited the works in progress there, and the date of such visits?
 - (9.) What was the original Estimate for the work as per plan?
 - (10.) Has the original Estimate been exceeded; if so, how much?
4. MR. DALGLEISH *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) If he is aware that charges of drinking Spirits to excess, and fighting, or challenging their fellow Draftsmen to fight, in the Public Works Office, and in office hours, have been laid before Mr. Whitton, the Engineer for Railways?
 - (2.) Were the Officers called upon to disprove the charge; and, have they done so?
 - (3.) Are the Officers in question still in the Government service?
5. MR. CLOSE *to ask* THE COLONIAL SECRETARY,—Have the Government any objection to lay upon the Table of the House, copies of all Correspondence between any persons and the Government having reference to the boundaries of the Town of Morpeth, together with Mr. Surveyor Maitland's report on the same subject?
6. MR. CLOSE *to ask* THE SECRETARY FOR LANDS,—Have the Government ever received a formal conveyance of the land granted as a site for the Queen's Wharf, Morpeth; and if so, are the boundaries of the land so granted clearly defined in such conveyance?

7. MR. DRIVER to ask THE SECRETARY FOR LANDS,—
 (1.) Is it true that a large portion of the road recently proclaimed, leading from Manly Beach to Pitt Water, has been left in an unfinished state, and is now almost impassable?
 (2.) Has any authority been given by the Government for closing the old line of road?
 (3.) Will any immediate steps be taken by the Government to put that portion of the above road leading through Tea Tree Swamp, in passable condition?
8. MR. TERRY to ask THE SECRETARY FOR PUBLIC WORKS,—
 (1.) If it is the intention of the Government to place a sum of money on the Estimates for a Railroad from Muswellbrook to Mudgee?
 (2.) If the survey of the line is completed?
 (3.) And will the Government have any objection to place the plans, levels, and sections, &c., on the Table of the House?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DRIVER to move, That the Report of the Select Committee appointed to inquire into and report upon the Management of the Central Police Office, presented to this House on the 12th December last, be now adopted.
2. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates for the ensuing year a sum of money equal to the amount of the balance now remaining of the proceeds of the Sale of the Goods of John Cockerell seized and sold by the Government, with the view of refunding the same.
3. MR. DRIVER to move for leave to introduce a Bill to amend the Law of Evidence in Criminal Cases.
4. MR. W. FORSTER to move, That there be laid upon the Table of this House,—
 (1.) A Return of all Inspectors appointed by the Executive Government under the Scab in Sheep Act of 1861, from the time of passing of the said Act to the present time, specifying in each case the names of the Inspector, and of the District; the date of appointment; the date when any such appointment ceased, and the reasons why.
 (2.) Copies of all correspondence between the Executive Government, and any person or persons, and of all Memorials and Petitions, and of all Minutes of the Executive Council, on the same subject.
 (3.) Copies of Information and Proceedings before the Court of Petty Sessions at Cassilis, on or about the 15th and 29th days of April, 1863, in matter of certain sheep formerly belonging to A. Loder, Esq., of Collie Creek, alleged to be infected with scab, upon the information of Mr. G. Bowman, Inspector, Mr. E. Walker, Poundkeeper, and Mr. J. E. Johnstone, Inspector.
5. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 (1.) Copies of Proceedings before any Magistrate or Magistrates at Liverpool, having reference to the death of John Hart, in the Benevolent Asylum of that town, on or about 23 September 1862.
 (2.) Copies of proceedings at the Coroner's Inquest held at the Police Office, Liverpool, on the body of the said John Hart.
 (3.) Copies of all Correspondence between the Executive Government and any person or persons on the same subject.
6. MR. W. FORSTER to move, That there be laid upon the Table of this House, Copies of all Correspondence between the Executive Government, or the Denominational Board, or the Dean of Sydney, and any person or persons; also of any Memorial or Petition; also of any Minute of the Executive Government, or the Denominational Board aforesaid, having reference to the discontinuance of the Canberra Denominational School, and the removal or dismissal of Mr. Andrew Wotherspoon from the office of Teacher to the said School.
7. MR. PRIDINGTON to move, That there be laid upon the Table of this House, a Return shewing,—
 (1.) The number of properties brought under the provisions of the Real Property Act, since January 1st, 1863.
 (2.) The declared value of each of such properties.
 (3.) The number of cases for which certificates of indefeasible title have been issued.
 (4.) The official designations of all the officers of the Land Titles Department, with the several salaries paid or guaranteed to each, upon the sole authority of the Executive Government.
8. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of all Telegrams and Correspondence that have passed between the Government and any of its officers, at Burrangong, during the period between the proclamation of that Gold Field and the 1st September, 1861.
9. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1864, a sum not exceeding £25,000, for the support of Ministers of the English and Roman Catholic Churches, or of other denominations, where the members are in sufficient
 number

- number, at the rate of £300 to each Clergyman, at the following places :—Deniliquin, Wentworth, Hay, Albury, Tumut, Gundagai, Wagga Wagga, Lambing Flat, Lachlan Gold Fields, Condobolin, Bulligal, Molong, Orange, Wellington, Dubbo, Fort Bourke, Walgett, Coonabarabran, Coonamble, Warialda, Moree, M'Intyre District, Wee Waa, Narrabri, Rylstone, Turon, Gunmedah, Murrurundi, Hargraves, Louisa Creek, Carroll, Nundle, Bundarra, Bingera, Tenterfield, Dundee, Glen Innes, Wellingrove, Eden, Bombala, Kiandra, Nimmitybell, and Gulf Diggings.
10. MR. SAMUEL to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—Copies of all Correspondence and Minutes of the Executive Council having reference to the recommendations of Mr. Justice Cary that the Court of Quarter Sessions should be removed from Wellington.
 11. MR. WILSON to move, That there be laid upon the Table of this House, a Return, in the shape of a debit and credit account, shewing the total cost of, and proceeds from the flock of Alpacas, from the date of their importation to the present time; also, all the Correspondence between the Government and any person or persons having reference to the dismissal or suspension of Mr. C. Ledger.
 12. MR. SADLEIR to move the following Resolutions :—
 - (1.) That the present insecurity both of life and property, more especially in the South and Western Districts of the Colony, is such as to require the immediate consideration of this House.
 - (2.) That the present Police system is both expensive and unsuitable, and that in the construction of a Police Force, a Semi-Military Police, as at present established, is only calculated as a substitution for a Military Force acting in cases of popular outbreak, wherefore, the House is of opinion, That the present staff of officers of Inspectors, Sub-Inspectors, Superintendents, &c., had better be abolished; Police Magistrates presiding in Police Districts, and co-operating with each other, being substituted; the number of subordinate officers and constables be increased, if necessary; and that the equipment of the Police be of the most simple character, fit for bush service.
 - (3.) That the centralization of the Police Force, under an Inspector General of Police, not only fetters the freedom of action of the Police, but is viewed with distrust, therefore, the office be abolished, and the Colonial Secretary, as directly responsible to this House, be chargeable with the Police arrangements.
 - (4.) That the said Resolutions be presented, in the way of Address, to His Excellency the Governor, praying, from the urgent necessity of the case, a Bill may be introduced into Parliament, this Session, so as to carry out the principles of these Resolutions.
 13. MR. DARVALL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1863, the sum of £2,000, for the enlargement of the Culverts made through Railway Embankment in Bank-street, East Maitland, and under the Morpeth Road contiguous to that Embankment.
 14. MR. SAMUEL to move,—
 - (1.) That the Bill to establish and incorporate a Company to be called the "Waratah Coal Company," and to authorize the making a Railway for the purposes of the said Company, be referred to a Select Committee.
 - (2.) That such Committee consist of the following Members :—Mr. Arnold, Mr. Garrett, Mr. Hannell, Mr. Lucas, Mr. Sadleir, Mr. Piddington, Mr. Stewart, Mr. Gordon, Mr. Flett, and the Mover.
 15. MR. DRIVER to move, That the Seat of James Henry Atkinson, Esquire, as one of the Members for the Electoral District of Central Cumberland, hath become and is now vacant by reason of the Insolvency of the said James Henry Atkinson, Esquire.
 16. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.

WEDNESDAY, JULY 8.

QUESTION :—

1. MR. HANNELL to ask THE COLONIAL SECRETARY,—Whether the Government will be prepared to sanction the Enrolment of a Company of the Naval Brigade at Newcastle, and to afford pecuniary assistance, upon the same principle as has been adopted in the Sydney Brigade?

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. SMART to move, That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses.
2. MR. COWPER to move,—
 - (1.) That a Select Committee, with power to send for Persons and Papers, be appointed to inquire and Report, what Buildings would be suitable and necessary for a Penal Establishment, a Juvenile Reformatory, and an Institution for the Aged, Infirm,

Infirm, and Destitute; also, to obtain data and information as a guide in the preparation of Plans and Estimates for such Buildings, and the selection of a Site or Sites upon which they should be erected.

(2.) That such Committee consist of Mr. Caldwell, Mr. Cunneen, Mr. W. Forster, Mr. Hart, Dr. Lang, Mr. Lucas, Mr. Piddington, Mr. Sadleir, and Dr. Wilson.

ORDERS OF THE DAY:—

1. Seamen's Laws Amendment Bill; second reading.
2. Impounding Bill; second reading.

THURSDAY, JULY 9.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Municipalities Law Amendment Bill; to be considered in Committee.
2. Pastoral Interests Contribution Bill; second reading.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.

FRIDAY, JULY 10.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Church and School Lands Declaratory Bill; second reading.

NOTICE OF MOTION:—

1. MR. LACEY to move,—
 - (1) That there be laid upon the Table of this House, a copy of the conditions under which tenders were called for, for the leasing of the Railways of the Colony.
 - (2) Copies of the tenders sent in, with the names of the tenderers and sureties.
 - (3) Copies of replies from the Minister for Public Works to parties who have tendered.
 - (4) Any other communications, having reference thereto, between the Works Department and parties who tendered.

TUESDAY, JULY 14.

QUESTION:—

1. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1) Have the Locomotive Engines for the Windsor Line of Railway been ordered?
 - (2) Were advertisements calling for Tenders to supply those Engines inserted in the *Government Gazette* and in Colonial newspapers; if so, on what date?
 - (3) Who prepared the indent for those Engines?
 - (4) Were Orders transmitted to the Colonial Agent, or other person in Great Britain, to call for public competition by tender for the manufacture of those Engines in Great Britain?
 - (5) Was the expenditure of money for the purchase of those Engines authorized by Vote of Parliament; if so, what Vote?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. EAGAR to move, That there be laid upon the Table of this House, copies of any correspondence which may have passed between the Steam Navigation Board and the Government in reference to the collision between the Steamers "Kenbla" and "Hunter"; and also copies of any correspondence between the Government and the Trinity Board in reference to the said collision.
2. DR. LANG to move for leave to bring in a Bill to incorporate the Presbyterian College in connection with the University of Sydney.
3. DR. LANG to move for leave to bring in a Bill to Legalize the Exchange of a portion of the allotment of the Scots Church, Sydney, and to authorize the re-erection of the Tower of the said Church on its present foundation.
4. MR. ALLEN to move, That the Report of the Select Committee laid on the Table of this House last Session in the case of Isabella Mary Kelly, be now adopted.
5. MR. HOLROYD to move, That there be laid upon the Table of this House, copies of any agreements for letting or leasing the Wharf and Pier at Wollongong; also returns of all wharfage dues received, specifying the names of those from whom dues have been received, and the amounts paid by each since the 1st day of January, 1860, to the 1st of July, 1863.
6. MR. HOLROYD to move, That there be laid upon the Table of this House, copies of all Correspondence between the late Manager of the Railway, Mr. C. J. Nealds, and any member of the Government, in reference to that gentleman's suspension and dismissal; also copies of the commission, evidence, and report, on the charges brought against Mr. C. J. Nealds.

7. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all Minutes of the Executive Council in reference to the suspension and dismissal of Mr. C. J. Nealds, as Manager of the Railway.
8. MR. HOLROYD to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to prohibit the payment in certain trades of wages in goods, or otherwise than in the current Coin of the Realm.
9. MR. HOLROYD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider whether it is desirable to introduce a Bill to amend an Act, intituled "*An Act for regulating the trade or business of Pawnbrokers in New South Wales.*"
10. MR. DALGLEISH to move, That Copies of all Evidence taken before the Collector of Customs, together with all other documents and papers, relating to the seizure of 188 boxes of cigars, on board the "Ellen Lewis," Stephen Hellon, Master, in April last, be laid upon the Table of this House.
11. MR. WILSON to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the present state and management of the Lunatic Asylums, and that leave be granted to said Committee to visit and inspect the different Institutions, accompanied by a Shorthand Writer.
 - (2.) That such Committee to consist of Mr. Cowper, Mr. Martin, Mr. Holroyd, Mr. W. Forster, Mr. Harpur, Mr. Allen, Mr. Piddington, Mr. Lucas, Mr. Hart, and the Mover,

WEDNESDAY, JULY 15.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. SMART to move for leave to bring in a Bill to consolidate and amend the Laws relating to Customs.

ORDER OF THE DAY :—

1. Public Education Bill ; second reading.
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TUESDAY, JULY 21.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DALGLEISH to move, That it be an Order of this House for the present Session, that any new item of expenditure in Committee of Supply, or new clause of a Bill in Committee of the Whole House, shall be considered to be New Business.
 2. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
 3. MR. HARPUR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the present year, a sum not exceeding £3,000, to be paid over to Mrs. Caroline Chisholm, as a public acknowledgment of the long course of valuable and gratuitous services rendered by that lady to the Colony, and to assist in placing her above the reach of want in her old age.
 4. MR. R. FORSTER to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, with the view of resuming the inquiry into, and reporting upon, the allegations contained in the Petition of Thomas Duke Allen, late Gaoler at Parramatta, presented to this House on the 21st August, 1862.
 - (2.) That the Evidence taken before, and the Progress Report made by, the Select Committee of last Session, be referred to such Committee.
 - (3.) That such Committee consist of the following Members :—Mr. Cowper, Mr. W. Forster, Mr. Dangar, Mr. Sutherland, Mr. Lackey, Mr. Love, Mr. Morrice, Mr. Holroyd, Mr. Macpherson, and the Mover.
 5. MR. DALGLEISH to move, That there be laid upon the Table of this House, copies of the Specifications prepared and sent to Great Britain for the Eighteen Locomotive Engines recently ordered, together with the name of the Officer who prepared the Specifications ; and distinguishing the Lines on which they are intended to run, by the letters W, for Western, N, for Northern, S, for Southern Lines.
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New South Wales.

No. 9.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 7 JULY, 1863.

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

Questions on Notice Paper for to-day:—

(1.) Bushranging:—Mr. Holroyd asked the Colonial Secretary pursuant to Notice No. 1,—If it be his intention to introduce, during the present Session, any measure to arrest the progress of Bushranging?

Mr. Cowper answered:—If I understand the Question to allude to a law upon the subject, it is not the intention of the Government to introduce any law. The subject I dare say will be fully discussed this evening, when the motion of the Honorable Member for the Lower Hunter, with reference to the Police Force, is before the House, and I shall then have an opportunity of explaining more fully the views of the Government than I can do at the present moment.

(2.) Parish Road Act Amendment Bill:—Mr. Holroyd asked the Secretary for Lands, pursuant to Notice No. 2,—If it be his intention to introduce a Bill, during the present Session, to amend the 4 Vic., No. 12, commonly called the Parish Road Act; and, if so, when he will be prepared to lay the Bill upon the Table of this House?

Mr. Robertson answered:—It is the intention of Government to bring in a Bill of this kind this Session, but I regret that I cannot tell my Honorable friend when we shall lay it upon the Table of the House. I am very anxious to deal with this question. I was very desirous of bringing in a Bill last Session, but I think the House may rely upon Government bringing it in this Session.

(*Mr. Dalgleish withdrew the Questions standing in his name, Nos. 3 and 4.*)

(3.) Boundaries of Town of Morpeth:—Mr. Close asked the Colonial Secretary, pursuant to Notice No. 5,—Have the Government any objection to lay upon the Table of the House, copies of all Correspondence between any persons and the Government having reference to the boundaries of the Town of Morpeth, together with Mr. Surveyor Maitland's report on the same subject?

Mr. Robertson answered:—In reply to the Question of the Honorable Member, I am not aware of any objection to lay these Papers before the House, if it is the wish of the House to have them, but we are not informed that the House has any desire in the matter.

(4.) Site of Queen's Wharf, Morpeth:—Mr. Close asked the Secretary for Lands, pursuant to Notice No. 6,—Have the Government ever received a formal conveyance of the land granted as a site for the Queen's Wharf, Morpeth; and if so, are the boundaries of the land so granted clearly defined in such conveyance?

Mr. Robertson answered:—I expected to have had a complete answer to this question from the Crown Solicitor to-day; all I now know about it is, that Mr. Close has made a conveyance, but the exact boundaries I have not got. I thought I should have received them by this time. I do not know why the Crown Solicitor has not furnished them.

(5.) Road from Manly Beach to Pitt Water:—Mr. Driver asked the Secretary for Lands, pursuant to Notice No. 7:—

(1.) Is it true that a large portion of the road recently proclaimed, leading from Manly Beach to Pitt Water, has been left in an unfinished state, and is now almost impassable?

(2.) Has any authority been given by the Government for closing the old line of road?

(3.)

(3.) Will any immediate steps be taken by the Government to put that portion of the above road leading through Tea Tree Swamp, in passable condition?

Mr. Robertson answered:—In reply to the second question, I would say that no proceeding of Government has been taken that would have the effect of closing this line of road. In regard to the first and third, I would read from the report of the Superintendent of the road: "I am not aware," he says, "that any portion of the road in question is impassable; a road party has been at work in the vicinity for the past two months, and a second party is now being despatched to this particular road."

(*Mr. Terry not asking the Question standing in his name, No. 8, it dropped.*)

2. Motions Withdrawn:—Mr. W. Forster withdrew the Motions standing in his name, Nos. 5 and 6 on the Notice Paper for to-day.
3. Paper:—Mr. Robertson laid upon the Table, Abstract of Lands authorized to be dedicated to Religious and other Public Purposes, and now submitted to Parliament in accordance with the 5th section of the Act 25 Victoria, No. 1.
Ordered to be printed.
4. Motions Withdrawn:—Mr. Driver withdrew the Motions standing in his name, Nos. 1 and 2 on the Notice Paper for to-day.
5. Law of Evidence in Criminal Cases Amendment Bill:—Mr. Driver moved, pursuant to notice, for leave to introduce a Bill to amend the Law of Evidence in Criminal Cases.
Question put and passed.
6. Returns relative to Scab in Sheep:—Mr. W. Forster, with the concurrence of the House, moved, pursuant to *amended* notice,—That there be laid upon the Table of this House,—
 - (1.) A Return of all Inspectors appointed by the Executive Government under the Scab in Sheep Act of 1861, from the time of passing of the said Act to the present time, specifying in each case the names of the Inspector, and of the District; the date of appointment; the date when any such appointment ceased, and the reasons why.
 - (2.) Copies of all Correspondence between the Executive Government, and any person or persons, and of all Memorials and Petitions, and of all Minutes of the Executive Government, having reference to the recent outbreak of Scab in the Pastoral Districts.
 - (3.) Copies of Information and Proceedings before the Court of Petty Sessions at Cassilis, on or about the 15th and 29th days of April, 1863, in matter of certain sheep formerly belonging to A. Loder, Esq., of Colbie Creek, alleged to be infected with scab, upon the information of Mr. G. Bowman, Inspector, Mr. E. Walker, Poundkeeper, and Mr. J. E. Johnstone, Inspector.
Debate ensued.
Question put and passed.
7. Seamen's Laws Amendment Bill:—Mr. Bagar presented a Petition from James Shoobert, Henry Burns, and John Campbell, of Sydney, Shipowners, &c., proposing the introduction of certain provisions into this Bill, and that its 5th clause be not passed.
Petition received.
8. Miss Isabella Mary Kelly:—Mr. Allen, with the concurrence of the House, moved, *without notice*,—That the Minutes of Proceedings and Evidence taken before the Select Committee appointed by the Legislative Assembly, on the 3rd February, 1860, to inquire into the cases of Charles Skerrett, laid upon the Table of this House last Session, be referred to the Select Committee now sitting on the matter of "Miss Isabella Mary Kelly."
Question put and passed.
9. Motions Withdrawn:—
 - (1.) Mr. Saddleir withdrew the Motion standing in his name, No. 12 on the Notice Paper for to-day.
 - (2.) Mr. Darvall withdrew the Motion standing in his name, No. 13 on the Notice Paper for to-day.
 - (3.) Mr. Dangar withdrew the Motion standing in his name, No. 16 on the Notice Paper for to-day.
10. Law of Evidence in Criminal Cases Amendment Bill:—Mr. Driver having *presented* this Bill, Bill, intituled, "*A Bill to amend the Law of Evidence in Criminal Cases*," read a first time.
Ordered to be printed, and read a second time on Friday 24 July.
11. Real Property Act:—Mr. Piddington, with the concurrence of the House, moved, pursuant to *amended* notice, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The number of properties brought under the provisions of the Real Property Act, since January 1st, 1863.
 - (2.) The declared value of each of such properties.
 - (3.) The number of cases for which certificates of indefeasible title have been issued.
 - (4.) The official designations of all the officers of the Land Titles Department, with the several salaries paid or guaranteed to each, upon the sole authority of the Executive Government.
 - (5.) The amounts paid as fees to the Land Titles Commissioners respectively, and the amount of other fees in each case.

Question put and passed.

12. Burrangong Gold Field—Government Telegrams and Correspondence :—Mr. Wilson moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of all Telegrams and Correspondence that have passed between the Government and any of its officers, at Burrangong, during the period between the proclamation of that Gold Field and the 1st September, 1861.

Question put and passed.

13. Motion Withdrawn :—Mr. Samuel withdrew the Motion standing in his name, No. 10 on the Notice Paper for to-day.

14. Support of Ministers of Religion :—Mr. Macleay, with the concurrence of the House, moved, pursuant to amended Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1864, a sum not exceeding £25,000, for the support of Ministers of the English and Roman Catholic Churches, or of Presbyterian, Wesleyan, or other denominations, where the members are in sufficient number, at the rate of £300 to each Clergyman, at the following places :—Deniliquin, Wentworth, Hay, Albury, Tumut, Gundagai, Wagga Wagga, Lambing Flat, Lachlan Gold Fields, Condobolin, Bulligal, Molong, Orange, Wellington, Dubbo, Fort Bourke, Walgett, Coonabarabran, Coonamble, Warialda, Moree, M'Intyre District, Wee Waa, Narrabri, Rylstone, Turon, Gunnedah, Murrurundi, Hargraves, Louisa Creek, Carroll, Nundle, Bundarra, Bingera, Tenterfield, Dundee, Glen Innes, Wellingrove, Eden, Bombala, Kiandra, Nimmitybell, the Gulf Diggings, Shoalhaven, Ulladulla, Araluen, and Binda.

Mr. Love moved the Previous Question.

Debate ensued.

Motion made by Mr. Cunneen, and Question put (after Debate) That this Debate be now adjourned until Tuesday next, then to take precedence of all other business. The House divided.

Ayes, 26.		Noes, 29.	
Mr. Macpherson,	Mr. Harpur,	Mr. Cowper,	Mr. Tighe,
Mr. Burdekin,	Mr. Stewart,	Mr. Smart,	Mr. Flett,
Mr. Rusden,	Mr. Cunneen,	Mr. Robertson,	Mr. Caldwell,
Mr. Morris,	Mr. Egan,	Mr. Wilson,	Mr. Love,
Mr. Allen,	Mr. Lord,	Mr. Leary,	Mr. Driver,
Mr. Terry,	Mr. Lackey,	Mr. W. Forster,	Mr. Alexander,
Mr. Morrice,	Mr. Samuel,	Mr. Dalgleish,	Mr. C. Cowper, junr.,
Mr. Dangar,	Mr. Holroyd,	Mr. Eagar,	Mr. Weekes,
Mr. Sutherland,		Mr. Buchanan,	Mr. Holt,
Mr. Faucett,	<i>Tellers.</i>	Mr. Darvall,	Dr. Lang,
Mr. Macleay,	Capt. Moriarty,	Mr. Piddington,	Mr. Dalley.
Mr. Mate,	Mr. Hart.	Mr. Sadleir,	<i>Tellers.</i>
Mr. Gordon,		Mr. Garrett,	
Mr. Suttor,		Mr. Raper,	Mr. Bell,
Mr. Martin,		Mr. Wisdom,	Mr. Lucas.
Mr. Shepherd,		Mr. R. Forster,	

Main Question stated.

And the House continuing to sit till after midnight ;—

WEDNESDAY, 8 JULY, 1863, A.M.

Captain Moriarty moved, That this House do now adjourn.

Debate ensued.

Question,—That this House do now adjourn,—put and negatived.

Main Question stated.

Mr. Hart moved, That this Debate be now adjourned.

Debate ensued.

Question,—That this Debate be now adjourned,—put and passed.

Mr. Hart then moved, That this Debate be "resumed on" Friday next, then to take precedence of all other business.

Debate ensued.

Mr. Lucas moved, That the Question for the proposed resumption of the Debate be amended, by omitting all the words after the words "resumed on," with a view to inserting in their place the words "this day twelve months."

Debate continued.

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

The House divided.

Ayes, 28.		Noes, 25.	
Mr. Smart,	Mr. Stewart,	Mr. Cowper,	Mr. Driver,
Mr. Burdekin,	Mr. Caldwell,	Mr. Robertson,	Mr. Love,
Capt. Moriarty,	Mr. Gordon,	Mr. Eagar,	Dr. Lang,
Mr. Rusden,	Mr. Darvall,	Mr. Wilson,	Mr. Bell,
Mr. Dangar,	Mr. Martin,	Mr. Lucas,	Mr. C. Cowper, junr.,
Mr. Morrice,	Mr. Allen,	Mr. W. Forster,	Mr. Holt,
Mr. Terry,	Mr. Egan,	Mr. Piddington,	Mr. Weekes,
Mr. Macpherson,	Mr. Harpur,	Mr. Raper,	Mr. Alexander.
Mr. Samuel,	Mr. Cunneen,	Mr. Sutherland,	<i>Tellers.</i>
Mr. Leary,	Mr. Lackey,	Mr. Sadleir,	
Mr. Buchanan,	Mr. Dalley.	Mr. Garrett,	Mr. Dalgleish,
Mr. Macleay,		Mr. R. Forster,	Mr. Wisdom.
Mr. Mate,	<i>Tellers.</i>	Mr. Flett,	
Mr. Suttor,	Mr. Hart,	Mr. Tighe,	
Mr. Holroyd,	Mr. Morris.	Mr. Shepherd,	

Question

Question then put,—That this Debate be resumed on Friday next, then to take precedence of all other Business.
The House divided.

Ayes, 21.

Mr. Burdokin,	Mr. Lackey,
Mr. Moriarty,	Mr. Egan.
Mr. Dangar,	<i>Tellers.</i>
Mr. Morrice,	Mr. Hart.
Mr. Terry,	Mr. Morris.
Mr. Rusden,	
Mr. Macleay,	
Mr. Mate,	
Mr. Holroyd,	
Mr. Suttor,	
Mr. Macpherson,	
Mr. Gordon,	
Mr. Darvall,	
Mr. Martin,	
Mr. Allen,	
Mr. Harpur,	
Mr. Cunneen,	

Noes, 32.

Mr. Cowper,	Mr. Stewart,
Mr. Robertson,	Mr. Caldwell,
Mr. Smart,	Mr. Samuel,
Mr. Eagar,	Mr. Buchanan,
Mr. Wilson,	Mr. Driver,
Mr. Lucas,	Mr. Love,
Mr. W. Forster,	Dr. Lang,
Mr. Piddington,	Mr. Bell,
Mr. Raper,	Mr. C. Cowper, junr.
Mr. Sutherland,	Mr. Holt,
Mr. Leary,	Mr. Weekes,
Mr. Sadleir,	Mr. Alexander,
Mr. Garrett,	Mr. Dalley.
Mr. R. Forster,	<i>Tellers.</i>
Mr. Flett,	Mr. Dalgleish,
Mr. Tighe,	Mr. Wisdom.
Mr. Shepherd,	

15. Adjournment:—Mr. Cowper moved, That this House do now adjourn.

Question put.
The House divided.

Ayes, 32.

Mr. Cowper,	Mr. Burdokin,
Mr. Robertson,	Mr. Wisdom,
Mr. Smart,	Mr. Cunneen,
Mr. Garrett,	Mr. Driver,
Mr. Eagar,	Mr. Piddington.
Mr. Flett,	Mr. Wilson,
Mr. Sutherland,	Mr. Bell,
Mr. Raper,	Mr. Love,
Mr. Caldwell,	Dr. Lang.
Mr. Dangar,	Mr. C. Cowper, junr.,
Mr. W. Forster,	Mr. Weekes,
Mr. Holt,	Mr. Alexander,
Mr. Suttor,	Mr. Dalley.
Mr. Stewart,	<i>Tellers.</i>
Mr. Sadleir,	Mr. Dalgleish,
Mr. Buchanan,	Mr. Lucas.
Mr. Tighe,	

Noes, 8.

Mr. Macpherson,
Mr. Egan,
Mr. Leary,
Capt. Moriarty,
Mr. Terry,
Mr. Hart.
<i>Tellers.</i>
Mr. Morris,
Mr. Lackey.

Whereupon the Speaker left the Chair, and the House stood adjourned at One o'clock, A.M., until Three o'clock, P.M., This Day,

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, JULY 8.

QUESTIONS:—

1. MR. HANNELL *to ask* THE COLONIAL SECRETARY,—Whether the Government will be prepared to sanction the Enrolment of a Company of the Naval Brigade at Newcastle, and to afford pecuniary assistance, upon the same principle as has been adopted in the Sydney Brigade?
2. MR. PIDDINGTON *to ask* THE COLONIAL TREASURER,—Is it the intention of the Government to introduce, this Session, and, if so, when, any Bill to impose a Postage Rate of one penny each upon the transmission of Newspapers through the Post Office?

GOVERNMENT

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. SMART to move, That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses.
2. MR. COWPER to move,—
 - (1.) That a Select Committee, with power to send for Persons and Papers, be appointed to inquire and Report, what Buildings would be suitable and necessary for a Penal Establishment, a Juvenile Reformatory, and an Institution for the Aged, Infirm, and Destitute; also, to obtain data and information as a guide in the preparation of Plans and Estimates for such Buildings, and the selection of a Site or Sites upon which they should be erected.
 - (2.) That such Committee consist of Mr. Caldwell, Mr. Cunneen, Mr. W. Forster, Mr. Hart, Dr. Lang, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Wilson, and the Mover.
3. MR. COWPER to move, That so much of the Standing Orders be suspended as will enable the passing through all its stages, in one day, of a Bill to render valid certain General Rules, Sequestrations, Orders, Appointments, Certificates, and other proceedings in Insolvency.
4. MR. COWPER to move for leave to introduce a Bill to render valid certain General Rules, Sequestrations, Orders, Appointments, Certificates, and other proceedings in Insolvency.

ORDERS OF THE DAY:—

1. Seamen's Laws Amendment Bill; second reading.
2. Impounding Bill; second reading.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DALGLEISH to move, That the Report from the Select Committee, to whom was referred the Petition of T. C. Bentley, together with the Proceedings of the Committee and Minutes of Evidence and Appendix, be printed.
2. MR. DALGLEISH to move, That there be laid upon the Table of this House, copies of all Correspondence between the Government and a Camp-keeper lately in the service of Government, under Mr. Keightley, a Gold Commissioner, relative to his treatment and dismissal from office by that gentleman.
3. MR. WILSON to move, That there be laid upon the Table of this House, a Return, in the shape of a debit and credit account, shewing the total cost of, and proceeds from the flock of Alpacas, from the date of their importation to the present time; also, all the Correspondence between the Government and any person or persons having reference to the dismissal or suspension of Mr. C. Ledger.
4. MR. SAMUEL to move,—
 - (1.) That the Bill to establish and incorporate a Company to be called the "Waratah Coal Company," and to authorize the making a Railway for the purposes of the said Company, be referred to a Select Committee.
 - (2.) That such Committee consist of the following Members:—Mr. Arnold, Mr. Garrett, Mr. Hannell, Mr. Lucas, Mr. Sadleir, Mr. Piddington, Mr. Stewart, Mr. Gordon, Mr. Flett, and the Mover.
5. MR. DRIVER to move, That the Seat of James Henry Atkinson, Esquire, as one of the Members for the Electoral District of Central Cumberland, hath become and is now vacant by reason of the Insolvency of the said James Henry Atkinson, Esquire.

THURSDAY, JULY 9.

QUESTIONS:—

1. MR. HARPUR to ask THE COLONIAL SECRETARY,—Whether it is the intention of the Government to appoint a Police Magistrate for the District of Patrick's Plains?
2. MR. HARPUR to ask THE COLONIAL TREASURER,—Why the unclaimed proceeds of Pound Sales in the year 1860, which, according to established practice, should have been paid over in the month of February to the different Hospitals and Charitable Institutions, have been so long withheld this year by the Government, and not published as usual in the *Gazette*.
3. MR. LEARY to ask THE SECRETARY FOR LANDS,—What steps are the Government taking with a view to the adjustment of claims to parties claiming compensation for water frontage to Woolloomooloo Bay?
4. MR. LEARY to ask THE SECRETARY FOR LANDS,—When do the Government intend to pay John Jauncey, for land purchased at Bega by the Government?
5. MR. TERRY to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) If it is the intention of the Government to place a sum of money on the Estimates for a Railroad from Muswellbrook to Mudgee?
 - (2.) If the survey for the line is completed?
 - (3.) And will the Government have any objection to place the plans, levels, and sections, &c., on the Table of the House?

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Municipalities Law Amendment Bill; to be considered in Committee.
2. Pastoral Interests Contribution Bill; second reading.

OTHER

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.

FRIDAY, JULY 10.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Church and School Lands Declaratory Bill; second reading.

NOTICES OF MOTION:—

1. MR. LACKEY to move,—
 - (1.) That there be laid upon the Table of this House, a copy of the conditions under which tenders were called for, for the leasing of the Railways of the Colony.
 - (2.) Copies of the tenders sent in, with the names of the tenderers and sureties.
 - (3.) Copies of replies from the Minister for Public Works to parties who have tendered.
 - (4.) Any other communications, having reference thereto, between the Works Department and parties who tendered.
2. MR. SADLER to move the following Resolutions:—
 - (1.) That the present insecurity both of life and property, more especially in the South and Western Districts of the Colony, is such as to require the immediate consideration of this House.
 - (2.) That the present Police system is both expensive and unsuitable; and that, in the construction of a Police Force, a Semi-Military Police, as at present established, is only calculated as a substitution for a Military Force acting in cases of popular outbreak;—wherefore, the House is of opinion, That the present staff of officers of Inspectors, Sub-Inspectors, Superintendents, &c., had better be abolished—Police Magistrates presiding in Police Districts, and co-operating with each other, being substituted; that the number of subordinate officers and constables be increased, if necessary; and that the equipment of the Police be of the most simple character, fit for bush service.
 - (3.) That the centralization of the Police Force, under an Inspector General of Police, not only fetters the freedom of action of the Police, but is viewed with distrust;—therefore, that the office be abolished, and the Colonial Secretary, as directly responsible to this House, be chargeable with the Police arrangements.
 - (4.) That the said Resolutions be presented, in the way of Address, to His Excellency the Governor, praying that, from the urgent necessity of the case, a Bill may be introduced into Parliament, this Session, so as to carry out the principles of these Resolutions.
3. MR. W. FORSTER to move, That there be laid upon the Table of this House,—
 - (1.) Copy of advertisement in the *Government Gazette*, calling for tenders for eighteen Locomotive Engines for the public Railways.
 - (2.) The form of tender attached to the specification for the Engines in question.
 - (3.) Copies of all tenders received by the Government in consequence.
 - (4.) Copies of all Correspondence between the Government and any person or persons having reference to the above subject.
4. MR. SADLER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) The whole of the Correspondence which has taken place between the Patrons of the National School, at Seaham, and the National Board of Education, in respect to the Teacher of said School, and the cause of the Teacher being withdrawn from the School.
 - (2.) Also to state why the said Teacher, as Head Master of the William-street National School, Sydney, was removed to Seaham, and since removed from there to Murrurundi.

TUESDAY, JULY 14.

QUESTIONS:—

1. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Have the Locomotive Engines for the Windsor Line of Railway been ordered?
 - (2.) Were advertisements calling for Tenders to supply those Engines inserted in the *Government Gazette* and in Colonial newspapers; if so, on what date?
 - (3.) Who prepared the indent for those Engines?
 - (4.) Were Orders transmitted to the Colonial Agent, or other person in Great Britain, to call for public competition by tender for the manufacture of those Engines in Great Britain?
 - (5.) Was the expenditure of money for the purchase of those Engines authorized by Vote of Parliament; if so, what Vote?

2. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—
- (1.) What sum of money has been expended on the Breakwater at the Clarence River Heads?
 - (2.) How often has the Engineer for Harbours and Rivers visited the works in progress there, and the date of such visits?
 - (3.) What sum of money has been expended on the Breakwater at Moruya?
 - (4.) Have the works been carried out in accordance with original plans?
 - (5.) What portion of the projected work has been left undone?
 - (6.) Are there any grounds of dispute between the Government and the Contractor?
 - (7.) Has the Government Officer, appointed to certify to quantity of stone weighed, certified for the quantities claimed to be paid for by the Contractor?
 - (8.) How often has the Engineer for Harbours and Rivers visited the works in progress there, and the date of such visits?
 - (9.) What was the original Estimate for the work as per plan?
 - (10.) Has the original Estimate been exceeded; if so, how much?
3. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—
- (1.) If he is aware that charges of drinking Spirits to excess, and fighting, or challenging their fellow Draftsmen to fight, in the Public Works Office, and in office hours, have been laid before Mr. Whitton, the Engineer for Railways?
 - (2.) Were the Officers called upon to disprove the charge; and, have they done so?
 - (3.) Are the Officers in question still in the Government service?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. EAGAR to move, That there be laid upon the Table of this House, copies of any correspondence which may have passed between the Steam Navigation Board and the Government in reference to the collision between the Steamers "Kembla" and "Hunter"; and also copies of any correspondence between the Government and the Trinity Board in reference to the said collision.
2. DR. LANG to move for leave to bring in a Bill to incorporate the Presbyterian College in connection with the University of Sydney.
3. DR. LANG to move for leave to bring in a Bill to Legalize the Exchange of a portion of the allotment of the Scots Church, Sydney, and to authorize the re-erection of the Tower of the said Church on its present foundation.
4. MR. ALLEN to move, That the Report of the Select Committee laid on the Table of this House last Session in the case of Isabella Mary Kelly, be now adopted.
5. MR. HOLROYD to move, That there be laid upon the Table of this House, copies of any agreements for letting or leasing the Wharf and Pier at Wollongong; also returns of all wharfage dues received, specifying the names of those from whom dues have been received, and the amounts paid by each since the 1st day of January, 1860, to the 1st of July, 1863.
6. MR. HOLROYD to move, That there be laid upon the Table of this House, copies of all Correspondence between the late Manager of the Railway, Mr. C. J. Nealds, and any member of the Government, in reference to that gentleman's suspension and dismissal; also copies of the commission, evidence, and report, on the charges brought against Mr. C. J. Nealds.
7. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all Minutes of the Executive Council in reference to the suspension and dismissal of Mr. C. J. Nealds, as Manager of the Railway.
8. MR. HOLROYD to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to prohibit the payment in certain trades of wages in goods, or otherwise than in the current Coin of the Realm.
9. MR. HOLROYD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider whether it is desirable to introduce a Bill to amend an Act, intituled "*An Act for regulating the trade or business of Pawnbrokers in New South Wales.*"
10. MR. DALGLEISH to move, That Copies of all Evidence taken before the Collector of Customs, together with all other documents and papers, relating to the seizure of 188 boxes of cigars, on board the "Ellen Lewis," Stephen Hellon, Master, in April last, be laid upon the Table of this House.
11. MR. WILSON to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the present state and management of the Lunatic Asylums, and that leave be granted to said Committee to visit and inspect the different Institutions, accompanied by a Shorthand Writer.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Martin, Mr. Holroyd, Mr. W. Forster, Mr. Harpur, Mr. Allen, Mr. Piddington, Mr. Lucas, Mr. Hart, and the Mover,
12. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of Proceedings before any Magistrate or Magistrates at Liverpool, having reference to the death of John Hart, in the Benevolent Asylum of that town, on or about 23 September 1862.
 - (2.) Copies of proceedings at the Coroner's Inquest held at the Police Office, Liverpool, on the body of the said John Hart.
 - (3.) Copies of all Correspondence between the Executive Government and any person or persons on the same subject.

13. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Executive Government, or the Denominational Board, or the Dean of Sydney, and any person or persons; also of any Memorial or Petition; also of any Minute of the Executive Government, or the Denominational Board aforesaid, having reference to the discontinuance of the Canberra Denominational School, and the removal or dismissal of Mr. Andrew Wotherspoon from the office of Teacher to the said School.
14. MR. MARTIN to move for leave to bring in a Bill to amend the Insolvency Laws.
15. MR. DRIVER to move, That the Report of the Select Committee appointed to inquire into and report upon the Management of the Central Police Office, presented to this House on the 12th December last, be now adopted.
16. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates for the ensuing year a sum of money equal to the amount of the balance now remaining of the proceeds of the Sale of the Goods of John Cockerell seized and sold by the Government, with the view of refunding the same.
17. MR. BAGAR to move, That the Petition presented by him on the 7th July, relative to the Seamen's Laws Amendment Bill, be printed.
18. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
19. MR. HOLROYD to move for leave to bring in a Bill to improve the Administration of the Law so far as respects summary proceedings before Justices of the Peace.
20. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all Correspondence between the Law Institute, the Judges of the Supreme Court, and the Government, in reference to certain letters addressed by the Chief Commissioner of the Insolvent Court to the Official Assignees, relative to the appointment of a Solicitor to the Insolvent Court, as well as copies of all letters addressed by the Chief Commissioner to the Official Assignees in relation thereto, and of all Correspondence between the Government and the Chief Commissioner on the same subject.
21. MR. SAMUEL to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of all Correspondence and Minutes of the Executive Council, having reference to the recommendation of Mr. Justice Cary, that the Court of Quarter Sessions should be removed from Wellington.
 - (2.) Copies of all Correspondence having reference to the Absence of Mr. Justice Cary from Wellington, on the 16th June last, the day fixed for holding the Court of Quarter Sessions thereat.

WEDNESDAY, JULY 15.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. SMART to move for leave to bring in a Bill to consolidate and amend the Laws relating to Customs.

ORDER OF THE DAY :—

1. Public Education Bill; second reading.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. DARVALL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1863, the sum of £2,000, for the enlargement of the Culverts made through Railway Embankment in Bank-street, East Matland, and under the Morpeth Road contiguous to that Embankment.

FRIDAY, JULY 17.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. RUSDEN to move, That it is the opinion of this House that a New Commission of the Peace should be issued immediately.

TUESDAY, JULY 21.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DALGLEISH to move, That it be an Order of this House for the present Session, that any new item of expenditure in Committee of Supply, or new clause of a Bill in Committee of the Whole House, shall be considered to be New Business.
2. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.

3. Mr. HARPUR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the present year, a sum not exceeding £3,000, to be paid over to Mrs. Caroline Chisholm, as a public acknowledgment of the long course of valuable and gratuitous services rendered by that lady to the Colony, and to assist in placing her above the reach of want in her old age.
4. Mr. R. FORSTER to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, with the view of resuming the inquiry into, and reporting upon, the allegations contained in the Petition of Thomas Duke Allen, late Gaoler at Parramatta, presented to this House on the 21st August, 1862.
 - (2.) That the Evidence taken before, and the Progress Report made by, the Select Committee of last Session, be referred to such Committee.
 - (3.) That such Committee consist of the following Members:—Mr. Cowper, Mr. W. Forster, Mr. Dangar, Mr. Sutherland, Mr. Lackey, Mr. Love, Mr. Morrice, Mr. Holroyd, Mr. Macpherson, and the Mover.
5. Mr. DALGLEISH to move, That there be laid upon the Table of this House, copies of the Specifications prepared and sent to Great Britain for the Eighteen Locomotive Engines recently ordered, together with the name of the Officer who prepared the Specifications; and distinguishing the Lines on which they are intended to run, by the letters W, for Western, N, for Northern, S, for Southern Lines.
6. Mr. RUSDEN to move,—
 - (1.) That a Select Committee be appointed to inquire into the Management of the Department of Lands, with power to call for persons and papers.
 - (2.) Such Committee to consist of the following Members:—Mr. Cowper, Mr. Love, Mr. Allen, Mr. Eagar, Mr. Wilson, Mr. Lucas, Mr. Harpur, Mr. Martin, Mr. Sadleir, and the Mover.

FRIDAY, JULY 24.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
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[Price, 9d.]



New South Wales.

No. 10.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 8 JULY, 1863.

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

Questions on Notice Paper for to-day:—

- (1.) Company of Naval Brigade at Newcastle:—Mr. Hannell asked the Colonial Secretary, pursuant to Notice No. 1,—Whether the Government will be prepared to sanction the Enrolment of a Company of the Naval Brigade at Newcastle, and to afford pecuniary assistance, upon the same principle as has been adopted in the Sydney Brigade?

Mr. Cowper answered:—I beg to state that no communication has been received from any persons desirous of being enrolled as a Company of the Naval Brigade at Newcastle, but that, should an application be made, the Government will be prepared to receive it favourably, and to render every assistance in the formation of a Company.

- (2.) Newspaper Postage Bill:—Mr. Piddington asked the Colonial Treasurer, pursuant to Notice No. 2,—Is it the intention of the Government to introduce, this Session, and, if so, when, any Bill to impose a Postage Rate of one penny each upon the transmission of Newspapers through the Post Office?

Mr. Smart answered:—I shall be prepared to give the Honorable Member full information upon this, and all other matters affecting the taxation of the Country, when I make my financial statement.

2. Municipalities Law Amendment Bill:—Mr. Garrett presented a Petition from the Mayor and Aldermen of the Municipality of Wollongong, under the Seal of the Corporation, praying that a Bill of this nature may be passed.
Petition received.
3. Harbour Defences:—Mr. Macleay, with the concurrence of the House, moved, *without Notice*, That all Plans, Papers, Reports, Correspondence, or other documents relative to the Harbour Defences, which have been at any time laid upon the Table of this House, be referred to the Committee now sitting on the Harbour Defences.

Question put and passed.

4. Members of Legislative Council as Witnesses:—Mr. Macleay moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly having appointed a Select Committee "to inquire into, and report upon, the present State of the Defences of Port Jackson, and other Harbours in the Colony, and the best means of effectually guarding them against Foreign Attack," and that Committee being desirous to examine the Honorable Edward Wolstenholme Ward, Captain R.E., and the Honorable Robert Towns, Members of the Legislative Council, in reference thereto, requests that the Legislative Council will give leave to its said Members to attend, and be examined by the said Committee, on such day and days as shall be arranged between them and the said Committee.

*Legislative Assembly Chamber,
Sydney, 8 July, 1863.*

Speaker.

Question put and passed.

5. Samuel Gordon:—Mr. Dalgleish presented a Petition from Samuel Gordon, and moved that this Petition be received.

And

And the Speaker stating that, in his opinion, the Petition infringed the 325th Standing Order of the House of Commons, which requires that "Every Petition is to be respectful, decorous, and temperate in its language,"—

And the Honorable Member praying, nevertheless, its reception by the House—requested that it be read by the Clerk.

And the Petition being read, at length, by the Clerk, by direction of the Speaker. Question put.

The House divided.

Ayes, 15.

Mr. Robertson,
Mr. Stewart,
Mr. Garrett,
Mr. Alexander,
Mr. Sutherland,
Mr. Flett,
Dr. Lang,
Mr. Dalgleish,
Mr. Piddington,
Mr. W. Forster,
Mr. Lucas,
Mr. Dalley,
Mr. Terry,

Tellers.

Mr. Love,
Mr. Driver.

Noes, 26.

Mr. Cowper.	Mr. Weckes,
Mr. Martin,	Mr. Macleay,
Capt. Moriarty,	Mr. Gordon,
Mr. Wilson,	Mr. Buchanan,
Mr. Eagar,	Mr. Samuel,
Mr. Macpherson,	Mr. Rusden,
Mr. Tighe,	Mr. Close,
Mr. Burdekin,	Tellers.
Mr. Mate,	
Mr. Wisdom,	Mr. Suttor,
Mr. Hannell,	Mr. Leary.
Mr. Sadleir,	
Mr. Dangar,	
Mr. Cunneen,	
Mr. Morrice,	
Mr. Smart,	
Mr. C. Cowper, junr.	

6. Papers:—

(1.) Mr. Smart laid upon the Table the undermentioned Papers:—

(1.) Return to Order, in reference to "Expenses of *Government Gazette*," made by this House, on motion of Mr. Lucas, on 1st July, 1863.

(2.) "Eighth Annual Report on the Post Office Department," being for 1862.

Ordered to be printed:

(2.) Mr. Cowper laid upon the Table, Return to Address, in reference to "Dr. Mackenzie, J. P." adopted by the Legislative Assembly, on motion of Mr. Garrett, on 1st July, 1862.

7. Pastoral Interests Contribution Bill:—Mr. Dangar presented a Petition from the Committee of Management of the Muswellbrook Benevolent Society and Hospital, against the passing of this Bill in its integrity.

Petition received.

8. Sufferance Wharf and Bonded Warehouse Bill:—Mr. Smart moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses.

Debate ensued.

Motion made by Mr. Samuel, and Question,—That this Debate be now adjourned,—put and passed.

Motion then made by Mr. Samuel, and Question,—That this Debate be resumed on this day four weeks,—put and passed.

9. Penal, Reformatory, and Charitable Establishments:—Mr. Cowper moved, pursuant to notice,—

(1.) That a Select Committee, with power to send for Persons and Papers, be appointed to inquire and Report, what Buildings would be suitable and necessary for a Penal Establishment, a Juvenile Reformatory, and an Institution for the Aged, Infirm, and Destitute; also, to obtain data and information as a guide in the preparation of Plans and Estimates for such Buildings, and the selection of a Site or Sites upon which they should be erected.

(2.) That such Committee consist of Mr. Caldwell, Mr. Cunneen, Mr. W. Forster, Mr. Hart, Dr. Lang, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Wilson, and the Mover.

Debate ensued.

Question put and passed.

10. Members of Legislative Council as Witnesses:—The Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

In answer to the Message from the Legislative Assembly, dated the 8th July, 1863, requesting leave for the Honorable Edward Wolstenholme Ward, Capt. R.E., and the Honorable Robert Towns, Members of the Legislative Council, to attend and be examined before a Select Committee of the Legislative Assembly, appointed "to inquire into, and report upon, the present State of the "Defences of Port Jackson, and other Harbours in the Colony, and the best means "of effectually guarding them against Foreign Attack," the Council acquaints the Assembly that leave has been granted to its said Members to attend and be examined by the said Committee, if they think fit.

Legislative Council Chamber,
Sydney, 8th July, 1863.

T. A. MURRAY,

President.

11. Suspension of Standing Orders:—Mr. Cowper moved, pursuant to notice, That so much of the Standing Orders be suspended as will enable the passing through all its stages, in one day, of a Bill to render valid certain General Rules, Sequestrations, Orders, Appointments, Certificates, and other proceedings in Insolvency.

Debate

Debate ensued.
Question put.
The House divided.

Ayes, 31.

Mr. Cowper,	Mr. J. T. Ryan,
Mr. Weckes,	Mr. Caldwell.
Mr. Smart,	Mr. Sutherland,
Mr. Robertson,	Mr. Buchanan,
Mr. Holt,	Mr. Samuel,
Mr. Haworth,	Mr. R. Forster,
Mr. Alexander,	Mr. Bell,
Mr. Tighe,	Mr. C. Cowper, junr.,
Mr. Close,	Mr. Burdekin,
Mr. Shepherd,	Mr. Cunneen,
Mr. Morrice,	Mr. Driver,
Mr. Haunell,	Mr. Dalley.
Mr. Harpur,	
Mr. Lord,	<i>Tellers.</i>
Mr. Sadleir,	Mr. Love,
Mr. Suttor,	Mr. Garrett,
Mr. Dangar,	

Noes, 20.

Mr. Martin,	Mr. Wisdom,
Mr. Eagar,	<i>Tellers.</i>
Capt. Moriarty,	Mr. Piddington,
Mr. Leary,	Mr. Faucett,
Mr. Wilson,	
Mr. W. Forster,	
Mr. Terry,	
Mr. Egan,	
Mr. Lucas,	
Mr. Stewart,	
Mr. Dalglish,	
Mr. Mate,	
Mr. Macleay,	
Mr. Macpherson,	
Mr. Hart,	
Mr. Rusden,	
Mr. Gordon,	

12. Orders of Sequestration in Insolvency Validating Bill:—

(1.) Mr. Cowper moved, pursuant to notice, for leave to introduce a Bill to render valid "certain" General Rules, Sequestrations, Orders, Appointments, Certificates, and other proceedings in Insolvency.

Mr. Robertson moved, That the Question be amended by omitting all the words after the word "certain," with a view to inserting in their place the words "Orders of Sequestration in Insolvency,"

Debate ensued.

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

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

Question then,—That leave be granted to introduce a Bill to render valid certain Orders of Sequestration in Insolvency,—put and passed.

(2.) Mr. Cowper having *presented* this Bill, Bill, intituled "*A Bill to render valid certain Orders of Sequestration in Insolvency,*" read a first time.

Ordered to be printed.

(3.) Mr. Cowper then moved, That this Bill be now read a second time.

Debate ensued.

The Question being submitted to the Speaker,—whether the Suspension of the Standing Orders, just agreed to, would admit of the further progress of this Bill under its amended Title:—

The Speaker gave it as his opinion, That the Suspension of the Standing Orders must be held to apply, subject to any Amendments which it is competent for the House to make.

Question then put and passed,—

And Bill read a second time.

(4.) Whereupon, on motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.

The Speaker resumed the Chair.

The House adjourned, on motion of Mr. Cowper, at half-past Eleven o'clock, until To-morrow at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, JULY 9.

QUESTIONS:—

1. MR. HARPUR *to ask* THE COLONIAL SECRETARY,—Whether it is the intention of the Government to appoint a Police Magistrate for the District of Patrick's Plains?
2. MR. HARPUR *to ask* THE COLONIAL TREASURER,—Why the unclaimed proceeds of Pound Sales in the year 1860, which, according to established practice, should have been paid over in the month of February to the different Hospitals and Charitable Institutions, have been so long withheld this year by the Government, and not published as usual in the *Gazette*.

3. MR. LEARY *to ask* THE SECRETARY FOR LANDS,—What steps are the Government taking with a view to the adjustment of claims to parties claiming compensation for water frontage to Woolloomooloo Bay?
4. MR. LEARY *to ask* THE SECRETARY FOR LANDS,—When do the Government intend to pay John Jamcey, for land purchased at Bega by the Government?
5. MR. TERRY *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) If it is the intention of the Government to place a sum of money on the Estimates for a Railroad from Muswellbrook to Mudgee?
 - (2.) If the survey for the line is completed?
 - (3.) And will the Government have any objection to place the plans, levels, and sections, &c., on the Table of the House?

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Municipalities Law Amendment Bill; to be considered in Committee.
2. Pastoral Interests Contribution Bill; second reading.
3. Seamen's Laws Amendment Bill; second reading.
4. Impounding Bill; second reading.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MORRIS *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.
2. MR. MACLEAY *to move*, That the Debate on the motion for State Aid to Religion in the Country Districts, which was adjourned on the 7th July, be resumed on Friday, the 17th July.
3. MR. DALGLEISH *to move*, That the Report from the Select Committee, to whom was referred the Petition of T. C. Bentley, together with the Proceedings of the Committee and Minutes of Evidence and Appendix, be printed.
4. MR. DALGLEISH *to move*, That there be laid upon the Table of this House, copies of all Correspondence between the Government and a Camp-keeper lately in the service of Government, under Mr. Keightley, a Gold Commissioner, relative to his treatment and dismissal from office by that gentleman.
5. MR. WILSON *to move*, That there be laid upon the Table of this House, a Return, in the shape of a debit and credit account, showing the total cost of, and proceeds from the flock of Alpacas, from the date of their importation to the present time; also, all the Correspondence between the Government and any person or persons having reference to the dismissal or suspension of Mr. C. Ledger.
6. MR. SAMUEL *to move*,—
 - (1.) That the Bill to establish and incorporate a Company to be called the "Waratah Coal Company," and to authorize the making a Railway for the purposes of the said Company, be referred to a Select Committee.
 - (2.) That such Committee consist of the following Members:—Mr. Arnold, Mr. Garrett, Mr. Hannell, Mr. Lucas, Mr. Sadleir, Mr. Piddington, Mr. Stewart, Mr. Gordon, Mr. Flett, and the Mover.
7. MR. DRIVER *to move*, That the Seat of James Henry Atkinson, Esquire, as one of the Members for the Electoral District of Central Cumberland, hath become and is now vacant by reason of the Insolvency of the said James Henry Atkinson, Esquire.

FRIDAY, JULY 10.

QUESTIONS:—

1. MR. MORRICE *to ask* THE SECRETARY FOR PUBLIC WORKS,—If it is the intention of the Government to place a sum of money on the Estimates for the erection of a Court House at Picton?
2. MR. DRIVER *to ask* THE COLONIAL SECRETARY,—Is it intended to introduce any measure during the present Session of Parliament for the Regulation and Licensing of Carriers?
3. DR. LANG *to ask* THE COLONIAL SECRETARY,—Whether it is the intention of the Government to submit to the House, during the present Session of Parliament, any proposal for the purchase of the building and books of the Australian Subscription Library, with a view to the formation of a nucleus for the establishment of a Free Library, as also to provide temporary accommodation for such an Institution?

OTHER BUSINESS—ORDER OF THE DAY:—

1. Church and School Lands Declaratory Bill; second reading.

NOTICES OF MOTION:—

1. MR. LACKEY *to move*,—
 - (1.) That there be laid upon the Table of this House, a copy of the conditions under which tenders were called for, for the leasing of the Railways of the Colony.
 - (2.) Copies of the tenders sent in, with the names of the tenderers and sureties.
 - (3.) Copies of replies from the Minister for Public Works to parties who have tendered.
 - (4.) Any other communications, having reference thereto, between the Works Department and parties who tendered.

2.

2. MR. SADDLER to move the following Resolutions:—
- (1.) That the present insecurity both of life and property, more especially in the South and Western Districts of the Colony, is such as to require the immediate consideration of this House.
 - (2.) That the present Police system is both expensive and unsuitable; and that, in the construction of a Police Force, a Semi-Military Police, as at present established, is only calculated as a substitution for a Military Force acting in cases of popular outbreak;—wherefore, the House is of opinion, That the present staff of officers of Inspectors, Sub-Inspectors, Superintendents, &c., had better be abolished—Police Magistrates presiding in Police Districts, and co-operating with each other, being substituted; that the number of subordinate officers and constables be increased, if necessary; and that the equipment of the Police be of the most simple character, fit for bush service.
 - (3.) That the centralization of the Police Force, under an Inspector General of Police, not only fetters the freedom of action of the Police, but is viewed with distrust;—therefore, that the office be abolished, and the Colonial Secretary, as directly responsible to this House, be chargeable with the Police arrangements.
 - (4.) That the said Resolutions be presented, in the way of Address, to His Excellency the Governor, praying that, from the urgent necessity of the case, a Bill may be introduced into Parliament, this Session, so as to carry out the principles of these Resolutions.
3. MR. W. FORSTER to move, That there be laid upon the Table of this House,—
- (1.) Copy of advertisement in the *Government Gazette*, calling for tenders for eighteen Locomotive Engines for the public Railways.
 - (2.) The form of tender attached to the specification for the Engines in question.
 - (3.) Copies of all tenders received by the Government in consequence.
 - (4.) Copies of all Correspondence between the Government and any person or persons having reference to the above subject.
4. MR. SADDLER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) The whole of the Correspondence which has taken place between the Patrons of the National School, at Seaham, and the National Board of Education, in respect to the Teacher of said School, and the cause of the Teacher being withdrawn from the School.
 - (2.) Also to state why the said Teacher, as Head Master of the William-street National School, Sydney, was removed to Seaham, and since removed from there to Murrurundi.

TUESDAY, JULY 14.

QUESTIONS:—

1. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—
- (1.) Have the Locomotive Engines for the Windsor Line of Railway been ordered?
 - (2.) Were advertisements calling for Tenders to supply those Engines inserted in the *Government Gazette* and in Colonial newspapers; if so, on what date?
 - (3.) Who prepared the indent for those Engines?
 - (4.) Were Orders transmitted to the Colonial Agent, or other person in Great Britain, to call for public competition by tender for the manufacture of those Engines in Great Britain?
 - (5.) Was the expenditure of money for the purchase of those Engines authorized by Vote of Parliament; if so, what Vote?
2. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—
- (1.) What sum of money has been expended on the Breakwater at the Clarence River Heads?
 - (2.) How often has the Engineer for Harbours and Rivers visited the works in progress there, and the date of such visits?
 - (3.) What sum of money has been expended on the Breakwater at Moruya?
 - (4.) Have the works been carried out in accordance with original plans?
 - (5.) What portion of the projected work has been left undone?
 - (6.) Are there any grounds of dispute between the Government and the Contractor?
 - (7.) Has the Government Officer, appointed to certify to quantity of stone weighed, certified for the quantities claimed to be paid for by the Contractor?
 - (8.) How often has the Engineer for Harbours and Rivers visited the works in progress there, and the date of such visits?
 - (9.) What was the original Estimate for the work as per plan?
 - (10.) Has the original Estimate been exceeded; if so, how much?
3. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—
- (1.) If he is aware that charges of drinking Spirits to excess, and fighting, or challenging their fellow Draftsmen to fight, in the Public Works Office, and in office hours, have been laid before Mr. Whitton, the Engineer for Railways?
 - (2.) Were the Officers called upon to disprove the charge; and, have they done so?
 - (3.) Are the Officers in question still in the Government service?

OTHER

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. EAGAR to move, That there be laid upon the Table of this House, copies of any correspondence which may have passed between the Steam Navigation Board and the Government in reference to the collision between the Steamers "Kembla" and "Hunter"; and also copies of any correspondence between the Government and the Trinity Board in reference to the said collision.
2. DR. LANG to move for leave to bring in a Bill to incorporate the Presbyterian College in connection with the University of Sydney.
3. DR. LANG to move for leave to bring in a Bill to Legalize the Exchange of a portion of the allotment of the Scots Church, Sydney, and to authorize the re-erection of the Tower of the said Church on its present foundation.
4. MR. ALLEN to move, That the Report of the Select Committee laid on the Table of this House last Session in the case of Isabella Mary Kelly, be now adopted.
5. MR. HOLROYD to move, That there be laid upon the Table of this House, copies of any agreements for letting or leasing the Wharf and Pier at Wollongong; also returns of all wharfage dues received, specifying the names of those from whom dues have been received, and the amounts paid by each since the 1st day of January, 1860, to the 1st of July, 1863.
6. MR. HOLROYD to move, That there be laid upon the Table of this House, copies of all Correspondence between the late Manager of the Railway, Mr. C. J. Nealds, and any member of the Government, in reference to that gentleman's suspension and dismissal; also copies of the commission, evidence, and report, on the charges brought against Mr. C. J. Nealds.
7. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all Minutes of the Executive Council in reference to the suspension and dismissal of Mr. C. J. Nealds, as Manager of the Railway.
8. MR. HOLROYD to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to prohibit the payment in certain trades of wages in goods, or otherwise than in the current Coin of the Realm.
9. MR. HOLROYD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider whether it is desirable to introduce a Bill to amend an Act, intituled "*An Act for regulating the trade or business of Pawnbrokers in New South Wales.*"
10. MR. DALGLEISH to move, That Copies of all Evidence taken before the Collector of Customs, together with all other documents and papers, relating to the seizure of 188 boxes of cigars, on board the "Ellen Lewis," Stephen Hellon, Master, in April last, be laid upon the Table of this House.
11. MR. WILSON to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the present state and management of the Lunatic Asylums, and that leave be granted to said Committee to visit and inspect the different Institutions, accompanied by a Shorthand Writer.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Martin, Mr. Holroyd, Mr. W. Forster, Mr. Harpur, Mr. Allen, Mr. Piddington, Mr. Lucas, Mr. Hart, and the Mover.
12. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of Proceedings before any Magistrate or Magistrates at Liverpool, having reference to the death of John Hart, in the Benevolent Asylum of that town, on or about 23 September 1862.
 - (2.) Copies of proceedings at the Coroner's Inquest held at the Police Office, Liverpool, on the body of the said John Hart.
 - (3.) Copies of all Correspondence between the Executive Government and any person or persons on the same subject.
13. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Executive Government, or the Denominational Board, or the Dean of Sydney, and any person or persons; also of any Memorial or Petition; also of any Minute of the Executive Government, or the Denominational Board aforesaid, having reference to the discontinuance of the Canberra Denominational School, and the removal or dismissal of Mr. Andrew Wotherspoon from the office of Teacher to the said School.
14. MR. MARTIN to move for leave to bring in a Bill to amend the Insolvency Laws.
15. MR. DRIVER to move, That the Report of the Select Committee appointed to inquire into and report upon the Management of the Central Police Office, presented to this House on the 12th December last, be now adopted.
16. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates for the ensuing year a sum of money equal to the amount of the balance now remaining of the proceeds of the Sale of the Goods of John Cockerell seized and sold by the Government, with the view of refunding the same.

17. MR. EAGAR to move, That the Petition presented by him on the 7th July, relative to the Seamen's Laws Amendment Bill, be printed.
18. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
19. MR. HOLROYD to move for leave to bring in a Bill to improve the Administration of the Law so far as respects summary proceedings before Justices of the Peace.
20. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all Correspondence between the Law Institute, the Judges of the Supreme Court, and the Government, in reference to certain letters addressed by the Chief Commissioner of the Insolvent Court to the Official Assignees, relative to the appointment of a Solicitor to the Insolvent Court, as well as copies of all letters addressed by the Chief Commissioner to the Official Assignees in relation thereto, and of all Correspondence between the Government and the Chief Commissioner on the same subject.
21. MR. SAMUEL to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of all Correspondence and Minutes of the Executive Council, having reference to the recommendation of Mr. Justice Cary, that the Court of Quarter Sessions should be removed from Wellington.
 - (2.) Copies of all Correspondence having reference to the Absence of Mr. Justice Cary from Wellington, on the 16th June last, the day fixed for holding the Court of Quarter Sessions thereat.
22. MR. DANGAR to move, That the Petition from Muswellbrook, presented by him on the 8th July, relative to "The Pastoral Interests Contribution Bill," be printed.

WEDNESDAY, JULY 15.

Contingent Notice of Motion;—

1. MR. HOLR to move, (on the Motion being made for the second reading of the Public Education Bill)—
 - (1.) That the Bill before this House, "to promote Elementary Education," is not, in the opinion of this House, suitable to the requirements of this Colony.
 - (2.) That the education of the people is a matter of such vital importance to the well-being of the community, as to render it expedient to place the same, and the moneys voted by Parliament for the purpose, under the control of a responsible Minister of the Crown, and not under that of a Board as in the Bill before the House, or of Boards as at present.
 - (3.) That, in order to ensure the highest proficiency amongst the teachers, to stimulate them to maintain the most efficient schools, and to encourage them to procure and retain the largest number of scholars, it is expedient to remunerate them by fees, fixed by scale, according to the number of scholars, and the instruction imparted to each.
 - (4.) That all schools in which the teachers receive fees from the Government shall be considered as public schools, and no applicant shall be refused admission as a pupil on account of the religious persuasion of either parent.
 - (5.) That Inspectors be appointed by His Excellency the Governor, with the advice of the Executive Council, whose duties shall be to enquire into the general management of the public schools, examine the scholars on secular subjects; and, in order to fix the rate of fee to which the teacher is entitled, decide on the class to which each scholar belongs; and shall make a full report of the examination of each school to the Secretary for Public Education, which reports shall be at once laid before both Houses of Parliament, if sitting, or within seven days after the meeting thereof.
 - (6.) That every person who may have obtained a degree at one of the European or American Colleges, or who, after examination by the Inspectors, may be found competent to teach, as well as every teacher on the staff of either the Denominational or the National Institutions, shall be entitled to a license from the Secretary for Public Instruction, to teach where he pleases, and receive fees as aforesaid.
 - (7.) That in case a licensed teacher be guilty of a misdemeanour, or of conduct unbecoming a gentleman, it shall be lawful for the Secretary for Public Education to suspend or cancel the license of such teacher without prejudice to any criminal or civil proceedings that may be instituted against him, and from that date, or until his suspension be annulled, no further fees for teaching will be allowed to him out of the Public Treasury; but so long as the teaching of a schoolmaster be consistent with the laws of God, of this Country, and of good morals, it shall not be lawful to interfere with him on account of his religious principles, or religious teaching—the parents themselves being the sole judges of what kind of religious instruction they conceive to be best suited to secure the temporal and spiritual welfare of their children.
 - (8.) That no limit be placed in the number of teachers to be licensed (provided only they be competent), more especially as the mere licensing of teachers will be no expense to the Government, since a teacher without scholars would receive no fees.
 - (9.) That an Address be presented to the Governor, praying that His Excellency will be pleased to cause a Bill to be prepared embodying, the above resolutions, and laid before the House at an early opportunity.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. SMART to move for leave to bring in a Bill to consolidate and amend the Laws relating to Customs.

ORDER OF THE DAY :—

1. Public Education Bill ; second reading.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. DARVALL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1863, the sum of £2,000, for the enlargement of the Culverts made through Railway Embankment in Bank-street, East Maitland, and under the Morpeth Road contiguous to that Embankment.

FRIDAY, JULY 17.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. RUSDEN to move, That it is the opinion of this House that a New Commission of the Peace should be issued immediately.

TUESDAY, JULY 21.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DALGLEISH to move, That it be an Order of this House for the present Session, that any new item of expenditure in Committee of Supply, or new clause of a Bill in Committee of the Whole House, shall be considered to be New Business.
2. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
3. MR. HARPUR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the present year, a sum not exceeding £3,000, to be paid over to Mrs. Caroline Chisholm, as a public acknowledgment of the long course of valuable and gratuitous services rendered by that lady to the Colony, and to assist in placing her above the reach of want in her old age.
4. MR. R. FORSTER to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, with the view of resuming the inquiry into, and reporting upon, the allegations contained in the Petition of Thomas Duke Allen, late Gaoler at Parramatta, presented to this House on the 21st August, 1862.
 - (2.) That the Evidence taken before, and the Progress Report made by, the Select Committee of last Session, be referred to such Committee.
 - (3.) That such Committee consist of the following Members :—Mr. Cowper, Mr. W. Forster, Mr. Dangar, Mr. Sutherland, Mr. Lackey, Mr. Love, Mr. Morrice, Mr. Holroyd, Mr. Macpherson, and the Mover.
5. MR. DALGLEISH to move, That there be laid upon the Table of this House, copies of the Specifications prepared and sent to Great Britain for the Eighteen Locomotive Engines recently ordered, together with the name of the Officer who prepared the Specifications ; and distinguishing the Lines on which they are intended to run, by the letters W, for Western, N, for Northern, S, for Southern Lines.
6. MR. RUSDEN to move,—
 - (1.) That a Select Committee be appointed to inquire into the Management of the Department of Lands, with power to call for persons and papers.
 - (2.) Such Committee to consist of the following Members :—Mr. Cowper, Mr. Love, Mr. Allen, Mr. Eagar, Mr. Wilson, Mr. Lucas, Mr. Harpur, Mr. Martin, Mr. Sadleir, and the Mover.
7. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Colonial and Imperial Governments, and with any person or persons, in reference to the appointment of an Inspector of Prisons, and also of any documents in the Colonial Secretary's Office in relation thereto.

FRIDAY, JULY 24.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Law of Evidence in Criminal Cases Amendment Bill ; second reading.

WEDNESDAY, AUGUST 5.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, " That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."

New South Wales.

No. 11.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 9 JULY, 1863.

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

Questions on Notice Paper for to-day:—

- (1.) Police Magistrate for Patrick's Plains:—Mr. Harpur asked the Colonial Secretary, pursuant to Notice No. 1,—Whether it is the intention of the Government to appoint a Police Magistrate for the District of Patrick's Plains?

Mr. Cowper answered:—I beg to say, Government has no such intention at present, no such application having been made to shew the necessity of it.

- (2.) Unclaimed Proceeds of Pound Sales:—Mr. Harpur asked the Colonial Treasurer, pursuant to Notice No 2,—Why the unclaimed proceeds of Pound Sales in the year 1860, which, according to established practice, should have been paid over in the month of February to the different Hospitals and Charitable Institutions, have been so long withheld this year by the Government, and not published as usual in the *Gazette*?

Mr. Smart answered:—In answer to the Honorable Member, I beg to inform him that the proceeds of unclaimed Pound Sales were advertised in the *Government Gazette*, on the 9th January last, and have been payable on application since that date.

- (3.) Claims to Compensation for Water Frontage, Woolloomooloo Bay:—Mr. Leary asked the Secretary for Lands, pursuant to Notice No. 3,—What steps are the Government taking with a view to the adjustment of claims to parties claiming compensation for water frontage to Woolloomooloo Bay?

Mr. Robertson answered:—In reply to my Honorable friend, I would say that, I think, if he looks into the Woolloomooloo Bay Reclamation Act, he will see that the Government cannot take action towards the compensating these parties till the land is reclaimed. The Government have done no damage to these persons' interests up to this time. No doubt when the land is filled in,—or when something is done which will damage their rights,—they will have a claim; but, as their cases arise, they have only to apply for compensation, and the Government will,—immediately, on ascertaining the rights of the parties to the land, and on making a thorough survey of the land,—a thorough survey including the distribution of any land that the parties may be permitted to reclaim on their own account,—cause the appraisement to go on.

- (4.) John Jauncey:—Mr. Leary asked the Secretary for Lands, pursuant to Notice No. 4,—When do the Government intend to pay John Jauncey, for land purchased at Bega by the Government?

Mr. Robertson answered:—The money will be paid as soon as the Conveyance to the Crown is completed.

(*Mr. Terry withdrew the Question standing in his name, No. 5.*)

2. Papers:—Mr. Cowper laid upon the Table the undermentioned papers:—

(1.) Blue Book for the year 1862.

(2.) Further Return to Address, in reference to "Returns relating to Robberies, Bushrangers, and Police, (Administration of Justice)" adopted by the Legislative Assembly, on Motion of Mr. Sadleir, on 30 September, 1862.

Ordered to be printed.

3. Postponement:—The Order of the Day for the consideration in Committee of the Municipalities Law Amendment Bill postponed, on motion of Mr. Cowper, until Wednesday next.
4. Pastoral Interests Contribution Bill:—The Order of the Day for the second reading of this Bill discharged, on motion of Mr. Robertson.
Bill then discharged, on motion of Mr. Robertson.
5. Postponement:—The Order of the Day for the second reading of the Seamen's Laws Amendment Bill postponed, on motion of Mr. Smart (after Debate), until Wednesday week.
6. Impounding Bill:—Mr. Robertson moved, That the Order of the Day for the second reading of this Bill be discharged.
Debate ensued.
Question put and passed.
Bill then discharged, on motion of Mr. Robertson.
7. Postponement:—Mr. Morris, with the concurrence of the House, (the House having proceeded to the Orders of the Day,) postponed the Motion standing in his name, No. 1 on the Notice Paper of Other Business for to-day, until Friday, the 17th July.
8. Support to Ministers of Religion:—Mr. Macleay moved, pursuant to notice, That the Debate on the Motion for State Aid to Religion in the Country Districts, which was adjourned on the 7th July, be resumed on Friday, the 17th July.
Debate ensued.
Mr. Piddington inquiring whether this Question was not superseded by the adjournment of the House on the 7th instant,—
The Speaker said, That as, previous to the adjournment of the House, the Debate was ordered to be adjourned, but no day fixed for its resumption, it was competent for the House now, on motion made, to fix a day for that purpose.
Question then put.
The House divided.

Ayes, 21.

Mr. Smart,	Mr. Allen,
Mr. Macpherson,	Mr. Sadleir,
Mr. Tighe,	Mr. Rusden,
Mr. Holroyd,	Mr. Harpur,
Mr. Cunneen,	Mr. Gordon,
Mr. Hart,	Mr. Lackey,
Capt. Moriarty,	Mr. R. Forster.
Mr. Dangar,	<i>Tellers.</i>
Mr. Morrice,	Mr. Garrett,
Mr. Macleay,	Mr. Morris.
Mr. Mate,	
Mr. Hannell,	

Noes, 20.

Mr. Cowper,	Mr. Raper,
Mr. Robertson,	Mr. Samuel,
Mr. Wilson,	Mr. Wisdom,
Mr. W. Forster,	Mr. Weekes,
Mr. Eagar,	Mr. Alexander,
Mr. Dalgleish,	Mr. C. Cowper, junr.
Mr. Piddington,	<i>Tellers.</i>
Mr. Driver,	Mr. Buchanan,
Mr. Flett,	Mr. Lucas.
Mr. Love,	
Mr. Sutherland,	
Mr. Stewart,	

9. Petition of Thomas Charles Bentley:—Mr. Dalgleish moved, pursuant to notice, That the Report from the Select Committee, to whom was referred the Petition of T. C. Bentley, together with the Proceedings of the Committee and Minutes of Evidence and Appendix, be printed.
Debate ensued.
Question put and passed.
10. Mr. Gold Commissioner Keightley's late Camp-keeper:—Mr. Dalgleish moved, pursuant to notice, That there be laid upon the Table of this House, copies of all Correspondence between the Government and a Camp-keeper lately in the service of Government, under Mr. Keightley, a Gold Commissioner, relative to his treatment and dismissal from office by that gentleman.
Question put and passed.
11. Flock of Alpacas and Mr. C. Ledger:—Mr. Wilson moved, pursuant to notice, That there be laid upon the Table of this House, a Return, in the shape of a debit and credit account, shewing the total cost of, and proceeds from the flock of Alpacas, from the date of their importation to the present time; also, all the Correspondence between the Government and any person or persons having reference to the dismissal or suspension of Mr. C. Ledger.
Question put and passed.
12. Waratah Coal Company's Bill—Postponement:—Mr. Garrett, proceeding, on behalf of Mr. Samuel, in the absence and under the alleged authority of that Honorable Member, to make the motion standing in the name of Mr. Samuel, No. 6 on the Notice Paper of Other Business for to-day,
The Speaker said, That, not doubting the authority, he thought the course proposed would not be a safe precedent as regarded so important a motion, which, if negatived, would be fatal to the Bill. He suggested that the Honorable Member should rather, with the concurrence of the House (the Orders of the Day having been proceeded with), postpone the Motion to a future day.
Whereupon, Mr. Garrett, with the concurrence of the House, on behalf of Mr. Samuel, postponed the motion until Tuesday next.

13. Vacancy of Seat:—Mr. Driver proceeding to ask the concurrence of the House in a postponement until Tuesday next, of the Motion standing in his name, No. 7 on the Notice Paper of Other Business for to-day,—
The Speaker said that, in his opinion, the motion, in its present shape, could not be entertained by the House,—
Whereupon Mr. Driver withdrew the Motion.
The House adjourned, at twenty-five minutes after Ten o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

FRIDAY, JULY 10.

QUESTIONS :—

1. MR. MORRICE *to ask* THE SECRETARY FOR PUBLIC WORKS,—If it is the intention of the Government to place a sum of money on the Estimates for the erection of a Court House at Picton?
2. MR. DRIVER *to ask* THE COLONIAL SECRETARY,—Is it intended to introduce any measure during the present Session of Parliament for the Regulation and Licensing of Carriers?
3. DR. LANG *to ask* THE COLONIAL SECRETARY,—Whether it is the intention of the Government to submit to the House, during the present Session of Parliament, any proposal for the purchase of the building and books of the Australian Subscription Library, with a view to the formation of a nucleus for the establishment of a Free Library, as also to provide temporary accommodation for such an Institution?

OTHER BUSINESS—ORDER OF THE DAY :—

1. Church and School Lands Declaratory Bill; second reading.

NOTICES OF MOTION :—

1. MR. LACKEY *to move*,—
 - (1.) That there be laid upon the Table of this House, a copy of the conditions under which tenders were called for, for the leasing of the Railways of the Colony.
 - (2.) Copies of the tenders sent in, with the names of the tenderers and sureties.
 - (3.) Copies of replies from the Minister for Public Works to parties who have tendered.
 - (4.) Any other communications, having reference thereto, between the Works Department and parties who tendered.
2. MR. SABLEIR *to move* the following Resolutions :—
 - (1.) That the present insecurity both of life and property, more especially in the South and Western Districts of the Colony, is such as to require the immediate consideration of this House.
 - (2.) That the present Police system is both expensive and unsuitable; and that, in the construction of a Police Force, a Semi-Military Police, as at present established, is only calculated as a substitution for a Military Force acting in cases of popular outbreak;—wherefore, the House is of opinion, That the present staff of officers of Inspectors, Sub-Inspectors, Superintendents, &c., had better be abolished—Police Magistrates presiding in Police Districts, and co-operating with each other, being substituted; that the number of subordinate officers and constables be increased, if necessary; and that the equipment of the Police be of the most simple character, fit for bush service.
 - (3.) That the centralization of the Police Force, under an Inspector General of Police, not only fetters the freedom of action of the Police, but is viewed with distrust;—therefore, that the office be abolished, and the Colonial Secretary, as directly responsible to this House, be chargeable with the Police arrangements.
 - (4.) That the said Resolutions be presented, in the way of Address, to His Excellency the Governor, praying that, from the urgent necessity of the case, a Bill may be introduced into Parliament, this Session, so as to carry out the principles of these Resolutions.
3. MR. W. FORSTER *to move*, That there be laid upon the Table of this House,—
 - (1.) Copy of advertisement in the *Government Gazette*, calling for tenders for eighteen Locomotive Engines for the public Railways.
 - (2.) The form of tender attached to the specification for the Engines in question.
 - (3.) Copies of all tenders received by the Government in consequence.
 - (4.) Copies of all Correspondence between the Government and any person or persons having reference to the above subject.

4. MR. SADDLER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) The whole of the Correspondence which has taken place between the Patrons of the National School, at Seaham, and the National Board of Education, in respect to the Teacher of said School, and the cause of the Teacher being withdrawn from the School.
- (2.) Also to state why the said Teacher, as Head Master of the William-street National School, Sydney, was removed to Seaham, and since removed from there to Murrurundi.

TUESDAY, JULY 14.

QUESTIONS:—

1. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—
- (1.) Have the Locomotive Engines for the Windsor Line of Railway been ordered?
- (2.) Were advertisements calling for Tenders to supply those Engines inserted in the *Government Gazette* and in Colonial newspapers; if so, on what date?
- (3.) Who prepared the indent for those Engines?
- (4.) Were Orders transmitted to the Colonial Agent, or other person in Great Britain, to call for public competition by tender for the manufacture of those Engines in Great Britain?
- (5.) Was the expenditure of money for the purchase of those Engines authorized by Vote of Parliament; if so, what Vote?
2. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—
- (1.) What sum of money has been expended on the Breakwater at the Clarence River Heads?
- (2.) How often has the Engineer for Harbours and Rivers visited the works in progress there, and the date of such visits?
- (3.) What sum of money has been expended on the Breakwater at Moruya?
- (4.) Have the works been carried out in accordance with original plans?
- (5.) What portion of the projected work has been left undone?
- (6.) Are there any grounds of dispute between the Government and the Contractor?
- (7.) Has the Government Officer, appointed to certify to quantity of stone weighed, certified for the quantities claimed to be paid for by the Contractor?
- (8.) How often has the Engineer for Harbours and Rivers visited the works in progress there, and the date of such visits?
- (9.) What was the original Estimate for the work as per plan?
- (10.) Has the original Estimate been exceeded; if so, how much?
3. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—
- (1.) If he is aware that charges of drinking Spirits to excess, and fighting, or challenging their fellow Draftsmen to fight, in the Public Works Office, and in office hours, have been laid before Mr. Whitton, the Engineer for Railways?
- (2.) Were the Officers called upon to disprove the charge; and, have they done so?
- (3.) Are the Officers in question still in the Government service?
4. MR. HOLROYD to ask THE COLONIAL TREASURER,—When he will lay upon the Table of this House, the remainder of the Return of all persons in the Government Service who have been required to give Security with sureties, stating the Office held by each person respectively, the date of each appointment, the amount of sureties in each case, the names of the sureties, and when the sureties, in each case, were entered into, and of those who have not yet completed their Bonds; the Return having been ordered to be laid upon the Table of this House on the 29th of August, 1862?
5. MR. TERRY to ask THE SECRETARY FOR PUBLIC WORKS,—
- (1.) If it is the intention of the Government to place a sum of money on the Estimates for a Railroad from Muswellbrook to Mudgee?
- (2.) If the survey for the line is completed?
- (3.) And will the Government have any objection to place the plans, levels, and sections, &c., on the Table of the House?
6. MR. MORRIS to ask THE COLONIAL TREASURER,—Whether he will state to the House, the amount of all Customs Duties collected on goods passing from South Australia, by way of the River Murray, which have been paid annually to the Colonies of New South Wales and Victoria respectively, since the passing of the Act, 21 Vic., No. 2?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. EAGAR to move, That there be laid upon the Table of this House, copies of any correspondence which may have passed between the Steam Navigation Board and the Government in reference to the collision between the Steamers "Kembla" and "Hunter"; and also copies of any correspondence between the Government and the Trinity Board in reference to the said collision.
2. DR. LANG to move for leave to bring in a Bill to incorporate the Presbyterian College in connection with the University of Sydney.

3. DR. LANG to move for leave to bring in a Bill to Legalize the Exchange of a portion of the allotment of the Scots Church, Sydney, and to authorize the re-erection of the Tower of the said Church on its present foundation.
4. MR. ALLEN to move, That the Report of the Select Committee laid on the Table of this House last Session in the case of Isabella Mary Kelly, be now adopted.
5. MR. HOLROYD to move, That there be laid upon the Table of this House, copies of any agreements for letting or leasing the Wharf and Pier at Wollongong; also returns of all wharfage dues received, specifying the names of those from whom dues have been received, and the amounts paid by each since the 1st day of January, 1860, to the 1st of July, 1863.
6. MR. HOLROYD to move, That there be laid upon the Table of this House, copies of all Correspondence between the late Manager of the Railway, Mr. C. J. Nealds, and any member of the Government, in reference to that gentleman's suspension and dismissal; also copies of the commission, evidence, and report, on the charges brought against Mr. C. J. Nealds.
7. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all Minutes of the Executive Council in reference to the suspension and dismissal of Mr. C. J. Nealds, as Manager of the Railway.
8. MR. HOLROYD to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to prohibit the payment in certain trades of wages in goods, or otherwise than in the current Coin of the Realm.
9. MR. HOLROYD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider whether it is desirable to introduce a Bill to amend an Act, intituled "*An Act for regulating the trade or business of Pawnbrokers in New South Wales.*"
10. MR. DALGLEISH to move, That Copies of all Evidence taken before the Collector of Customs, together with all other documents and papers, relating to the seizure of 188 boxes of cigars, on board the "Ellen Lewis," Stephen Hellon, Master, in April last, be laid upon the Table of this House.
11. MR. WILSON to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the present state and management of the Lunatic Asylums, and that leave be granted to said Committee to visit and inspect the different Institutions, accompanied by a Shorthand Writer.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Martin, Mr. Holroyd, Mr. W. Forster, Mr. Harpur, Mr. Allen, Mr. Piddington, Mr. Lucas, Mr. Hart, and the Mover.
12. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of Proceedings before any Magistrate or Magistrates at Liverpool, having reference to the death of John Hart, in the Benevolent Asylum of that town, on or about 23 September 1862.
 - (2.) Copies of proceedings at the Coroner's Inquest held at the Police Office, Liverpool, on the body of the said John Hart.
 - (3.) Copies of all Correspondence between the Executive Government and any person or persons on the same subject.
13. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Executive Government, or the Denominational Board, or the Dean of Sydney, and any person or persons; also of any Memorial or Petition; also of any Minute of the Executive Government, or the Denominational Board aforesaid, having reference to the discontinuance of the Canberra Denominational School, and the removal or dismissal of Mr. Andrew Wotherspoon from the office of Teacher to the said School.
14. MR. MARTIN to move for leave to bring in a Bill to amend the Insolvency Laws.
15. MR. DRIVER to move, That the Report of the Select Committee appointed to inquire into and report upon the Management of the Central Police Office, presented to this House on the 12th December last, be now adopted.
16. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates for the ensuing year a sum of money equal to the amount of the balance now remaining of the proceeds of the Sale of the Goods of John Cockerell seized and sold by the Government, with the view of refunding the same.
17. MR. EAGAR to move, That the Petition presented by him on the 7th July, relative to the Seamen's Laws Amendment Bill, be printed.
18. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
19. MR. HOLROYD to move for leave to bring in a Bill to improve the Administration of the Law so far as respects summary proceedings before Justices of the Peace.

20. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all Correspondence between the Law Institute, the Judges of the Supreme Court, and the Government, in reference to certain letters addressed by the Chief Commissioner of the Insolvent Court to the Official Assignees, relative to the appointment of a Solicitor to the Insolvent Court, as well as copies of all letters addressed by the Chief Commissioner to the Official Assignees in relation thereto, and of all Correspondence between the Government and the Chief Commissioner on the same subject.
21. MR. SAMUEL to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) Copies of all Correspondence and Minutes of the Executive Council, having reference to the recommendation of Mr. Justice Cary, that the Court of Quarter Sessions should be removed from Wellington.
 - (2.) Copies of all Correspondence having reference to the Absence of Mr. Justice Cary from Wellington, on the 16th June last, the day fixed for holding the Court of Quarter Sessions thereat.
22. MR. DANGAR to move, That the Petition from Muswellbrook, presented by him on the 8th July, relative to "The Pastoral Interests Contribution Bill," be printed.
23. MR. SAMUEL to move,—
- (1.) That the Bill to establish and incorporate a Company to be called the "Waratah Coal Company," and to authorize the making a Railway for the purposes of the said Company, be referred to a Select Committee.
 - (2.) That such Committee consist of the following Members:—Mr. Arnold, Mr. Garrett, Mr. Hannell, Mr. Lucas, Mr. Sadleir, Mr. Piddington, Mr. Stewart, Mr. Gordon, Mr. Flett, and the Mover.

WEDNESDAY, JULY 15.

Contingent Notice of Motion;—

1. MR. HOLT to move, (on the Motion being made for the second reading of the Public Education Bill)—
 - (1.) That the Bill before this House, "to promote Elementary Education," is not, in the opinion of this House, suitable to the requirements of this Colony.
 - (2.) That the education of the people is a matter of such vital importance to the well-being of the community, as to render it expedient to place the same, and the moneys voted by Parliament for the purpose, under the control of a responsible Minister of the Crown, and not under that of a Board as in the Bill before the House, or of Boards as at present.
 - (3.) That, in order to ensure the highest proficiency amongst the teachers, to stimulate them to maintain the most efficient schools, and to encourage them to procure and retain the largest number of scholars, it is expedient to remunerate them by fees, fixed by scale, according to the number of scholars, and the instruction imparted to each.
 - (4.) That all schools in which the teachers receive fees from the Government shall be considered as public schools, and no applicant shall be refused admission as a pupil on account of the religious persuasion of either parent.
 - (5.) That Inspectors be appointed by His Excellency the Governor, with the advice of the Executive Council, whose duties shall be to enquire into the general management of the public schools, examine the scholars on secular subjects; and, in order to fix the rate of fee to which the teacher is entitled, decide on the class to which each scholar belongs; and shall make a full report of the examination of each school to the Secretary for Public Education, which reports shall be at once laid before both Houses of Parliament, if sitting, or within seven days after the meeting thereof.
 - (6.) That every person who may have obtained a degree at one of the European or American Colleges, or who, after examination by the Inspectors, may be found competent to teach, as well as every teacher on the staff of either the Denominational or the National Institutions, shall be entitled to a license from the Secretary for Public Instruction, to teach where he pleases, and receive fees as aforesaid.
 - (7.) That in case a licensed teacher be guilty of a misdemeanour, or of conduct unbecoming a gentleman, it shall be lawful for the Secretary for Public Education to suspend or cancel the license of such teacher without prejudice to any criminal or civil proceedings that may be instituted against him, and from that date, or until his suspension be annulled, no further fees for teaching will be allowed to him out of the Public Treasury; but so long as the teaching of a schoolmaster be consistent with the laws of God, of this Country, and of good morals, it shall not be lawful to interfere with him on account of his religious principles, or religious teaching—the parents themselves being the sole judges of what kind of religious instruction they conceive to be best suited to secure the temporal and spiritual welfare of their children.
 - (8.) That no limit be placed in the number of teachers to be licensed (provided only they be competent), more especially as the mere licensing of teachers will be no expense to the Government, since a teacher without scholars would receive no fees.
 - (9.) That an Address be presented to the Governor, praying that His Excellency will be pleased to cause a Bill to be prepared embodying, the above resolutions, and laid before the House at an early opportunity.

GOVERNMENT

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. SMART to move for leave to bring in a Bill to consolidate and amend the Laws relating to Customs.
2. MR. ROBERTSON to move, That this House will, on Thursday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Pastoral Interests Contribution Bill.
3. MR. ROBERTSON to move, That this House will, on Thursday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing an Impounding Bill.
4. MR. COWPER to move,—
 - (1.) That the Select Committee appointed to inquire and report what buildings would be suitable and necessary for Penal, Reformatory, and Charitable Establishments, be authorized to make visits of inspection to any proposed site.
 - (2.) That the said Committee be authorized to require the services of a Short-hand writer in such visits.

ORDERS OF THE DAY :—

1. Public Education Bill ; second reading.
2. Municipalities Law Amendment Bill ; to be considered in Committee.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. DARVALL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1863, the sum of £2,000, for the enlargement of the Culverts made through Railway Embankment in Bank-street, East Maitland, and under the Morpeth Road contiguous to that Embankment.

FRIDAY, JULY 17.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Resumption of the Adjourned Debate, on the motion of Mr. Macleay, " That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1864, a sum not exceeding £25,000, for the support of Ministers of the English and Roman Catholic Churches, or of Presbyterian, Wesleyan, or other denominations, where the members are in sufficient number, at the rate of £300 to each Clergyman, at the following places :—Deniliquin, Wentworth, Hay, Albury, Tumut, Gundagai, Wagga Wagga, Lambing Flat, Lachlan Gold Fields, Condobolin, Bulligal, Molong, Orange, Wellington, Dubbo, Fort Bourke, Walgett, Coonabarabran, Coonamble, Warialda, Morce, M'Intyre District, Wee Waa, Narrabri, Rylstone, Turon, Gunnedah, Murrurundi, Hargraves, Louisa Creek, Carroll, Nundle, Bundarra, Bingera, Tenterfield, Dundee, Glen Innes, Wellingrove, Eden, Bombala, Kiandra, Nimmity-bell, the Gulf Diggings, Shoalhaven, Ulladulla, Araluen, and Binda."—Upon which Mr. Love had moved the Previous Question.

NOTICES OF MOTION :—

1. MR. RUSDEN to move, That it is the opinion of this House that a New Commission of the Peace should be issued immediately.
2. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.

TUESDAY, JULY 21.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DALGLEISH to move, That it be an Order of this House for the present Session, that any new item of expenditure in Committee of Supply, or new clause of a Bill in Committee of the Whole House, shall be considered to be New Business.
2. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
3. MR. HARPUR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the present year, a sum not exceeding £3,000, to be paid over to Mrs. Caroline Chisholm, as a public acknowledgment of the long course of valuable and gratuitous services rendered by that lady to the Colony, and to assist in placing her above the reach of want in her old age.

4. MR. R. FORSTER to move,—
- (1.) That a Select Committee be appointed, with power to send for persons and papers, with the view of resuming the inquiry into, and reporting upon, the allegations contained in the Petition of Thomas Duke Allen, late Gaoler at Parramatta, presented to this House on the 21st August, 1862.
 - (2.) That the Evidence taken before, and the Progress Report made by, the Select Committee of last Session, be referred to such Committee.
 - (3.) That such Committee consist of the following Members :— Mr. Cowper, Mr. W. Forster, Mr. Dangar, Mr. Sutherland, Mr. Lackey, Mr. Love, Mr. Morrice, Mr. Hobroyd, Mr. Macpherson, and the Mover.
5. MR. DALGLEISH to move, That there be laid upon the Table of this House, copies of the Specifications prepared and sent to Great Britain for the Eighteen Locomotive Engines recently ordered, together with the name of the Officer who prepared the Specifications; and distinguishing the Lines on which they are intended to run, by the letters W, for Western, N, for Northern, S, for Southern Lines.
6. MR. RUSDEN to move,—
- (1.) That a Select Committee be appointed to inquire into the Management of the Department of Lands, with power to call for persons and papers.
 - (2.) Such Committee to consist of the following Members :—Mr. Cowper, Mr. Love, Mr. Allen, Mr. Eagar, Mr. Wilson, Mr. Lucas, Mr. Harpur, Mr. Martin, Mr. Sadleir, and the Mover.
7. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Colonial and Imperial Governments, and with any person or persons, in reference to the appointment of an Inspector of Prisons, and also of any documents in the Colonial Secretary's Office in relation thereto.
8. MR. HOLROYD to move, That there be laid upon the Table of this House,—
- (1.) A Return of all Vessels which, under the Immigration Regulations, have brought Immigrants to this Colony, since the 1st day of January, 1860.
 - (2.) A Return of all Fines which have been inflicted upon Officers of such Vessels by the Immigration Board, specifying the names of such Officers, their rank, and the causes for which such Fines have been inflicted, during the same period.
 - (3.) All Correspondence in connection with the infliction of such Fines.
 - (4.) An Account shewing to what Fund such Fines have been paid, and in what manner they have or will be appropriated.
9. MR. HOLROYD to move, That there be laid upon the Table of this House,—
- (1.) Copy of a Petition, presented in 1857 to the Administrators of the Government, from certain Landowners at Kiama, praying that the land at Kiama, originally reserved for public recreation, might not be converted into a Burial-ground.
 - (2.) Copies of any other Petitions on the same subject.
 - (3.) Copies of all Correspondence with Mr. Joseph King and any other person or persons and the Government in relation thereto.
 - (4.) Copies of all reports of Surveyors, Surveyors General, or any other person, referring to the same.

WEDNESDAY, JULY 22.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Seamen's Laws Amendment Bill; second reading.

FRIDAY, JULY 24.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.

WEDNESDAY, AUGUST 5.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider "the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and "to alter the Duty on Bonded Warehouses."

New South Wales.

No. 12.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 10 JULY, 1863.

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

Questions on Notice Paper for to-day:—

(1.) Court House, Picton:—Mr. Morrice asked the Secretary for Public Works, pursuant to Notice No. 1,—If it is the intention of the Government to place a sum of money on the Estimates for the erection of a Court House at Picton?

Mr. Cowper answered:—I beg to state that the subject to which the Honorable Gentleman alludes has been repeatedly under the consideration of the Government; but, considering that there is a Court House at Camden, and another at Campbelltown, it has not been thought desirable that the Country should be put to the expense of erecting a Court House at Picton.

(Mr. Driver not asking the Question standing in his name No. 2, it dropped.)

(2.) Purchase of Building and Books of Australian Subscription Library for Free Library:—Dr. Lang asked the Colonial Secretary, pursuant to Notice No. 3,—Whether it is the intention of the Government to submit to the House, during the present Session of Parliament, any proposal for the purchase of the building and books of the Australian Subscription Library, with a view to the formation of a nucleus for the establishment of a Free Library, as also to provide temporary accommodation for such an Institution?

Mr. Cowper answered:—I beg to state that, since a proposal to this effect was submitted to Parliament in a former Session, the subject has not been again brought under the consideration of Government; and in the present state of matters I am not disposed to entertain a proposition, if made, in the face of the Resolution of this House against it.

2. Motion Withdrawn:—Mr. W. Forster withdrew the Motion standing in his name, No. 3 on the Notice Paper for to-day.
3. Insecurity of Life and Property at Burrangong:—Mr. Wilson presented a Petition from certain Traders, Miners, and others, residing on the Burrangong Gold Fields, representing the insecurity of life and property in their district, in consequence of the depredations of a gang of Bushrangers; and praying that such measures may be devised as will restore confidence in the Laws, repress crime, and afford protection to life and property.
And the same having been read at length by the Clerk, by direction of the Speaker,—
Petition received.
4. Robert Stewart:—Mr. Mate presented a Petition from Robert Stewart, setting forth his claim to certain land near Broken Bay, alleged to have been promised to his late father, by Governor Macquarie, but now withheld from Petitioner; and praying such enquiry into his case, as may be deemed necessary for the ends of Justice.
Petition received.

5.

5. Church and School Lands Declaratory Bill:—Mr. Wilson moved, "That" this Bill be now read a second time.

Mr. Cowper moved, That the Question be amended by omitting all the words after the word "That," with a view to inserting in their place the words,—“in the opinion of this House, the Church and School Estates ought to be sold at the earliest possible period that they can be conveniently disposed of, and the proceeds thereof appropriated for the purposes of Religion and the Education of youth in the Colony, in terms of the Grant made by the Crown to the Trustees of Clergy and School Lands in New South Wales.”

Debate ensued.

Motion made by Dr. Lang and Question put (after Debate), That this Debate be now adjourned.

The House divided.

Ayes, 18.

Mr. Piddington,	<i>Tellers.</i>
Mr. Wisdom.	
Mr. Wilson,	Mr. Lucas,
Mr. Caldwell,	Mr. Dalgleish.
Mr. Eagar,	
Mr. Buchanan,	
Mr. Stewart,	
Mr. Leary,	
Mr. W. Forster,	
Mr. Morris,	
Mr. Cunneen,	
Mr. Sutherland,	
Mr. Dalley.	
Mr. Tighe,	
Dr. Lang,	
Mr. Love,	

Noes, 31.

Mr. Cowper,	Mr. Shpherd,
Mr. Robertson,	Mr. Sutor,
Capt. Moriarty,	Mr. Close,
Mr. Smart,	Mr. Dangar,
Mr. Driver,	Mr. Mate,
Mr. Holroyd,	Mr. Macleay,
Mr. Hannell,	Mr. Gordon,
Mr. R. Forster,	Mr. Lackey,
Mr. Hart,	Mr. C. Cowper, junr.,
Mr. Allen,	Mr. Weckes,
Mr. Darvall,	Mr. Burdekin,
Mr. Sadleir,	Mr. Garrett,
Mr. Flett,	<i>Tellers.</i>
Mr. Terry,	
Mr. Morrice,	Mr. Egan,
Mr. Harpur,	Mr. Macpherson,
Mr. Rusden,	

Motion made by Mr. Caldwell, and Question put, That this House do now adjourn.

The House divided.

Ayes, 21.

Mr. Piddington,	Mr. Tighe,
Mr. Sutherland,	Dr. Lang,
Mr. Wisdom,	Mr. Love,
Mr. Stewart,	Mr. Dalley,
Mr. Caldwell,	<i>Tellers.</i>
Mr. Buchanan,	
Mr. Terry,	Mr. Dalgleish,
Mr. Sadleir,	Mr. Lucas,
Mr. W. Forster,	
Mr. Leary,	
Mr. Cunneen,	
Mr. Flett,	
Mr. Wilson,	
Mr. Mate,	
Mr. Eagar,	

Noes, 27.

Mr. Cowper,	Mr. Lackey,
Mr. Smart,	Mr. Gordon,
Mr. Robertson,	Mr. Macleay,
Capt. Moriarty,	Mr. Dangar,
Mr. Driver,	Mr. Close,
Mr. Hart,	Mr. Sutor,
Mr. Hannell,	Mr. Rusden,
Mr. Holroyd,	Mr. Shepherd,
Mr. Allen,	Mr. Harpur,
Mr. Morrice,	Mr. Morris,
Mr. Darvall,	<i>Tellers.</i>
Mr. Garrett,	
Mr. Burdekin,	Mr. Egan,
Mr. Weckes,	Mr. Macpherson,
Mr. C. Cowper, junr.,	

Motion made by Mr. Leary, and Question,—That this Debate be now adjourned,—put and passed (after Debate).

Motion then made by Mr. Leary, and Question,—That this Debate be resumed on this day fortnight,—put and passed.

The House adjourned, on motion of Mr. Cowper, at two minutes before Twelve o'clock, until Tuesday next at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, JULY 14.

QUESTIONS:—

1. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—

- (1.) Have the Locomotive Engines for the Windsor Line of Railway been ordered?
- (2.) Were advertisements calling for Tenders to supply those Engines inserted in the *Government Gazette* and in Colonial Newspapers; if so, on what date?
- (3.) Who prepared the indent for those Engines?
- (4.) Were Orders transmitted to the Colonial Agent, or other person in Great Britain, to call for public competition by tender for the manufacture of those Engines in Great Britain?
- (5.) Was the expenditure of money for the purchase of those Engines authorized by Vote of Parliament; if so, what Vote?

2. MR. DALGLEISH *to ask* THE SECRETARY FOR PUBLIC WORKS,—
- (1.) What sum of money has been expended on the Breakwater at the Clarence River Heads?
 - (2.) How often has the Engineer for Harbours and Rivers visited the works in progress there, and the date of such visits?
 - (3.) What sum of money has been expended on the Breakwater at Moruya?
 - (4.) Have the works been carried out in accordance with original plans?
 - (5.) What portion of the projected work has been left undone?
 - (6.) Are there any grounds of dispute between the Government and the Contractor?
 - (7.) Has the Government Officer, appointed to certify to quantity of stone weighed, certified for the quantities claimed to be paid for by the Contractor?
 - (8.) How often has the Engineer for Harbours and Rivers visited the works in progress there, and the date of such visits?
 - (9.) What was the original Estimate for the work as per plan?
 - (10.) Has the original Estimate been exceeded; if so, how much?
3. MR. DALGLEISH *to ask* THE SECRETARY FOR PUBLIC WORKS,—
- (1.) If he is aware that charges of drinking Spirits to excess, and fighting, or challenging their fellow Draftsmen to fight, in the Public Works Office, and in office hours, have been laid before Mr. Whitton, the Engineer for Railways?
 - (2.) Were the Officers called upon to disprove the charge; and, have they done so?
 - (3.) Are the Officers in question still in the Government service?
4. MR. HOLROYD *to ask* THE COLONIAL TREASURER,—When he will lay upon the Table of this House, the remainder of the Return of all persons in the Government Service who have been required to give Security with sureties, stating the Office held by each person respectively, the date of each appointment, the amount of sureties in each case, the names of the sureties, and when the sureties, in each case, were entered into, and of those who have not yet completed their Bonds; the Return having been ordered to be laid upon the Table of this House on the 29th of August, 1862?
5. MR. TERRY *to ask* THE SECRETARY FOR PUBLIC WORKS,—
- (1.) If it is the intention of the Government to place a sum of money on the Estimates for a Railroad from Muswellbrook to Mudgee?
 - (2.) If the survey for the line is completed?
 - (3.) And will the Government have any objection to place the plans, levels, and sections, &c., on the Table of the House?
6. MR. MORRIS *to ask* THE COLONIAL TREASURER,—Whether he will state to the House, the amount of all Customs Duties collected on goods passing from South Australia, by way of the River Murray, which have been paid annually to the Colonies of New South Wales and Victoria respectively, since the passing of the Act, 21 Vic., No. 2?
7. MR. GORDON *to ask* THE SECRETARY FOR LANDS,—Is it the intention of the Government to construct a Bridge across the Tenterfield Creek; and what steps have been taken during the last eight months to ascertain the proper site?
8. MR. TERRY *to ask* THE COLONIAL SECRETARY,—If it is the intention of the Government to issue to the Members of this House, a copy of the Private Acts of the Colony, uniform with the Public Acts already supplied?
9. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—
- (1.) If a new contract has been accepted for the completion of the Telegraph and Post Office, Murrurundi, through the failure or refusal of Mr. Barlow, and his Bondsmen to complete their contract?
 - (2.) What date was Barlow's contract signed, and how long was he allowed to complete the building?
 - (3.) When will the building be ready for the use of the Telegraph and Post Departments?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. EAGAR *to move*, That there be laid upon the Table of this House, copies of any correspondence which may have passed between the Steam Navigation Board and the Government in reference to the collision between the Steamers "Kembla" and "Hunter"; and also copies of any correspondence between the Government and the Trinity Board in reference to the said collision.
2. DR. LANG *to move* for leave to bring in a Bill to incorporate the Presbyterian College in connection with the University of Sydney.
3. DR. LANG *to move* for leave to bring in a Bill to Legalize the Exchange of a portion of the allotment of the Scots Church, Sydney, and to authorize the re-erection of the Tower of the said Church on its present foundation.
4. MR. ALLEN *to move*, That the Report of the Select Committee laid on the Table of this House last Session in the case of Isabella Mary Kelly, be now adopted.
5. MR. HOLROYD *to move*, That there be laid upon the Table of this House, copies of any agreements for letting or leasing the Wharf and Pier at Wollongong; also returns of all wharfage dues received, specifying the names of those from whom dues have been received, and the amounts paid by each since the 1st day of January, 1860, to the 1st of July, 1863.
6. MR. HOLROYD *to move*, That there be laid upon the Table of this House, copies of all Correspondence between the late Manager of the Railway, Mr. C. J. Nealds, and any member of the Government, in reference to that gentleman's suspension and dismissal; also copies of the commission, evidence, and report, on the charges brought against Mr. C. J. Nealds.

7. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all Minutes of the Executive Council in reference to the suspension and dismissal of Mr. C. J. Nealds, as Manager of the Railway.
8. MR. HOLROYD to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to prohibit the payment in certain trades of wages in goods, or otherwise than in the current Coin of the Realm.
9. MR. HOLROYD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider whether it is desirable to introduce a Bill to amend an Act, intituled "*An Act for regulating the trade or business of Pawnbrokers in New South Wales.*"
10. MR. DALGLEISH to move, That Copies of all Evidence taken before the Collector of Customs, together with all other documents and papers, relating to the seizure of 188 boxes of cigars, on board the "Ellen Lewis," Stephen Hellon, Master, in April last, be laid upon the Table of this House.
11. MR. WILSON to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the present state and management of the Lunatic Asylums, and that leave be granted to said Committee to visit and inspect the different Institutions, accompanied by a Shorthand Writer.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Martin, Mr. Holroyd, Mr. W. Forster, Mr. Harpur, Mr. Allen, Mr. Piddington, Mr. Lucas, Mr. Hart, and the Mover.
12. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of Proceedings before any Magistrate or Magistrates at Liverpool, having reference to the death of John Hart, in the Benevolent Asylum of that town, on or about 23 September 1862.
 - (2.) Copies of proceedings at the Coroner's Inquest held at the Police Office, Liverpool, on the body of the said John Hart.
 - (3.) Copies of all Correspondence between the Executive Government and any person or persons on the same subject.
13. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Executive Government, or the Denominational Board, or the Dean of Sydney, and any person or persons; also of any Memorial or Petition; also of any Minute of the Executive Government, or the Denominational Board aforesaid, having reference to the discontinuance of the Canberra Denominational School, and the removal or dismissal of Mr. Andrew Wotherspoon from the office of Teacher to the said School.
14. MR. MARTIN to move for leave to bring in a Bill to amend the Insolvency Laws.
15. MR. DRIVER to move, That the Report of the Select Committee appointed to inquire into and report upon the Management of the Central Police Office, presented to this House on the 12th December last, be now adopted.
16. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates for the ensuing year a sum of money equal to the amount of the balance now remaining of the proceeds of the Sale of the Goods of John Cockerell seized and sold by the Government, with the view of refunding the same.
17. MR. EAGAR to move, That the Petition presented by him on the 7th July, relative to the Seamen's Laws Amendment Bill, be printed.
18. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
19. MR. HOLROYD to move for leave to bring in a Bill to improve the Administration of the Law so far as respects summary proceedings before Justices of the Peace.
20. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all Correspondence between the Law Institute, the Judges of the Supreme Court, and the Government, in reference to certain letters addressed by the Chief Commissioner of the Insolvent Court to the Official Assignees, relative to the appointment of a Solicitor to the Insolvent Court, as well as copies of all letters addressed by the Chief Commissioner to the Official Assignees in relation thereto, and of all Correspondence between the Government and the Chief Commissioner on the same subject.
21. MR. SAMUEL to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of all Correspondence and Minutes of the Executive Council, having reference to the recommendation of Mr. Justice Cary, that the Court of Quarter Sessions should be removed from Wellington.
 - (2.) Copies of all Correspondence having reference to the Absence of Mr. Justice Cary from Wellington, on the 16th June last, the day fixed for holding the Court of Quarter Sessions thereat.

22. MR. DANGAR to move, That the Petition from Muswellbrook, presented by him on the 8th July, relative to "The Pastoral Interests Contribution Bill," be printed.
23. MR. SAMUEL to move,—
 (1.) That the Bill to establish and incorporate a Company to be called the "Waratah Coal Company," and to authorize the making a Railway for the purposes of the said Company, be referred to a Select Committee.
 (2.) That such Committee consist of the following Members:—Mr. Arnold, Mr. Garrett, Mr. Hannell, Mr. Lucas, Mr. Sadleir, Mr. Piddington, Mr. Stewart, Mr. Gordon, Mr. Flett, and the Mover.
24. MR. HARPUR to move, That the Petition of N. L. Kentish, presented by him on the 2nd July, be printed.
25. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Return showing the number of Miners' Rights, Leases, and Licenses, issued by each Assistant and Sub-Gold Commissioner in the different Gold Commissioners' Districts, from 1st January to 30th June, 1863, distinguishing those issued to British Subjects and Aliens.
26. MR. WILSON to move, That the Petition presented by him on the 10th July, from Burrangong, relative to the insecurity of Life and Property at that place, be printed.
27. MR. LACKEY to move,—
 (1.) That there be laid upon the Table of this House, a copy of the conditions under which tenders were called for, for the leasing of the Railways of the Colony.
 (2.) Copies of the tenders sent in, with the names of the tenderers and sureties.
 (3.) Copies of replies from the Minister for Public Works to parties who tendered.
 (4.) Any other communications, having reference thereto, between the Works Department and parties who tendered.
28. MR. SADLEIR to move the following Resolutions:—
 (1.) That the present insecurity both of life and property, more especially in the South and Western Districts of the Colony, is such as to require the immediate consideration of this House.
 (2.) That the present Police system is both expensive and unsuitable; and that, in the construction of a Police Force, a Semi-Military Police, as at present established, is only calculated as a substitution for a Military Force acting in cases of popular outbreak;—wherefore, the House is of opinion, That the present staff of officers of Inspectors, Sub-Inspectors, Superintendents, &c., had better be abolished—Police Magistrates presiding in Police Districts, and co-operating with each other, being substituted; that the number of subordinate officers and constables be increased, if necessary; and that the equipment of the Police be of the most simple character, fit for bush service.
 (3.) That the centralization of the Police Force, under an Inspector General of Police, not only fetters the freedom of action of the Police, but is viewed with distrust;—therefore, that the office be abolished, and the Colonial Secretary, as directly responsible to this House, be chargeable with the Police arrangements.
 (4.) That the said Resolutions be presented, in the way of Address, to His Excellency the Governor, praying that, from the urgent necessity of the case, a Bill may be introduced into Parliament, this Session, so as to carry out the principles of these Resolutions.
29. MR. SADLEIR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 (1.) The whole of the Correspondence which has taken place between the Patrons of the National School, at Seaham, and the National Board of Education, in respect to the Teacher of said School, and the cause of the Teacher being withdrawn from the School.
 (2.) Also to state why the said Teacher, as Head Master of the William-street National School, Sydney, was removed to Seaham, and since removed from there to Murrurundi.

WEDNESDAY, JULY 15.

Contingent Notice of Motion;—

1. MR. HOIT to move, (*on the Motion being made for the second reading of the Public Education Bill*)—
 (1.) That the Bill before this House, "to promote Elementary Education," is not, in the opinion of this House, suitable to the requirements of this Colony.
 (2.) That the education of the people is a matter of such vital importance to the well-being of the community, as to render it expedient to place the same, and the moneys voted by Parliament for the purpose, under the control of a responsible Minister of the Crown, and not under that of a Board as in the Bill before the House, or of Boards as at present.
 (3.) That, in order to ensure the highest proficiency amongst the teachers, to stimulate them to maintain the most efficient schools, and to encourage them to procure and retain the largest number of scholars, it is expedient to remunerate them by fees, fixed by scale, according to the number of scholars, and the instruction imparted to each.
 (4.) That all schools in which the teachers receive fees from the Government shall be considered as public schools, and no applicant shall be refused admission as a pupil on account of the religious persuasion of either parent.

(5.)

(5.) That Inspectors be appointed by His Excellency the Governor, with the advice of the Executive Council, whose duties shall be to enquire into the general management of the public schools, examine the scholars on secular subjects; and, in order to fix the rate of fee to which the teacher is entitled, decide on the class to which each scholar belongs; and shall make a full report of the examination of each school to the Secretary for Public Education, which reports shall be at once laid before both Houses of Parliament, if sitting, or within seven days after the meeting thereof.

(6.) That every person who may have obtained a degree at one of the European or American Colleges, or who, after examination by the Inspectors, may be found competent to teach, as well as every teacher on the staff of either the Denominational or the National Institutions, shall be entitled to a license from the Secretary for Public Instruction, to teach where he pleases, and receive fees as aforesaid.

(7.) That in case a licensed teacher be guilty of a misdemeanour, or of conduct unbecoming a gentleman, it shall be lawful for the Secretary for Public Education to suspend or cancel the license of such teacher without prejudice to any criminal or civil proceedings that may be instituted against him, and from that date, or until his suspension be annulled, no further fees for teaching will be allowed to him out of the Public Treasury; but so long as the teaching of a schoolmaster be consistent with the laws of God, of this Country, and of good morals, it shall not be lawful to interfere with him on account of his religious principles, or religious teaching—the parents themselves being the sole judges of what kind of religious instruction they conceive to be best suited to secure the temporal and spiritual welfare of their children.

(8.) That no limit be placed in the number of teachers to be licensed (provided only they be competent), more especially as the mere licensing of teachers will be no expense to the Government, since a teacher without scholars would receive no fees.

(9.) That an Address be presented to the Governor, praying that His Excellency will be pleased to cause a Bill to be prepared embodying the above resolutions, and laid before the House at an early opportunity.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. SMART to move for leave to bring in a Bill to consolidate and amend the Laws relating to Customs.
2. MR. ROBERTSON to move, That this House will, on Thursday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Pastoral Interests Contribution Bill.
3. MR. ROBERTSON to move, That this House will, on Thursday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing an Impounding Bill.
4. MR. COWPER to move,—
 - (1.) That the Select Committee appointed to inquire and report what buildings would be suitable and necessary for Penal, Reformatory, and Charitable Establishments, be authorized to make visits of inspection to any proposed site.
 - (2.) That the said Committee be authorized to require the services of a Short-hand writer in such visits.

ORDERS OF THE DAY :—

1. Public Education Bill; second reading.
2. Municipalities Law Amendment Bill; to be considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DARVALL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1863, the sum of £2,000, for the enlargement of the Culverts made through Railway Embankment in Bank-street, East Maitland, and under the Morpeth Road contiguous to that Embankment.
2. MR. GARRETT to move, That the Petition presented by him on the 8th July, from the Municipality of Wollongong, be printed.
3. MR. W. FORSTER to move, That there be laid upon the Table of this House,—
 - (1.) Copy of advertisement in the *Government Gazette*, calling for tenders for eighteen Locomotive Engines for the public Railways.
 - (2.) The form of tender attached to the specification for the Engines in question.
 - (3.) Copies of all tenders received by the Government in consequence.
 - (4.) Copies of all Correspondence between the Government and any person or persons having reference to the above subject.

FRIDAY, JULY 17.

QUESTIONS :—

1. MR. MACPHERSON to ask THE SECRETARY FOR LANDS,—
 - (1.) What portion of the Vote for Subordinate Roads, which was appropriated last Session to be expended on the Western and Southern Roads during 1863, has been expended, or placed to the credit of Local Trustees for that purpose, in the Electoral District of Central Cumberland?
 - (2.) On which of the Roads in the Electoral District of Central Cumberland has any, and what, expenditure been made, or authorized to be made, by Local Trustees, during the present year?
2. MR. BURDEKIN to ask THE SECRETARY FOR PUBLIC WORKS,—When Tenders will be called for the Post and Telegraph Office, Tamworth?

OTHER

OTHER BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Macleay, "That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1864, a sum not exceeding £25,000, for the support of Ministers of the English and Roman Catholic Churches, or of Presbyterian, Wesleyan, or other denominations, where the members are in sufficient number, at the rate of £300 to each Clergyman, at the following places:—Deniliquin, Wentworth, Hay, Albury, Tumut, Gundagai, Wagga Wagga, Lambing Flat, Lachlan Gold Fields, Condobolin, Bulligal, Molong, Orange, Wellington, Dubbo, Fort Bourke, Walgett, Coonabarabran, Coonamble, Warialda, Moree, M'Intyre District, Wee Waa, Narrabri, Rylstone, Turon, Gunnedah, Murrurundi, Hargraves, Louisa Creek, Carroll, Nundle, Bundarra, Bingera, Tenterfield, Dundee, Glen Innes, Wellingrove, Eden, Bombala, Kiandra, Nimmity-bell, the Gulf Diggings, Shoalhaven, Ulladulla, Araluen, and Binda."—Upon which Mr. Love had moved the Previous Question.

NOTICES OF MOTION:—

1. MR. RUSDEN to move, That it is the opinion of this House that a New Commission of the Peace should be issued immediately.
2. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.

TUESDAY, JULY 21.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DALGLEISH to move, That it be an Order of this House for the present Session, that any new item of expenditure in Committee of Supply, or new clause of a Bill in Committee of the Whole House, shall be considered to be New Business.
2. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
3. MR. HARPUR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the present year, a sum not exceeding £3,000, to be paid over to Mrs. Caroline Chisholm, as a public acknowledgment of the long course of valuable and gratuitous services rendered by that lady to the Colony, and to assist in placing her above the reach of want in her old age.
4. MR. R. FORSTER to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, with the view of resuming the inquiry into, and reporting upon, the allegations contained in the Petition of Thomas Duke Allen, late Gaoler at Parramatta, presented to this House on the 21st August, 1862.
 - (2.) That the Evidence taken before, and the Progress Report made by, the Select Committee of last Session, be referred to such Committee.
 - (3.) That such Committee consist of the following Members:— Mr. Cowper, Mr. W. Forster, Mr. Dangar, Mr. Sutherland, Mr. Lackey, Mr. Love, Mr. Morrice, Mr. Holroyd, Mr. Macpherson, and the Mover.
5. MR. DALGLEISH to move, That there be laid upon the Table of this House, copies of the Specifications prepared and sent to Great Britain for the Eighteen Locomotive Engines recently ordered, together with the name of the Officer who prepared the Specifications; and distinguishing the Lines on which they are intended to run, by the letters W, for Western, N, for Northern, S, for Southern Lines.
6. MR. RUSDEN to move,—
 - (1.) That a Select Committee be appointed to inquire into the Management of the Department of Lands, with power to call for persons and papers.
 - (2.) Such Committee to consist of the following Members:—Mr. Cowper, Mr. Love, Mr. Allen, Mr. Eagar, Mr. Wilson, Mr. Lucas, Mr. Harpur, Mr. Martin, Mr. Sadleir, and the Mover.
7. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Colonial and Imperial Governments, and with any person or persons, in reference to the appointment of an Inspector of Prisons, and also of any documents in the Colonial Secretary's Office in relation thereto.
8. MR. HOLROYD to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all Vessels which, under the Immigration Regulations, have brought Immigrants to this Colony, since the 1st day of January, 1860.
 - (2.) A Return of all Fines which have been inflicted upon Officers of such Vessels by the Immigration Board, specifying the names of such Officers, their rank, and the causes for which such Fines have been inflicted, during the same period.
 - (3.) All Correspondence in connection with the infliction of such Fines.
 - (4.) An Account shewing to what Fund such Fines have been paid, and in what manner they have or will be appropriated.

9. MR. HOLROYD to move, That there be laid upon the Table of this House,—
- (1.) Copy of a Petition, presented in 1857 to the Administrators of the Government, from certain Landowners at Kiama, praying that the land at Kiama, originally reserved for public recreation, might not be converted into a Burial-ground.
 - (2.) Copies of any other Petitions on the same subject.
 - (3.) Copies of all Correspondence with Mr. Joseph King and any other person or persons and the Government in relation thereto.
 - (4.) Copies of all reports of Surveyors, Surveyors General, or any other person, referring to the same.
10. DR. LANG to move, That, in the opinion of this House, the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, ought to be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years since.

WEDNESDAY, JULY 22.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Seamen's Laws Amendment Bill; second reading.

FRIDAY, JULY 24.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Church and School Lands Declaratory Bill:—Resumption of the adjourned Debate on the motion of Mr. Wilson, "That" this Bill be now read a second time,—upon which Mr. Cowper had moved by way of amendment—That all the words after the word "That" be omitted, with the view of inserting in their place, the words:—
"in the opinion of this House, the Church and School Estates, ought to be sold at the earliest possible period that they can be conveniently disposed of, and the proceeds thereof appropriated for the purposes of Religion, and the Education of youth in the Colony, in terms of the grant made by the Crown to the Trustees of Clergy and School Lands in New South Wales,"

TUESDAY, JULY 28.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Correspondence with the Government and any person or persons, in connection with the case of E. W. Perry, lately charged with fraud.
2. MR. HANNELL to move, That this House will, on Friday next; resolve itself into a Committee of the whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present year, a sum not exceeding £2,000, for the purpose of enclosing and improving that piece of Land "situated south of the Military Barracks at Newcastle," which has been reserved for public recreation.
3. MR. HANNELL to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The Expenses of maintaining the Harbour and Pilot Establishments at Newcastle, during the years 1860, 1861, and 1862, respectively.
 - (2.) The amount of Fees received by the above Establishments during the same periods.
4. DR. LANG to move, That this House, will on Friday next, resolve itself into a Committee of the whole, to take into consideration the propriety of Addressing His Excellency the Governor to place upon the Estimates, the sum of £10,000, for the purchase of the Buildings and Books of the Australian Subscription Library to serve as a nucleus and a temporary place of accommodation for the proposed Free Public Library.
5. MR. MATE to move, That the Petition from Robert Stewart, presented by him on the 10th July, be printed.

WEDNESDAY, AUGUST 5.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Suffrance Wharves, and to alter the Duty on Bonded Warehouses."

New South Wales.

No. 13.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 14 JULY, 1863.

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

Questions on Notice Paper for to-day :—

(*Mr. Dalgleish withdrew the Questions standing in his name, Nos. 1, 2, and 3.*)

- (1.) Securities given by Public Servants :—Mr. Holroyd asked the Colonial Treasurer, pursuant to Notice No. 4,—When he will lay upon the Table of this House the remainder of the Return of all persons in the Government Service who have been required to give Security with sureties, stating the Office held by each person respectively, the date of each appointment, the amount of sureties in each case, the names of the sureties, and when the sureties, in each case, were entered into, and of those who have not yet completed their Bonds; the Return having been ordered to be laid upon the Table of this House on the 29th of August, 1862?

Mr. Smart answered :—I beg to inform the Honorable Member, that, as soon as the Questions are answered, I am going to lay upon the Table of the House, Papers that I believe will complete the Returns asked for by him.

(*Mr. Terry withdrew the Question standing in his name, No. 5.*)

- (2.) River Murray Customs Duties :—Mr. Morris asked the Colonial Treasurer, pursuant to Notice No. 6,—Whether he will state to the House, the amount of all Customs Duties collected on goods passing from South Australia, by way of the River Murray, which have been paid annually to the Colonies of New South Wales and Victoria respectively, since the passing of the Act, 21 Vic. No. 2?

Mr. Smart answered :—In reply to the Honorable Member's Question, I beg to state that I am prepared to give all the information this Government can give him, that is, the amount of money received by the Government of New South Wales, which I believe to be equal to that received by the Government of Victoria. During the year 1859, the Sydney Government received £2,032 18s. 7d., and an additional sum of £283 13s. 9d.; in 1860, £2,173 15s. 7d.; in 1861, £3,880 9s.; and in 1862, £2,381 18s. 10d.

- (3.) Bridge Across Tenterfield Creek :—Mr. Gordon asked the Secretary for Lands, pursuant to Notice No. 7,—Is it the intention of the Government to construct a Bridge across the Tenterfield Creek; and what steps have been taken during the last eight months to ascertain the proper site?

Mr. Robertson answered :—I would say, with reference to this Bridge at Tenterfield, that the question stands in rather a peculiar position. The money was put upon the Estimates originally, without a proper calculation of the cost of the work, at the instance of the late Member for the District, Mr. Meston, and it was at that time said to be on a road of some importance. However, Parliament voted the money, and it was determined by the Government, on a report of the local Surveyor, to erect this bridge at Manners-street. Subsequently a petition, signed by a very large number of Inhabitants, objected to the erection of the bridge at Manners-street; a large number recommended that the bridge should be erected at Molesworth-street. Mr. McLean, the late Surveyor General, being then about to visit that neighbourhood, I directed him to examine into the matter; that gentleman recommended Molesworth-street. A large Public Meeting of the Inhabitants then discussed this question, and denounced Molesworth-street. The result is this, that there are two parties in the town nearly equally balanced—one in favour of Molesworth-street, and the other in favour of Manners-street—I think there is a majority of only one, and sometimes that majority is on one side and sometimes on the other. I have received deputations from each party, and I find that the Manners-street gentlemen say, "Rather than it shall be at Molesworth-street, we will have no bridge at all;" while the Molesworth-street gentlemen say,

"Rather

“ Rather than it shall be at Manners-street, we will have no bridge at all;” and the end of it is, that they have no bridge at all. If the Parliament had been acquainted with all the particulars of the case at the time the money was voted, I doubt whether the money would have been voted at all; and I greatly doubt whether a bridge is desirable there until there is some prospect of the Inhabitants of the District agreeing upon some reasonable course. I think it is very likely Government will take no further action. What we have done in the last eight months is this: finding that the department of Lands, through its officers, differed as to the proper site, we requested the Works department to let one of their officers examine into the matter, thinking we should be able to come to some conclusion; and I have had a reply from the Works department, saying that they have no officer in the neighbourhood to whom they would desire to entrust such a duty.

- (4.) Issue of Copies of Private Acts to Members of Assembly:—Mr. Terry asked the Colonial Secretary, pursuant to Notice No. 8,—If it is the intention of the Government to issue to the Members of this House, a copy of the Private Acts of the Colony, uniform with the Public Acts already supplied?

Mr. Cowper answered:—It is.

(Mr. Dangar withdrew the Question standing in his name, No. 9.)

2. Papers:—

(1.) Mr. Smart laid upon the Table, Further Returns to Order, in reference to “ Securities given by Public Servants,” made by the Legislative Assembly, on motion of Mr. Holroyd, on 29th Augst, 1862.

Ordered to be printed.

(2.) Mr. Cowper laid upon the Table:—

(1.) Return to Order, in reference to “ Real Property Act,” made by this House, on motion of Mr. Piddington, on 7th July, 1863.

Ordered to be printed.

(2.) Private Acts of New South Wales, from 3 Gul. IV. to 26 Vict., inclusive.—(1832-1862.)

3. Public Education Bill:—Mr. Dalley presented a Petition from certain Teachers of National and Denominational Schools, situate in Sydney and its suburbs, relative to Schools and Schoolmasters, praying for the embodiment of certain resolutions, as therein set forth, in any Education Bill which may be passed into law.

Petition received.

4. Matrimonial Causes Bill:—Mr. Holroyd presented a Petition from certain Inhabitants of the City of Sydney, praying that such a Bill may be passed.

Petition received.

5. Collision between the Steamers “ Kembla ” and “ Hunter:”—Mr. Eagar moved, pursuant to notice, That there be laid upon the Table of this House, copies of any correspondence which may have passed between the Steam Navigation Board and the Government in reference to the collision between the Steamers “ Kembla ” and “ Hunter ”; and also copies of any correspondence between the Government and the Trinity Board in reference to the said collision.

Question put and passed.

6. Presbyterian College Bill:—Dr. Lang moved, pursuant to notice, for leave to bring in a Bill to Incorporate the Presbyterian College in connection with the University of Sydney.

Debate ensued.

Question put and passed.

7. Exchange of Land, Scots Church, Jamison-street, Legalizing Bill:—Dr. Lang moved, pursuant to notice, for leave to bring in a Bill to Legalize the Exchange of a portion of the allotment of the Scots Church, Sydney, and to authorize the re-erection of the Tower of the said Church on its present foundation.

Debate ensued.

Question put and passed.

8. Motion Withdrawn:—Mr. Allen withdrew the Motion standing in his name, No. 4, on the Notice Paper for to-day.

9. Wharf and Pier at Wollongong:—Mr. Holroyd moved, pursuant to notice, That there be laid upon the Table of this House, copies of any agreements for letting or leasing the Wharf and Pier at Wollongong; also returns of all wharfage dues received, specifying the names of those from whom dues have been received, and the amounts paid by each since the 1st day of January, 1860, to the 1st of July, 1863.

Question put and passed.

10. Mr. C. J. Nealds, late Railway Traffic Manager:—

(1.) Mr. Holroyd moved, pursuant to notice, That there be laid upon the Table of this House, copies of all Correspondence between the late Manager of the Railway, Mr. C. J. Nealds, and any member of the Government, in reference to that gentleman's suspension and dismissal; also copies of the commission, evidence, and report, on the charges brought against Mr. C. J. Nealds.

Question put and passed.

(2.) Mr. Holroyd moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all Minutes of the Executive Council in reference to the suspension and dismissal of Mr. C. J. Nealds, as Manager of the Railway.

Question put and passed.

11. Payment of Wages in Money Compulsion Bill :—Mr. Holroyd moved, pursuant to notice, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to prohibit the payment in certain trades of wages in goods, or otherwise than in the current Coin of the Realm.
Question put and passed.
12. Pawnbrokers' Bill :—Mr. Holroyd moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider whether it is desirable to introduce a Bill to amend an Act, intituled "*An Act for regulating the trade or business of Pawnbrokers in New South Wales.*"
Question put and passed.
13. Seizure of Cigars on board the "Ellen Lewis" :—Mr. Dalgleish moved, pursuant to notice, That Copies of all Evidence taken before the Collector of Customs together with all other documents and papers, relating to the seizure of 188 boxes of cigars, on board the "Ellen Lewis," Stephen Hellon, Master, in April last, be laid upon the Table of this House.
Question put and passed.
14. Present State and Management of Lunatic Asylums :—Mr. Wilson moved, pursuant to notice,—
(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the present state and management of the Lunatic Asylums, and that leave be granted to said Committee to visit and inspect the different Institutions, accompanied by a Shorthand Writer.
(2.) That such Committee consist of Mr. Cowper, Mr. Martin, Mr. Holroyd, Mr. W. Forster, Mr. Harpur, Mr. Allen, Mr. Piddington, Mr. Lucas, Mr. Hart, and the Mover.
Debate ensued.
Question put and passed.
15. Death of John Hart in Benevolent Asylum at Liverpool :—Mr. W. Forster, with the concurrence of the House, moved, pursuant to *amended* Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
(1.) Copies of Proceedings before any Magistrate or Magistrates at Liverpool, having reference to the death of John Hart, in the Benevolent Asylum of that town, on or about 23 September, 1862.
(2.) Copies of proceedings at the Coroner's Inquest held at the Police Office, Liverpool, on the body of the said John Hart.
(3.) Copies of all Correspondence between the Executive Government and any person or persons on the same subject.
(4.) Copy of notice in *Gazette*, offering Reward for apprehension of Patrick Fagan, and Copy of Warrant for his apprehension.
Debate ensued.
Question put and passed.
16. Mr. Andrew Wotherspoon :—Mr. W. Forster, with the concurrence of the House, moved, pursuant to *amended* Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Executive Government, or the Denominational Board, or the Dean of Sydney, and any person or persons; also of any Memorial or Petition; also of any Minute of the Executive Government, or the Denominational Board aforesaid, having reference to the discontinuance of the Canberra Denominational School, and the removal or dismissal of Mr. Andrew Wotherspoon from the office of Teacher to the said School; also, any document having reference to the original establishment of the said School at Canberra, or to the arrangements made with Mr. George Campbell for that purpose.
Debate ensued.
Question put and passed.
17. Motions Withdrawn :—
(1.) Mr. Walker, on behalf of Mr. Martin, withdrew the Motion standing in Mr. Martin's name, No. 14 on the Notice Paper for to-day.
(2.) Mr. Driver withdrew the Motions standing in his name, Nos. 15 and 16 on the Notice Paper for to-day.
(3.) Mr. Dangar withdrew the Motion standing in his name, No. 18 on the Notice Paper for to-day.
18. Seamen's Laws Amendment Bill :—Mr. Eagar moved, pursuant to notice, That the Petition presented by him on the 7th July, relative to the Seamen's Laws Amendment Bill, be printed.
Question put and passed.
Ordered to be printed.
19. Appeal against Summary Proceedings before Justices of the Peace Bill :—
(1.) Mr. Holroyd moved, pursuant to notice, for leave to bring in a Bill to improve the Administration of the Law so far as respects summary proceedings before Justices of the Peace.
Question put and passed.
(2.) Mr. Holroyd having presented this Bill, intituled "*A Bill to improve the Administration of the Law as far as respects Summary Proceedings before Justices of the Peace,*" read a first time.
Ordered to be printed, and read a second time on Friday fortnight.

20. Chief Commissioner of Insolvent Court:—Mr. Holroyd, with the concurrence of the House, moved, pursuant to *amended* notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all Correspondence between the Law Institute, the Judges of the Supreme Court, and the Government, in reference to certain letters addressed by the Chief Commissioner of the Insolvent Court to the Official Assignees, relative to the appointment of a Solicitor to the Official Assignees, as well as copies of all letters addressed by the Chief Commissioner to the Official Assignees at any time upon the subject of Law Costs, and with relation to the appointment of a Solicitor to the Official Assignees, and of all Correspondence between the Government and the Chief Commissioner on the same subject.
Question put and passed.
21. Judge Cary—Administration of Justice:—Mr. Samuel moved, pursuant to *amended* notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
(1.) Copies of all Correspondence and Minutes of the Executive Council, having reference to the recommendation of Judge Cary, that the Court of Quarter Sessions should be removed from Wellington.
(2.) Copies of all Correspondence having reference to the Absence of Judge Cary from Wellington, on the 16th June last, the day fixed for holding the Court of Quarter Sessions thereat.
Debate ensued.
Question put and passed.
22. Motions Withdrawn:—Mr. Sadleir withdrew the Motions standing in his name, Nos. 28 and 29, on the Notice Paper for to-day.
23. Pastoral Interests Contribution Bill:—Mr. Dangar moved, pursuant to notice, That the Petition from Muswellbrook, presented by him on the 8th July, relative to "The Pastoral Interests Contribution Bill," be printed.
Question put and passed.
Ordered to be printed.
24. Waratah Coal Company's Incorporation Bill:—Mr. Samuel moved, pursuant to notice,—
(1.) That the Bill to establish and incorporate a Company to be called the "Waratah Coal Company," and to authorize the making a Railway for the purposes of the said Company, be referred to a Select Committee.
(2.) That such Committee consist of the following Members:—Mr. Arnold, Mr. Garrett, Mr. Hannell, Mr. Lucas, Mr. Sadleir, Mr. Piddington, Mr. Stewart, Mr. Gordon, Mr. Flett, and the Mover.
Question put and passed.
25. Mr. N. L. Kentish:—Mr. Harpur moved, pursuant to notice, That the Petition of N. L. Kentish, presented by him on the 2nd July, be printed.
Question put and passed.
Ordered to be printed.
26. Miners' Rights, &c., issued by Assistant and Sub-Gold Commissioners:—Mr. Buchanan moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Return shewing the number of Miners' Rights, Leases, and Licenses, issued by each Assistant and Sub-Gold Commissioner in the different Gold Commissioners' Districts, from 1st January to 30th June, 1863, distinguishing those issued to British Subjects and Aliens.
Question put and passed.
27. Motions dropped:
(1.) Mr. Wilson, not making the Motion standing in his name, No. 26 on the Notice Paper for to-day, it dropped.
(2.) Mr. Lackey not making the Motion standing in his name, No. 27 on the Notice Paper for to-day, it dropped.
The House adjourned at Twenty-six minutes after Ten o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, JULY 15.

QUESTIONS:—

1. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—
(1.) Have the Locomotive Engines for the Windsor Line of Railway been ordered?
(2.) Were advertisements calling for Tenders to supply those Engines inserted in the *Government Gazette* and in Colonial Newspapers; if so, on what date?
(3.) Who prepared the indent for those Engines?

(4.)

- (4.) Were Orders transmitted to the Colonial Agent, or other person in Great Britain, to call for public competition by tender for the manufacture of those Engines in Great Britain?
- (5.) Was the expenditure of money for the purchase of those Engines authorized by Vote of Parliament; if so, what Vote?
2. MR. DALGLEISH *to ask* THE SECRETARY FOR PUBLIC WORKS,—
- (1.) What sum of money has been expended on the Breakwater at the Clarence River Heads?
- (2.) How often has the Engineer for Harbours and Rivers visited the works in progress there, and the date of such visits?
- (3.) What sum of money has been expended on the Breakwater at Moruya?
- (4.) Have the works been carried out in accordance with original plans?
- (5.) What portion of the projected work has been left undone?
- (6.) Are there any grounds of dispute between the Government and the Contractor?
- (7.) Has the Government Officer, appointed to certify to the quantity of stone weighed, certified for the quantities claimed to be paid for by the Contractor?
- (8.) How often has the Engineer for Harbours and Rivers visited the works in progress there, and the date of such visits?
- (9.) What was the original Estimate for the work as per plan?
- (10.) Has the original Estimate been exceeded; if so, how much?
3. MR. DALGLEISH *to ask* THE SECRETARY FOR PUBLIC WORKS,—
- (1.) If he is aware that charges of drinking Spirits to excess, and fighting, or challenging their fellow Draftsmen to fight, in the Public Works Office, and in office hours, have been laid before Mr. Whitton, the Engineer for Railways?
- (2.) Were the Officers called upon to disprove the charge; and, have they done so?
- (3.) Are the Officers in question still in the Government service?
4. MR. WILSON *to ask* THE COLONIAL TREASURER,—
- (1.) Are the Finances of the Colony in such a state as to warrant any further reduction of the Export Duty on Gold?
- (2.) If so, is it intended by the Government to propose such reduction during the present Session?
5. MR. W. FORSTER *to ask* THE COLONIAL SECRETARY,—
- (1.) Is it the intention of the Government to introduce, during the present Session, a Bill to appropriate the proceeds of the Church and School Lands in the form of a special Fund for purposes of Religion and Education, in terms of the resolution moved by the Chief Secretary on Friday, the 10th instant, by way of amendment on the second reading of the Church and School Lands Declaratory Bill?
- (2.) If so, when will such Bill be introduced?
- (3.) Is it intended that the Appropriation for Religious Purposes shall be represented by the smallest coin of the realm,—or, in other words, merely nominal?
6. MR. TERRY *to ask* THE SECRETARY FOR PUBLIC WORKS,—
- (1.) If it is the intention of the Government to place a sum of money on the Estimates for a Railroad from Muswellbrook to Mudgee?
- (2.) If the survey for the line is completed?
- (3.) And will the Government have any objection to place the plans, levels, and sections, &c., on the Table of the House?
7. MR. EAGAR *to ask* THE COLONIAL TREASURER,—
- (1.) Was it by the Colonial Treasurer's authority that the Argyle-street Bonded Warehouse was closed to the Public on Tuesday, the 14th instant?
- (2.) Will the Colonial Treasurer state the reason for the Bond being so closed?
- (3.) Why notice of any contemplated closing of said Bond was not issued on the previous day, so as to prevent inconvenience to the Mercantile Public?
8. DR. LANG *to ask* THE COLONIAL TREASURER,—Whether the Steamship "Pluto" had more than one boat on board when she left this Port, and, if not, whether such provision was sufficient for the safety of those on board in the event of disaster to the Steamer, or in accordance with the Act in such cases made and provided?
9. MR. DRIVER *to ask* THE COLONIAL SECRETARY,—
- (1.) Have any claims for compensation been made to the Government in respect of certain properties at Forbes, which properties were pulled down by the Police to arrest the progress of the great fire in February last?
- (2.) Is it intended to make any compensation?
- (3.) What is the cause of the delay in making such compensation?
10. MR. DRIVER *to ask* THE COLONIAL SECRETARY,—Do the Government intend to introduce, during the present Session of Parliament, any measure for the regulation and licensing of carriers.

Contingent Notice of Motion:—

1. MR. HOLT *to move*, (on the Motion being made for the second reading of the Public Education Bill)—
- (1.) That the Bill before this House, "to promote Elementary Education," is not, in the opinion of this House, suitable to the requirements of this Colony.
- (2.) That the education of the people is a matter of such vital importance to the well-being of the community, as to render it expedient to place the same, and the moneys voted by Parliament for the purpose, under the control of a responsible Minister of the Crown, and not under that of a Board as in the Bill before the House, or of Boards as at present.

(3.) That, in order to ensure the highest proficiency amongst the teachers, to stimulate them to maintain the most efficient schools, and to encourage them to procure and retain the largest number of scholars, it is expedient to remunerate them by fees, fixed by scale, according to the number of scholars, and the instruction imparted to each.

(4.) That all schools in which the teachers receive fees from the Government shall be considered as public schools, and no applicant shall be refused admission as a pupil on account of the religious persuasion of either parent.

(5.) That Inspectors be appointed by His Excellency the Governor, with the advice of the Executive Council, whose duties shall be to enquire into the general management of the public schools, examine the scholars on secular subjects; and, in order to fix the rate of fee to which the teacher is entitled, decide on the class to which each scholar belongs; and shall make a full report of the examination of each school to the Secretary for Public Education, which reports shall be at once laid before both Houses of Parliament, if sitting, or within seven days after the meeting thereof.

(6.) That every person who may have obtained a degree at one of the European or American Colleges, or who, after examination by the Inspectors, may be found competent to teach, as well as every teacher on the staff of either the Denominational or the National Institutions, shall be entitled to a license from the Secretary for Public Instruction, to teach where he pleases, and receive fees as aforesaid.

(7.) That in case a licensed teacher be guilty of a misdemeanour, or of conduct unbecoming a gentleman, it shall be lawful for the Secretary for Public Education to suspend or cancel the license of such teacher without prejudice to any criminal or civil proceedings that may be instituted against him, and from that date, or until his suspension be annulled, no further fees for teaching will be allowed to him out of the Public Treasury; but so long as the teaching of a schoolmaster be consistent with the laws of God, of this Country, and of good morals, it shall not be lawful to interfere with him on account of his religious principles, or religious teaching—the parents themselves being the sole judges of what kind of religious instruction they conceive to be best suited to secure the temporal and spiritual welfare of their children.

(8.) That no limit be placed in the number of teachers to be licensed (provided only they be competent), more especially as the mere licensing of teachers will be no expense to the Government, since a teacher without scholars would receive no fees.

(9.) That an Address be presented to the Governor, praying that His Excellency will be pleased to cause a Bill to be prepared embodying the above resolutions, and laid before the House at an early opportunity.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. SMART to move for leave to bring in a Bill to consolidate and amend the Laws relating to Customs.
2. MR. ROBERTSON to move, That this House will, on Thursday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Pastoral Interests Contribution Bill.
3. MR. ROBERTSON to move, That this House will, on Thursday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing an Impounding Bill.
4. MR. COWPER to move,—
 - (1.) That the Select Committee appointed to inquire and report what buildings would be suitable and necessary for Penal, Reformatory, and Charitable Establishments, be authorized to make visits of inspection to any proposed site.
 - (2.) That the said Committee be authorized to require the services of a Short-hand writer in such visits.
5. MR. COWPER to move, That the Order of the Day, for the consideration in Committee of the "Orders of Sequestration in Insolvency Validating Bill," which lapsed in Committee of the Whole, on the 8th July, be restored to the Paper, and stand an Order of the Day for to-morrow.

ORDERS OF THE DAY :—

1. Public Education Bill; second reading.
2. Municipalities Law Amendment Bill; to be considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DARVALL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1863, the sum of £2,000, for the enlargement of the Culverts made through Railway Embankment in Bank-street, East Maitland, and under the Morpeth Road contiguous to that Embankment.
2. MR. GARRETT to move, That the Petition presented by him on the 8th July, from the Municipality of Wollongong, be printed.
3. MR. W. FORSTER to move, That there be laid upon the Table of this House,—
 - (1.) Copy of advertisement in the *Government Gazette*, calling for tenders for eighteen Locomotive Engines for the public Railways.
 - (2.) The form of tender attached to the specification for the Engines in question.
 - (3.) Copies of all tenders received by the Government in consequence.
 - (4.) Copies of all Correspondence between the Government and any person or persons having reference to the above subject.

4. MR. SADLER to move the following Resolutions:—
- (1.) That the present insecurity both of life and property, more especially in the South and Western Districts of the Colony, is such as to require the immediate consideration of this House.
 - (2.) That the present Police system is both expensive and unsuitable; and that, in the construction of a Police Force, a Semi-Military Police, as at present established, is only calculated as a substitution for a Military Force acting in cases of popular outbreak;—wherefore, the House is of opinion, That the present staff of officers of Inspectors, Sub-Inspectors, Superintendents, &c., had better be abolished—Police Magistrates presiding in Police Districts, and co-operating with each other, being substituted; that the number of subordinate officers and constables be increased, if necessary; and that the equipment of the Police be of the most simple character, fit for bush service.
 - (3.) That the centralization of the Police Force, under an Inspector General of Police, not only fetters the freedom of action of the Police, but is viewed with distrust;—therefore, that the office be abolished, and the Colonial Secretary, as directly responsible to this House, be chargeable with the Police arrangements.
 - (4.) That the said Resolutions be presented, in the way of Address, to His Excellency the Governor, praying that, from the urgent necessity of the case, a Bill may be introduced into Parliament, this Session, so as to carry out the principles of these Resolutions.
5. MR. SADLER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) The whole of the Correspondence which has taken place between the Patrons of the National School, at Seaham, and the National Board of Education, in respect to the Teacher of said School, and the cause of the Teacher being withdrawn from the School.
 - (2.) Also a statement of the reason why the said Teacher, as Head Master of the William-street National School, Sydney, was removed to Seaham, and since removed from there to Murrurundi.

THURSDAY, JULY 16.

QUESTION:—

1. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—
- (1.) If a new contract has been accepted for the completion of the Telegraph and Post Office, Murrurundi, through the failure or refusal of Mr. Barlow, and his Bondsmen to complete their contract?
 - (2.) What date was Barlow's contract signed, and how long was he allowed to complete the building?
 - (3.) When will the building be ready for the use of the Telegraph and Post Departments?

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. WALKER to move, That there be laid upon the Table of this House, a Return of the number of Liens on Yearly Crops, which have been registered under the Act, 26 Victoria, No. 10, with the amounts severally secured thereby, and the names of the Districts in which such liens have been effected, for the half-year commencing 1st January, and ending 30th June, 1863.

FRIDAY, JULY 17.

QUESTIONS:—

1. MR. MACPHERSON to ask THE SECRETARY FOR LANDS,—
- (1.) What portion of the Vote for Subordinate Roads, which was appropriated last Session to be expended on the Western and Southern Roads during 1863, has been expended, or placed to the credit of Local Trustees for that purpose, in the Electoral District of Central Cumberland?
 - (2.) On which of the Roads in the Electoral District of Central Cumberland has any, and what, expenditure been made, or authorized to be made, by Local Trustees, during the present year?
2. MR. BURDEKIN to ask THE SECRETARY FOR PUBLIC WORKS,—When Tenders will be called for the Post and Telegraph Office, Tamworth?
3. MR. HART to ask THE COLONIAL SECRETARY,—When will the Returns relative to Patents and Inventions, ordered by this House in the Session of 1861 and 1862, be laid upon the Table?

OTHER

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Macleay, "That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1864, a sum not exceeding £25,000, for the support of Ministers of the English and Roman Catholic Churches, or of Presbyterian, Wesleyan, or other denominations, where the members are in sufficient number, at the rate of £300 to each Clergyman, at the following places:—Deniliquin, Wentworth, Hay, Albury, Tumut, Gundagai, Wagga Wagga, Lambing Flat, Lachlan Gold Fields, Condobolin, Bulligal, Molong, Orange, Wellington, Dubbo, Fort Bourke, Walgett, Coonabarabran, Coonamble, Warialda, Moree, M'Intyre District, Wee Waa, Narrabri, Rylstone, Turon, Gunnedah, Murrurundi, Hargraves, Louisa Creek, Carroll, Nundle, Bundarra, Bingera, Tenterfield, Dundee, Glen Innes, Wellingrove, Eden, Bombala, Kiandra, Nimmity-bell, the Gulf Diggings, Shoalhaven, Ulladulla, Araluen, and Binda."—Upon which Mr. Love had moved the Previous Question.
2. Payment of Wages in Money Compulsion Bill:—Consideration in Committee of the propriety of introducing this Bill.
3. Pawnbrokers Bill:—Consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION:—

1. MR. RUSDEN to move, That it is the opinion of this House that a New Commission of the Peace should be issued immediately.
2. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.
3. MR. DALLEY to move, That the Petition of Teachers of National and Denominational Schools, situated in Sydney and its Suburbs, presented by him, on Tuesday, the 14th July, be printed.
4. MR. COWPER to move for leave to bring in a Bill to amend and consolidate the Laws relating to the Sydney Corporation.

TUESDAY, JULY 21.

QUESTION:—

1. MR. LORD to ask THE SECRETARY FOR PUBLIC WORKS,—When Tenders will be called for the construction of the Bridge across the Macquarie River at Dubbo?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DALGLEISH to move, That it be an Order of this House for the present Session, that any new item of expenditure in Committee of Supply, or new clause of a Bill in Committee of the Whole House, shall be considered to be New Business.
2. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
3. MR. HARPUR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the present year, a sum not exceeding £3,000, to be paid over to Mrs. Caroline Chisholm, as a public acknowledgment of the long course of valuable and gratuitous services rendered by that lady to the Colony, and to assist in placing her above the reach of want in her old age.
4. MR. R. FORSTER to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, with the view of resuming the inquiry into, and reporting upon, the allegations contained in the Petition of Thomas Duke Allen, late Gaoler at Parramatta, presented to this House on the 21st August, 1862.
 - (2.) That the Evidence taken before, and the Progress Report made by, the Select Committee of last Session, be referred to such Committee.
 - (3.) That such Committee consist of the following Members:—Mr. Cowper, Mr. W. Forster, Mr. Dangar, Mr. Sutherland, Mr. Lackey, Mr. Love, Mr. Morrice, Mr. Holroyd, Mr. Macpherson, and the Mover.
5. MR. DALGLEISH to move, That there be laid upon the Table of this House, copies of the Specifications prepared and sent to Great Britain for the Eighteen Locomotive Engines recently ordered, together with the name of the Officer who prepared the Specifications; and distinguishing the Lines on which they are intended to run, by the letters W, for Western, N, for Northern, S, for Southern Lines.
6. MR. RUSDEN to move,—
 - (1.) That a Select Committee be appointed to inquire into the Management of the Department of Lands, with power to call for persons and papers.
 - (2.) Such Committee to consist of the following Members:—Mr. Cowper, Mr. Love, Mr. Allen, Mr. Eagar, Mr. Wilson, Mr. Lucas, Mr. Harpur, Mr. Martin, Mr. Sadleir, and the Mover.

7. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Colonial and Imperial Governments, and with any person or persons, in reference to the appointment of an Inspector of Prisons, and also of any documents in the Colonial Secretary's Office in relation thereto.
8. MR. HOLROYD to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all Vessels which, under the Immigration Regulations, have brought Immigrants to this Colony, since the 1st day of January, 1860.
 - (2.) A Return of all Fines which have been inflicted upon Officers of such Vessels by the Immigration Board, specifying the names of such Officers, their rank, and the causes for which such Fines have been inflicted, during the same period.
 - (3.) All Correspondence in connection with the infliction of such Fines.
 - (4.) An Account shewing to what Fund such Fines have been paid, and in what manner they have or will be appropriated.
9. MR. HOLROYD to move, That there be laid upon the Table of this House,—
 - (1.) Copy of a Petition, presented in 1857 to the Administrators of the Government, from certain Landowners at Kiama, praying that the land at Kiama, originally reserved for public recreation, might not be converted into a Burial-ground.
 - (2.) Copies of any other Petitions on the same subject.
 - (3.) Copies of all Correspondence with Mr. Joseph King and any other person or persons and the Government in relation thereto.
 - (4.) Copies of all reports of Surveyors, Surveyors General, or any other person, referring to the same.
10. DR. LANG to move, That, in the opinion of this House, the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, ought to be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years since.
11. MR. HOLROYD to move, That the Petition presented by him on the 14th instant, relative to the Matrimonial Causes Bill, be printed.
12. MR. HOLROYD to move for leave to bring in a Bill to amend "An Act for Regulating the Police in the Towns of Parramatta, Windsor, Maitland, Bathurst, and other Towns respectively, and for Removing and Preventing Nuisances and Obstructions, and for the better Alignment of Streets therein.
13. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Fire-arms.
14. MR. MARTIN to move for leave to bring in a Bill to amend the Insolvency Laws.
15. MR. HOLROYD to move, That there be laid upon the Table of this House, a Return of Fees received upon all Proceedings in the Insolvency Jurisdiction of the Supreme Court, from the 1st of January, 1860, to the 30th of June, 1863, distinguishing in detail the fees taken month by month on swearing affidavits, on filing affidavits, on filing schedules, and on all other proceedings.

WEDNESDAY, JULY 22.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Seamen's Laws Amendment Bill; second reading.

FRIDAY, JULY 24.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Church and School Lands Declaratory Bill:—Resumption of the adjourned Debate on the motion of Mr. Wilson, "That" this Bill be now read a second time,—upon which Mr. Cowper had moved, by way of amendment—That all the words after the word "That" be omitted, with the view of inserting in their place the words:—
 "in the opinion of this House the Church and School Estates ought to be sold at the earliest possible period that they can be conveniently disposed of, and the proceeds thereof appropriated for the purposes of Religion and the Education of youth in the Colony, in terms of the grant made by the Crown to the Trustees of Clergy and School Lands in New South Wales."

TUESDAY,

TUESDAY, JULY 28.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Correspondence with the Government and any person or persons, in connection with the case of F. W. Perry, lately charged with fraud.
2. MR. HANNELL to move, That this House will, on Friday next, resolve itself into a Committee of the whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present year, a sum not exceeding £2,000, for the purpose of enclosing and improving that piece of Land "situated south of the Military Barracks at Newcastle," which has been reserved for public recreation.
3. MR. HANNELL to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The Expenses of maintaining the Harbour and Pilot Establishments at Newcastle, during the years 1860, 1861, and 1862, respectively.
 - (2.) The amount of Fees received by the above Establishments during the same periods.
4. DR. LANG to move, That this House, will on Friday next, resolve itself into a Committee of the Whole, to take into consideration the propriety of addressing His Excellency the Governor to place upon the Estimates the sum of £10,000, for the purchase of the Buildings and Books of the Australian Subscription Library, to serve as a nucleus and a temporary place of accommodation for the proposed Free Public Library.
5. MR. MATE to move, That the Petition from Robert Stewart, presented by him on the 10th July, be printed.
6. MR. ALLEN to move,—That in the opinion of this House a Public Analyst should be appointed by the Executive Government.
7. MR. DRIVER to move, That the Report of the Select Committee appointed to inquire into and report upon the Management of the Central Police Office, presented to this House on the 12th December last, be now adopted.
8. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates for the ensuing year a sum of money equal to the amount of the balance now remaining of the proceeds of the Sale of the Goods of John Cockerell seized and sold by the Government, with the view of refunding the same.

FRIDAY, JULY 31.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; second reading.

TUESDAY, AUGUST 4.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.

WEDNESDAY, AUGUST 5.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."

New South Wales.

No. 14.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 15 JULY, 1863.

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

Questions on Notice Paper for to-day:—

- (1.) Locomotive Engines for Windsor Railway:—Mr. Dalgleish asked the Secretary for Public Works, pursuant to Notice No. 1:—

(1.) Have the Locomotive Engines for the Windsor Line of Railway been ordered?

(2.) Were advertisements calling for Tenders to supply those Engines inserted in the *Government Gazette* and in Colonial Newspapers; if so, on what date?

(3.) Who prepared the indent for those Engines?

(4.) Were Orders transmitted to the Colonial Agent, or other person in Great Britain, to call for public competition by tender for the manufacture of those Engines in Great Britain?

(5.) Was the expenditure of money for the purchase of those Engines authorized by Vote of Parliament; if so, what Vote?

Mr. Arnold answered:—

(1.) I beg to inform the Honorable Member, in reply to his first question, that the Locomotive Engines for the Windsor Line of Railway have been ordered from England.

(2.) Advertisements, calling for tenders, to supply these Engines, were not inserted in the *Government Gazette* or the Colonial Newspapers. The reason for not calling for tenders for these Engines in the ordinary way was, in the first place, that this was a peculiar kind of Engine, and it was thought desirable to send to the maker of the Engines which we had seen in use here, and which, upon consultation with the Engineers for the Government, were believed to be most suitable for the purpose intended. We therefore thought it most desirable to order them direct from the maker. Another reason was, that tenders had, in accordance with a resolution of this House, been called for, for the construction of other Engines, and no suitable offers had been made to the Government by Colonial manufacturers—indeed, I think I may say, that no offers at all from manufacturers had been made, so far as my recollection serves me.

(3.) In reply to the third question, I may inform the Honorable Member, that the Engineer for carrying out the works prepared an indent for these Engines.

(4.) The directions sent home in regard to these Engines to the Colonial Agent, were to obtain them direct from the makers.

(5.) It was intended at the time the matter was before Parliament to work the Railway by horse power, and the amount asked was intended to cover the purchase of horses; but it having been subsequently determined to apply this locomotive power, I presumed that the vote would be applicable to that purpose, supposing the substitution of steam locomotive power for horse power to be justifiable, but I am not able—the works not having made sufficient progress—to inform the Honorable Member precisely, whether the amount voted will be sufficient to cover the whole cost of the works together with the rolling stock and locomotive power—I am inclined to believe it will not.

- (2.) Breakwaters at Clarence River and Moruya:—Mr. Dalgleish asked the Secretary for Public Works, pursuant to Notice No. 2:—

(1.) What sum of money has been expended on the Breakwater at the Clarence River Heads?

(2.) How often has the Engineer for Harbours and Rivers visited the works in progress there, and the date of such visits?

(3.) What sum of money has been expended on the Breakwater at Moruya?

(4.)

- (4.) Have the works been carried out in accordance with original plans?
- (5.) What portion of the projected work has been left undone?
- (6.) Are there any grounds of dispute between the Government and the Contractor?
- (7.) Has the Government Officer, appointed to certify to quantity of stone weighed, certified for the quantities claimed to be paid for by the Contractor?
- (8.) How often has the Engineer for Harbours and Rivers visited the works in progress there, and the date of such visits?
- (9.) What was the original Estimate for the work as per plan?
- (10.) Has the original Estimate been exceeded; if so, how much?

Mr. Arnold answered:—

- (1.) I beg, in reply to the Honorable Member's first question, to state that the sum already expended on the vote for the Clarence River Breakwater is £5,528 12s. 7d.
 - (2.) The Engineer-in-Chief for Harbours and Rivers, has, during the course of the last month, visited this work, and is at present in that neighbourhood visiting this work and other works which require his presence there at this time.
 - (3.) The sum already paid upon the works of the Breakwater at Moruya to the present time is £7,801 19s. 6d.
 - (4.) This work has been carried out in accordance with the original plan.
 - (5.) The portion of the work which has not yet been completed is the intended Breakwater on the northern side of the entrance to the Moruya River.
 - (6.) There are grounds of dispute between the Government and the Contractor, and an Action at Law is now pending between the Government and the Contractor, for the recovery of the amount alleged by the Government to have been overpaid on the certificates of the officer who had been appointed immediately to certify to the quantities of material removed from the quarry into this work. These certificates, we have reason to believe, have been falsely and collusively given by this person, who is now no longer in the Government employment.
 - (7.) The Engineer for Harbours and Rivers has himself visited this work I think only once. It was his intention to have visited the work some time previously, but the press of other engagements at that time rendered it impossible that he could accomplish his wish.
 - (8.) The original Estimate for this work was £9,000, that is to say, for the whole work, only a portion of which, however, has been at present completed, so that the amount already paid has not equalled the amount which was originally voted.
- (3.) Alleged Irregularities in the Public Works Office:—Mr. Dalgleish asked the Secretary for Public Works, pursuant to Notice, No. 3:—
- (1.) If he is aware that charges of drinking Spirits to excess, and fighting, or challenging their fellow Draftsmen to fight, in the Public Works Office, and in office hours, have been laid before Mr. Whitton, the Engineer for Railways?
 - (2.) Were the Officers called upon to disprove the charge; and, have they done so?
 - (3.) Are the Officers in question still in the Government service?

Mr. Arnold answered:—

- (1.) I was not aware that the Honorable Member intended to ask this question to-day, as in the copy of the Votes I received this day, this question was not upon the list, but I think I can answer the Honorable Member notwithstanding:—I am aware that some charges have been made, as against some of the officers in question, by another or other officers, in the same department; but this appears to have originated out of squabbles, which did not seem to the Engineer-in-Chief of sufficient importance to cause him to bring the matter under my notice at the time, and I was not aware of it until I inquired in consequence of this Question of the Honorable Member.
- (2.) I have now ascertained that there have been some charges of this kind made, and the officers in question were called upon to give any explanations that they desired upon the subject.
- (3.) One of the officers in question is only temporarily employed in the preparation of tracings, and I believe that his employment in the office is likely shortly to cease; but I am not at present advised that the conduct of any of the officers was such as to have caused their dismissal from the Public Service.

- (4.) Export Duty on Gold:—Mr. Wilson asked the Colonial Treasurer, pursuant to Notice No. 4:—

- (1.) Are the Finances of the Colony in such a state as to warrant any further reduction of the Export Duty on Gold?
- (2.) If so, is it intended by the Government to propose such reduction during the present Session?

Mr. Smart answered:—In answer to the Honorable Member, I beg to inform him that it is not the intention of the Government to propose any reduction in the Export Duty on Gold this Session.

- (5.) Proceeds of Church and School Lands:—Mr. W. Forster asked the Colonial Secretary, pursuant to Notice No. 5:—

- (1.) Is it the intention of the Government to introduce, during the present Session, a Bill to appropriate the proceeds of the Church and School Lands in the form of a special Fund for purposes of Religion and Education, in terms of the resolution moved by the Chief Secretary on Friday, the 10th instant, by way of amendment on the second reading of the Church and School Lands Declaratory Bill?

(2.)

(2.) If so, when will such Bill be introduced?

(3.) Is it intended that the Appropriation for Religious Purposes shall be represented by the smallest coin of the realm,—or, in other words, merely nominal?

Mr. Cowper answered:—In reply to the Honorable Member, I beg to state that the Government will not be in a position to arrive at any determination as to the course to be pursued upon this question until the House has decided the fate of Dr. Wilson's Bill for declaring the Church and School Estates Waste Lands of the Crown.

(6.) Railroad from Muswellbrook to Mudgee:—Mr. Terry asked the Secretary for Public Works, pursuant to Notice No. 6:—

(1.) If it is the intention of the Government to place a sum of money on the Estimates for a Railroad from Muswellbrook to Mudgee?

(2.) If the survey for the line is completed?

(3.) And will the Government have any objection to place the plans, levels, and sections, &c., on the Table of the House?

Mr. Arnold answered:—I beg to inform the Honorable Member, that a sum of money will be found upon the Estimates for the purpose of a Railway towards the north-western interior with the view of taking it to Mudgee. The survey of this line is not yet finished, but I hope before the subject comes under the consideration of the House that the survey will be sufficiently complete to enable the House to form an opinion as to the advisability of this work. The Government, provided the House determine upon the commencement of this work, will take the ordinary course prescribed by the Railway Act in reference to it, by laying upon the Table the plans, sections, and books of reference.

(7.) Argyle-street Bonded Warehouse:—Mr. Eagar asked the Colonial Treasurer, pursuant to Notice No. 7:—

(1.) Was it by the Colonial Treasurer's authority that the Argyle-street Bonded Warehouse was closed to the Public on Tuesday, the 14th instant?

(2.) Will the Colonial Treasurer state the reason for the Bond being so closed?

(3.) Why notice of any contemplated closing of said Bond was not issued on the previous day, so as to prevent inconvenience to the Mercantile Public?

Mr. Smart answered:—In reply to the Honorable Member I beg to inform him that the Bond was not closed by authority upon the day alluded to. In consequence of the death of Mrs. Evans, the wife of the lessee, Mr. Evans sent the Collector of Customs notice of his intention the evening before, and all the Custom House Agents received a similar notice. No delivery orders for that bond were tendered that day, and no complaint whatever has reached the Collector of any inconvenience arising from the closing. On inquiry of the Agents, they all inform him that none of their constituents have made any such complaint. Of course, the Collector might have objected to the closing, but he did not think it decent under the circumstances to interpose. In addition to the above-mentioned notice to the Collector and the Custom House Agents, Mr. Evans advertised the closing in the daily papers.

(8.) Steamship "Pluto":—Dr. Lang asked the Colonial Treasurer, pursuant to Notice, No. 8,—Whether the Steamship "Pluto" had more than one boat on board when she left this Port, and, if not, whether such provision was sufficient for the safety of those on board in the event of disaster to the Steamer, or in accordance with the Act in such cases made and provided?

Mr. Smart answered:—In answer to the Honorable and Reverend Member, I beg to inform him that I have been unable to get any official information, as the vessel was not brought under the provisions of the Immigration Act; but I understand from Mr. Cuthbert, the builder of the "Pluto," that she had a fine boat, capable of carrying twenty-five, while she had only ten souls on board when she left the port.

(Mr. Driver withdrew the Questions standing in his name, Nos. 9 and 10.)

2. Papers:—Mr. Robertson laid upon the Table, the undermentioned Papers:—

(1.) Return to Order, in reference to "Mr. Gold Commissioner Keightley's "late Camp Keeper," made by this House, on motion of Mr. Dalgleish, on 9th July 1863.

(2.) Report from Mr. Alexander Bruce, Inspector of Cattle, dated 1 July, 1863, on the Origin, Progress, and Results of Inoculation for Pleuro-Pneumonia.
Ordered to be printed.

3. James W. Thomas:—Mr. Driver presented a Petition from James W. Thomas, of Bent-street, in the City of Sydney, complaining of the wrongful withholding from him, by the Police, of certain property; and praying relief.
Petition received.

4. Motions Withdrawn:—

(1.) Mr. Darvall withdrew the Motion standing in his name, No. 1 on the Notice Paper of Other Business for to-day.

(2.) Mr. Smart withdrew the Motion standing in his name, No. 1 on the Notice Paper of Government Business for to-day.

5. Pastoral Interests Contribution Bill:—Mr. Robertson moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Pastoral Interests Contribution Bill.

Question put and passed.

6. Impounding Bill:—Mr. Robertson moved, pursuant to notice,—That this House will, on Thursday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing an Impounding Bill.

Question put and passed.

7. Penal, Reformatory, and Charitable Establishments :—Mr. Cowper moved, pursuant to notice :—
- (1.) That the Select Committee appointed to inquire and report what buildings would be suitable and necessary for Penal, Reformatory, and Charitable Establishments, be authorized to make visits of inspection to any proposed site.
 - (2.) That the said Committee be authorized to require the services of a Short-hand writer in such visits.
- Question put and passed.
8. Orders of Sequestration in Insolvency Validating Bill :—Mr. Cowper moved, pursuant to Notice, That the Order of the Day, for the consideration in Committee of the "Orders of Sequestration in Insolvency Validating Bill," which lapsed in Committee of the Whole, on the 8th July, be restored to the Paper, and stand an Order of the Day for to-morrow.
- Debate ensued.
Question put.
The House divided.
- | Ayes, 46. | | | Noes, 5. | |
|-----------------------|-----------------|--|-----------------|--|
| Mr. Cowper, | Mr. Garrett, | | Mr. Dalglish, | |
| Mr. Smart, | Mr. Lucas, | | Mr. Sutherland, | |
| Mr. Robertson, | Mr. Cunneen, | | Mr. Terry, | |
| Mr. Weekes, | Mr. Dangar, | | <i>Tellers.</i> | |
| Mr. Arnold, | Mr. Rusden, | | Mr. Eagar, | |
| Mr. C. Cowper, junr., | Mr. Suttor, | | Mr. Wilson. | |
| Mr. Alexander, | Mr. Allen, | | | |
| Mr. Holt, | Mr. Harpur, | | | |
| Mr. Tighe, | Mr. Samuel, | | | |
| Mr. Love, | Mr. Holroyd, | | | |
| Mr. Stewart, | Mr. Gordon, | | | |
| Mr. Flett, | Mr. Buchanan, | | | |
| Mr. Shepherd, | Mr. Morris, | | | |
| Mr. Caldwell, | Dr. Lang, | | | |
| Mr. Walker, | Mr. Bell, | | | |
| Mr. Wisdom, | Mr. Lackey, | | | |
| Mr. Macpherson, | Mr. Burdekin, | | | |
| Mr. Burns, | Mr. Dalley, | | | |
| Mr. Raper, | Mr. Egan, | | | |
| Mr. Mate, | Capt. Moriarty, | | | |
| Mr. Piddington, | <i>Tellers.</i> | | | |
| Mr. W. Forster, | Mr. Driver, | | | |
| Mr. Sadleir, | Mr. Martin. | | | |
| Mr. Leary, | | | | |
9. Postponements :—
- (1.) The Order of the Day for the second reading of the Public Education Bill postponed, on motion of Mr. Cowper, until this day week.
 - (2.) The Order of the Day for the consideration in Committee of the Municipalities Law Amendment Bill postponed, on motion of Mr. Cowper, until to-morrow week.
10. Municipalities Law Amendment Bill :—Mr. Garrett moved, pursuant to notice, That the Petition presented by him on the 8th July, from the Municipality of Wollongong, be printed.
Question put and passed.
Ordered to be printed.
11. Locomotive Engines for Public Railways :—Mr. W. Forster, with the concurrence of the House, moved, pursuant to *amended* Notice,—That there be laid upon the Table of this House,—
- (1.) Copy of advertisement in the *Government Gazette*, calling for tenders for eighteen Locomotive Engines for the public Railways.
 - (2.) The form of tender attached to the specification for the Engines in question.
 - (3.) Copies of all tenders received by the Government in consequence.
 - (4.) Copies of all Correspondence between the Government and any person or persons having reference to the above subject.
 - (5.) Copies of all Orders sent to England by the Government of this Colony during the present year for any such Engines, and of all Correspondence between the Government and any person or persons having reference thereto.
- Question put and passed.
12. Insecurity of Life and Property—Inefficiency of present Police Force :—Mr. Sadleir moved, pursuant to notice,—
- (1.) "That" the present insecurity both of life and property, more especially in the South and Western Districts of the Colony, is such as to require the immediate consideration of this House.
 - (2.) That the present Police system is both expensive and unsuitable; and that, in the construction of a Police Force, a Semi-Military Police, as at present established, is only calculated as a substitution for a Military Force acting in cases of popular outbreak;—wherefore, the House is of opinion, That the present staff of officers of Inspectors, Sub-Inspectors, Superintendents, &c., had better be abolished—Police Magistrates presiding in Police Districts, and co-operating with each other, being substituted; that the number of subordinate officers and constables be increased, if necessary; and that the equipment of the Police be of the most simple character, fit for bush service.
 - (3.) That the centralization of the Police Force, under an Inspector General of Police, not only fetters the freedom of action of the Police, but is viewed with distrust;—therefore, that the office be abolished, and the Colonial Secretary, as directly responsible to this House, be chargeable with the Police arrangements.
- (4.)

(4.) That the said Resolutions be presented, in the way of Address, to His Excellency the Governor, praying that, from the urgent necessity of the case, a Bill may be introduced into Parliament, this Session, so as to carry out the principles of these Resolutions.

Mr. Cowper moved, That the Question be amended by omitting all the words after the word "That," at the beginning of section 1, with a view to inserting in their place the words,—“a Select Committee be appointed to inquire into the Working of the Police Act of 1862, and to report if any and what amendment of that Act is necessary; and whether any alterations should be made in the system now in operation for Managing the Police of the Colony.”

“(2.) That such Committee consist of Mr. Sadleir, Mr. W. Forster, Mr. Wilson, Dr. Lang, Mr. Egan, Mr. Dalgleish, Mr. Morris, Mr. Piddington, Mr. Lucas, and the Mover.”

Debate ensued.

Motion made by Mr. Harpur, and Question,—That this Debate be now adjourned,—put and passed (after debate).

Motion then made by Mr. Harpur, and Question,—That the Resumption of this Debate stand an Order of the Day for To-morrow—then to take precedence of all other Business,—put and passed.

The House adjourned, on motion of Mr. Cowper, at seventeen minutes after Eleven o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, JULY 16.

QUESTIONS :—

1. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) If a new contract has been accepted for the completion of the Telegraph and Post Office, Murrurundi, through the failure or refusal of Mr. Barlow, and his Bondsmen to complete their contract?
 - (2.) What date was Barlow's contract signed, and how long was he allowed to complete the building?
 - (3.) When will the building be ready for the use of the Telegraph and Post Departments?
2. MR. W. FORSTER *to ask* THE COLONIAL TREASURER,—What is the nature of the arrangements with reference to Border Duties and other collateral questions understood to have been made by the Government of this Colony with that of Queensland?
3. MR. W. FORSTER *to ask* THE COLONIAL SECRETARY,—
 - (1.) Has the removal of Mr. Henry Connell from his office of Chief Clerk at the Central Police Office, Sydney, been determined on by the Government in consequence of the Report of the Select Committee on the management of the said office, laid upon the Table of this House on 12th December, 1862?
 - (2.) Otherwise, under what circumstances has Mr. Connell been so removed?
4. MR. CUNNEEN *to ask* THE COLONIAL TREASURER,—Is it the intention of the Government, when they again let the Abattoirs, to let them in one lot to one person or separately?
5. MR. BUENS *to ask* THE SECRETARY FOR PUBLIC WORKS,—When the Papers relative to Wallis' Creek Railway Embankment, ordered by the House on the 11th October, 1861, will be laid upon the Table?
6. MR. DALLEY *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What is the nearest Telegraph Station to the Town of Carcoar?
 - (2.) Is it the intention of the Government to connect the Town of Carcoar with the present system of Telegraphic communication; if so, when?

OTHER BUSINESS :—ORDER OF THE DAY :—

1. Resumption of the Adjourned Debate on the Motion of Mr. Sadleir :—
 - (1.) “That” the present insecurity both of life and property, more especially in the South and Western Districts of the Colony, is such as to require the immediate consideration of this House.
 - (2.) That the present Police system is both expensive and unsuitable; and that, in the construction of a Police Force, a Semi-Military Police, as at present established, is only calculated as a substitution for a Military Force acting in cases of “popular

“ popular outbreak ;—wherefore, the House is of opinion, That the present staff of Officers, of Inspectors, Sub-Inspectors, Superintendents, &c., had better be abolished—Police Magistrates presiding in Police Districts, and co-operating with each other, being substituted ; that the number of subordinate officers and constables be increased, if necessary ; and that the equipment of the Police be of the most simple character, fit for bush service.

“(3.) That the centralization of the Police Force, under an Inspector General of Police, not only fetters the freedom of action of the Police, but is viewed with distrust ;—therefore, that the office be abolished, and the Colonial Secretary, as directly responsible to this House, be chargeable with the Police arrangements.

“(4.) That the said Resolutions be presented, in the way of Address, to His Excellency the Governor, praying that, from the urgent necessity of the case, a Bill may be introduced into Parliament, this Session, so as to carry out the principles of these Resolutions”—Upon which Mr. Cowper had moved, by way of Amendment, That all the words after the word “ That ” at the beginning of Section (1) be omitted, with a view to inserting in their place the words,—“ a Select Committee be appointed to inquire into the working of the Police Act of 1862, and to report if any and what amendment of that Act is necessary ; and whether any alterations should be made in the system now in operation for managing the Police of the Colony.

“(2.) That such Committee consist of Mr. Sadleir, Mr. W. Forster, Mr. Wilson, Dr. Lang, Mr. Egan, Mr. Dalgleish, Mr. Morris, Mr. Piddington, Mr. Lucas, and the Mover.”

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Pastoral Interests Contribution Bill :—Consideration in Committee of the propriety of introducing this Bill.
2. Impounding Bill :—Consideration in Committee of the propriety of introducing this Bill.
3. Orders of Sequestration in Insolvency Validating Bill ; to be considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WALKER to move, That there be laid upon the Table of this House, a Return of the number of Liens on Yearly Crops, which have been registered under the Act, 26 Victoria, No. 10, with the amounts severally secured thereby, and the names of the Districts in which such liens have been effected, for the half-year commencing 1st January, and ending 30th June, 1863.
2. MR. SADLEIR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) The whole of the Correspondence which has taken place between the Patrons of the National School, at Seaham, and the National Board of Education, in respect to the Teacher of said School, and the cause of the Teacher being withdrawn from the School.
 - (2.) Also a Statement of the reason why the said Teacher, as Head Master of the William-street National School, Sydney, was removed to Seaham, and since removed from there to Murrurundi.

FRIDAY, JULY 17.

QUESTIONS :—

1. MR. MACPHERSON to ask THE SECRETARY FOR LANDS,—
 - (1.) What portion of the Vote for Subordinate Roads, which was appropriated last Session to be expended on the Western and Southern Roads during 1863, has been expended, or placed to the credit of Local Trustees for that purpose, in the Electoral District of Central Cumberland ?
 - (2.) On which of the Roads in the Electoral District of Central Cumberland has any, and what, expenditure been made, or authorized to be made, by Local Trustees, during the present year ?
2. MR. BURDEKIN to ask THE SECRETARY FOR PUBLIC WORKS,—When Tenders will be called for the Post and Telegraph Office, Tamworth ?
3. MR. HART to ask THE COLONIAL SECRETARY,—When will the Returns relative to Patents and Inventions, ordered by this House in the Session of 1861 and 1862, be laid upon the Table ?
4. MR. DRIVER to ask THE COLONIAL SECRETARY,—
 - (1.) Have any claims for compensation been made to the Government in respect of certain properties at Forbes, which properties were pulled down by the Police to arrest the progress of the great fire in February last ?
 - (2.) Is it intended to make any compensation ?
 - (3.) What is the cause of the delay in making such compensation ?
5. MR. DRIVER to ask THE COLONIAL SECRETARY,—Do the Government intend to introduce, during the present Session of Parliament, any measure for the regulation and licensing of Carriers.
6. MR. MACPHERSON to ask THE SECRETARY FOR LANDS,—When the Government means to repair or renew the Bridge over the Cabramatta Creek, (on the road leading from Liverpool to the Orphan School), which was washed away by the floods in January last ?

7. MR. BURNS to ask THE SECRETARY FOR LANDS,—Whether instructions have been given for the withdrawal from sale of the allotments numbered 8, 9, and 10, at Boggabry, Namoi River, upon which Mr. Mark Turner has erected a public house, under the erroneous impression that they comprised his purchases from the Government in the same Township; and, if so, in what mode it is proposed to deal with Mr. Turner's case?

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Macleay, "That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1864, a sum not exceeding £25,000, for the support of Ministers of the English and Roman Catholic Churches, or of Presbyterian, Wesleyan, or other denominations, where the members are in sufficient number, at the rate of £300 to each Clergyman, at the following places:—Deniliquin, Wentworth, Hay, Albury, Tumut, Gundagai, Wagga Wagga, Lambing Flat, Lachlan Gold Fields, Condobolin, Bulligai, Molong, Orange, Wellington, Dubbo, Fort Bourke, Walgett, Coonabarabran, Coonamble, Warialda, Moree, M'Intyre District, Wee Waa, Narrabri, Rylstone, Turon, Gunnedah, Murrurundi, Hargraves, Louisa Creek, Carroll, Nundle, Bundarra, Bingera, Tenterfield, Dundee, Glen Innes, Wellingrove, Eden, Bombala, Kiandra, Nimmity-bell, the Gulf Diggings, Shoalhaven, Ulladulla, Araluen, and Binda."—Upon which Mr. Love had moved the Previous Question.
2. Payment of Wages in Money Compulsion Bill:—Consideration in Committee of the propriety of introducing this Bill.
3. Pawnbrokers Bill:—Consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION:—

1. MR. RUSDEN to move, That it is the opinion of this House that a New Commission of the Peace should be issued immediately.
2. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.
3. MR. DALLEY to move, That the Petition of Teachers of National and Denominational Schools, situated in Sydney and its Suburbs, presented by him, on Tuesday, the 14th July, be printed.
4. MR. COWPER to move for leave to bring in a Bill to amend and consolidate the Laws relating to the Sydney Corporation.

TUESDAY, JULY 21.

QUESTION:—

1. MR. LORD to ask THE SECRETARY FOR PUBLIC WORKS,—When Tenders will be called for the construction of the Bridge across the Macquarie River at Dubbo?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DALGLEISH to move, That it be an Order of this House for the present Session that any new item of expenditure in Committee of Supply, or new clause of a Bill in Committee of the Whole House, shall be considered to be New Business.
2. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
3. MR. HARPUR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the present year, a sum not exceeding £3,000, to be paid over to Mrs. Caroline Chisholm, as a public acknowledgment of the long course of valuable and gratuitous services rendered by that lady to the Colony, and to assist in placing her above the reach of want in her old age.
4. MR. R. FORSTER to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, with the view of resuming the inquiry into, and reporting upon, the allegations contained in the Petition of Thomas Duke Allen, late Gaoler at Parramatta, presented to this House on the 21st August, 1862.
 - (2.) That the Evidence taken before, and the Progress Report made by, the Select Committee of last Session, be referred to such Committee.
 - (3.) That such Committee consist of the following Members:—Mr. Cowper, Mr. W. Forster, Mr. Dangar, Mr. Sutherland, Mr. Lackey, Mr. Love, Mr. Morrice, Mr. Holroyd, Mr. Macpherson, and the Mover.
5. MR. DALGLEISH to move, That there be laid upon the Table of this House, copies of the Specifications prepared and sent to Great Britain for the Eighteen Locomotive Engines recently ordered, together with the name of the Officer who prepared the Specifications; and distinguishing the Lines on which they are intended to run, by the letters W, for Western, N, for Northern, S, for Southern Lines.

6. MR. RUSDEN to move,—
 (1.) That a Select Committee be appointed to inquire into the Management of the Department of Lands, with power to call for persons and papers.
 (2.) Such Committee to consist of the following Members:—Mr. Cowper, Mr. Love, Mr. Allen, Mr. Eagar, Mr. Wilson, Mr. Lucas, Mr. Harpur, Mr. Martin, Mr. Sadleir, and the Mover.
7. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Colonial and Imperial Governments, and with any person or persons, in reference to the appointment of an Inspector of Prisons, and also of any documents in the Colonial Secretary's Office in relation thereto.
8. MR. HOLROYD to move, That there be laid upon the Table of this House,—
 (1.) A Return of all Vessels which, under the Immigration Regulations, have brought Immigrants to this Colony, since the 1st day of January, 1860.
 (2.) A Return of all Fines which have been inflicted upon Officers of such Vessels by the Immigration Board, specifying the names of such Officers, their rank, and the causes for which such Fines have been inflicted, during the same period.
 (3.) All Correspondence in connection with the infliction of such Fines.
 (4.) An Account shewing to what Fund such Fines have been paid, and in what manner they have or will be appropriated.
9. MR. HOLROYD to move, That there be laid upon the Table of this House,—
 (1.) Copy of a Petition, presented in 1857 to the Administrators of the Government, from certain Landowners at Kiama, praying that the land at Kiama, originally reserved for public recreation, might not be converted into a Burial-ground.
 (2.) Copies of any other Petitions on the same subject.
 (3.) Copies of all Correspondence with Mr. Joseph King and any other person or persons and the Government in relation thereto.
 (4.) Copies of all reports of Surveyors, Surveyors General, or any other person, referring to the same.
10. DR. LANG to move, That, in the opinion of this House, the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, ought to be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years since.
11. MR. HOLROYD to move, That the Petition presented by him on the 14th July, relative to the Matrimonial Causes Bill, be printed.
12. MR. HOLROYD to move for leave to bring in a Bill to amend "An Act for Regulating the Police in the Towns of Parramatta, Windsor, Maitland, Bathurst, and other Towns respectively, and for Removing and Preventing Nuisances and Obstructions, and for the better Alignment of Streets therein.
13. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Fire-arms.
14. MR. MARTIN to move for leave to bring in a Bill to amend the Insolvency Laws.
15. MR. HOLROYD to move, That there be laid upon the Table of this House, a Return of Fees received upon all Proceedings in the Insolvency Jurisdiction of the Supreme Court, from the 1st of January, 1860, to the 30th of June, 1863, distinguishing in detail the fees taken month by month on swearing affidavits, on filing affidavits, on filing schedules, and on all other proceedings.
16. MR. WILSON to move, That the Petition presented by him on the 10th July, from Burrangong, relative to the insecurity of life and property in that place, be printed.
17. MR. DARVALL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1863, the sum of £2,000, for the enlargement of the Culverts made through Railway Embankment in Bank-street, East Maitland, and under the Morpeth Road contiguous to that Embankment.

WEDNESDAY, JULY 22.

Contingent Notice of Motion:—

1. MR. HOLT to move, (on the Motion being made for the second reading of the Public Education Bill)—
 (1.) That the Bill before this House, "to promote Elementary Education," is not, in the opinion of this House, suitable to the requirements of this Colony.
 (2.) That the education of the people is a matter of such vital importance to the well-being of the community, as to render it expedient to place the same, and the moneys voted by Parliament for the purpose, under the control of a responsible Minister of the Crown, and not under that of a Board as in the Bill before the House, or of Boards as at present.
 (3.) That, in order to ensure the highest proficiency amongst the teachers, to stimulate them to maintain the most efficient schools, and to encourage them to procure and retain the largest number of scholars, it is expedient to remunerate them by fees, fixed by scale, according to the number of scholars, and the instruction imparted to each.

(4.)

(4.) That all schools in which the teachers receive fees from the Government shall be considered as public schools, and no applicant shall be refused admission as a pupil on account of the religious persuasion of either parent.

(5.) That Inspectors be appointed by His Excellency the Governor, with the advice of the Executive Council, whose duties shall be to enquire into the general management of the public schools, examine the scholars on secular subjects; and, in order to fix the rate of fee to which the teacher is entitled, decide on the class to which each scholar belongs; and shall make a full report of the examination of each school to the Secretary for Public Education, which reports shall be at once laid before both Houses of Parliament, if sitting, or within seven days after the meeting thereof.

(6.) That every person who may have obtained a degree at one of the European or American Colleges, or who, after examination by the Inspectors, may be found competent to teach, as well as every teacher on the staff of either the Denominational or the National Institutions, shall be entitled to a license from the Secretary for Public Instruction, to teach where he pleases, and receive fees as aforesaid.

(7.) That in case a licensed teacher be guilty of a misdemeanour, or of conduct unbecoming a gentleman, it shall be lawful for the Secretary for Public Education to suspend or cancel the license of such teacher without prejudice to any criminal or civil proceedings that may be instituted against him, and from that date, or until his suspension be annulled, no further fees for teaching will be allowed to him out of the Public Treasury; but so long as the teaching of a schoolmaster be consistent with the laws of God, of this Country, and of good morals, it shall not be lawful to interfere with him on account of his religious principles, or religious teaching—the parents themselves being the sole judges of what kind of religious instruction they conceive to be best suited to secure the temporal and spiritual welfare of their children.

(8.) That no limit be placed in the number of teachers to be licensed (provided only they be competent), more especially as the mere licensing of teachers will be no expense to the Government, since a teacher without scholars would receive no fees.

(9.) That an Address be presented to the Governor, praying that His Excellency will be pleased to cause a Bill to be prepared embodying the above resolutions, and laid before the House at an early opportunity.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Seamen's Laws Amendment Bill; second reading.
2. Public Education Bill; second reading.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. MACPHERSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of the Summons or Warrant, Depositions, Conviction, and all other proceedings before any Magistrate or Magistrates at Liverpool, having reference to the arrest, trial, and conviction of Mrs. Laing, who was sentenced, or in about the month of February last, to one month's imprisonment in Parramatta Gaol for abusive language.

THURSDAY, JULY 23.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Municipalities Law Amendment Bill; to be considered in Committee.

FRIDAY, JULY 24.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Church and School Lands Declaratory Bill:—Resumption of the adjourned Debate on the motion of Mr. Wilson, "That" this Bill be now read a second time,—upon which Mr. Cowper had moved, by way of amendment—That all the words after the word "That" be omitted, with the view of inserting in their place the words:—
"in the opinion of this House the Church and School Estates ought to be sold at the earliest possible period that they can be conveniently disposed of, and the proceeds thereof appropriated for the purposes of Religion and the Education of youth in the Colony, in terms of the grant made by the Crown to the Trustees of Clergy and School Lands in New South Wales."

TUESDAY, JULY 28.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Correspondence with the Government and any person or persons, in connection with the case of F. W. Perry, lately charged with fraud.
2. MR. HANNELL to move, That this House will, on Friday next, resolve itself into a Committee of the whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present year, a sum not exceeding £2,000, for the purpose of enclosing and improving that piece of Land "situated south of the Military Barracks at Newcastle," which has been reserved for public recreation.
3. MR. HANNELL to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The Expenses of maintaining the Harbour and Pilot Establishments at Newcastle, during the years 1860, 1861, and 1862, respectively.
 - (2.) The amount of Fees received by the above Establishments during the same periods.

4. **DR. LANG** to move, That this House, will on Friday next, resolve itself into a Committee of the Whole, to take into consideration the propriety of addressing His Excellency the Governor to place upon the Estimates the sum of £10,000, for the purchase of the Buildings and Books of the Australian Subscription Library, to serve as a *nucleus* and a temporary place of accommodation for the proposed Free Public Library.
5. **MR. MATE** to move, That the Petition from Robert Stewart, presented by him on the 10th July, be printed.
6. **MR. ALLEN** to move,—That in the opinion of this House a Public Analyst should be appointed by the Executive Government.
7. **MR. DRIVER** to move, That the Report of the Select Committee appointed to inquire into and report upon the Management of the Central Police Office, presented to this House on the 12th December last, be now adopted.
8. **MR. DRIVER** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates for the ensuing year a sum of money equal to the amount of the balance now remaining of the proceeds of the Sale of the Goods of John Cockerell seized and sold by the Government, with the view of refunding the same.
9. **MR. LACKEY** to move, That there be laid upon the Table of this House,—
 - (1.) A copy of the conditions under which Tenders were called for, for the Leasing of the Railways of the Colony.
 - (2.) Copies of the Tenders sent in, with the names of the Tenderers and Sureties.
 - (3.) Copies of Replies from the Minister for Public Works to parties who tendered.
 - (4.) Any other Communications, having reference thereto, between the Works Department and parties who tendered.
10. **MR. W. FORSTER** to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all lands originally reserved or dedicated for public roads, which have been subsequently ordered by the Government to be sold, or to be surveyed for purposes of sale, whether by pre-emption or by public auction, since the passing of the Crown Lands Alienation Act, specifying in each case, the situation and locality; the properties contiguous and names of their owners; the number of acres sold or intended to be sold; if sold, the name of the purchaser or purchasers and the price and other particulars of sale; the number of acres, extent and width of road, (if any) still reserved; and the name of applicant or applicants for sale of such land.
 - (2.) A Return of all roads proclaimed by the Government under the Act of Council 4 William IV., No. 11, since the beginning of the year 1856, specifying in each case, the description of road, the contiguous property or properties and names of owner or owners, the nature of any objections offered, and names of parties objecting, and the decision of the Executive Government.

FRIDAY, JULY 31.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; second reading.

NOTICE OF MOTION:—

1. **MR. MARTIN** to move,—
 - (1.) That in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.
 - (2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 - (3.) That the foregoing resolutions be embodied in an Address, and presented to His Excellency the Governor.

TUESDAY, AUGUST 4.

OTHER BUSINESS—NOTICE OF MOTION:—

1. **MR. DANGAR** to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.

WEDNESDAY, AUGUST 5.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."

New South Wales.

No. 15.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 16 JULY, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) Telegraph and Post Office, Murrurundi :—Mr. Dangar asked the Secretary for Public Works, pursuant to Notice No. 1,—

(1.) If a new contract has been accepted for the completion of the Telegraph and Post Office, Murrurundi, through the failure or refusal of Mr. Barlow, and his Bondsmen, to complete their contract?

(2.) What date was Barlow's contract signed, and how long was he allowed to complete the building?

(3.) When will the building be ready for the use of the Telegraph and Post Departments?

Mr. Arnold answered :—

(1.) I beg to inform the Honorable Member, that a contract is already in existence for the completion of the Telegraph and Post Office at Murrurundi, with the Mr. Barlow named in this Question.

(2.) The date of the signing of Mr. Barlow's contract was the 29th September of last year, and six months was the time allowed for its completion. Some delay however arose, after the signing of this contract, in procuring the site; and the time involved in this delay will have to be allowed to the contractor.

(3.) The time having been exceeded when the contract ought to have been completed it is impossible to tell the Honorable Member, with any exactness, when it will be completed; because in consequence of the breach of contract some proceedings are now being taken against the contractor.

- (2.) Border Duties, &c. New South Wales and Queensland :—Mr. W. Forster asked the Colonial Treasurer, pursuant to Notice, No. 2,—What is the nature of the arrangements with reference to Border Duties and other collateral questions understood to have been made by the Government of this Colony with that of Queensland?

Mr. Smart answered :—In reply to the Honorable Member's question, I beg to inform him that the proposed arrangements are not quite completed; when they are, the papers shall be laid upon the Table of the House.

- (3.) Mr. Henry Connell :—Mr. W. Forster asked the Colonial Secretary, pursuant to Notice No. 3,—

(1.) Has the removal of Mr. Henry Connell from his office of Chief Clerk at the Central Police Office, Sydney, been determined on by the Government in consequence of the Report of the Select Committee on the management of the said office, laid upon the Table of this House on 12th December, 1862?

(2.) Otherwise, under what circumstances has Mr. Connell been so removed?

Mr. Cowper answered :—I beg to state that Mr. Connell has been removed from the Central Police Office in fulfilment of a pledge I made to the Select Committee to which the Honorable Member has alluded. I carried out that arrangement with as little inconvenience as possible to Mr. Connell, but after what passed in that Committee, I felt the Public Service would be benefited by that arrangement.

- (4.) Abattoirs :—Mr. Cunneen asked the Colonial Treasurer, pursuant to Notice No. 4,—Is it the intention of the Government, when they again let the Abattoirs, to let them in one lot to one person, or separately?

Mr. Smart answered :—In reply to the Honorable Member's question, I beg to inform him, that no objection would have been made by the Government to let any

any of the Abattoirs separately, had any application been made. As I consider the Establishment has hitherto been unsatisfactorily conducted, it is the intention of the Government, so soon as arrangements can be completed, to submit the whole (including the bridge) to lease for a term of years by tender.

(*Mr. Burns not asking the Question standing in his name, No. 5, it dropped.*)

- (5.) Telegraphic Communication with Carcoar:—Mr. Dalley asked the Secretary for Public Works, pursuant to Notice No. 6,—
- (1.) What is the nearest Telegraph Station to the Town of Carcoar?
 - (2.) Is it the intention of the Government to connect the Town of Carcoar with the present system of Telegraphic communication; if so, when?
- Mr. Arnold answered:—
- (1.) I believe that the Station of Bathurst, about 35 miles distant from Carcoar, is the nearest Telegraphic Station to that Town.
 - (2.) The Government have had some communication with some of the principal Inhabitants of Carcoar with regard to the erection of a Station at the Town, and they have been informed, that the Government are willing to connect them with Bathurst upon their complying with the usual conditions of guarantee.
2. Papers:—Mr. Cowper laid upon the Table the undermentioned Papers:—
- (1.) Seventh Annual Report (dated 1 June, 1863,) from the Registrar General, of Registration of Births, Deaths, and Marriages.
 - (2.) (*Nil*) Return to Order, in reference to “Fees received by Government Officers when on Commissions of Enquiry,” made by the Legislative Assembly, on motion of Mr. Dalglish, on 18 October, 1861.
Ordered to be printed.
3. Waratah Coal Company’s Incorporation Bill:—Mr. Samuel, with the concurrence of the House, moved, *without notice*,—That the Report from the Select Committee on the “Waratah Coal Company’s Incorporation Bill,” together with the Proceedings of the Committee and Minutes of Evidence, laid upon the Table last Session, be referred to the Committee now sitting on the said Bill.
Question put and passed.
4. European Assurance Society’s Bill:—Mr. Cowper presented a Petition from certain Members of the Local Board of Directors of the European Assurance Society, praying for leave to introduce a Bill to enable the said Society to sue and be sued in the name of such Society,—
And Mr. Cowper having produced the *Government Gazette* and the *Sydney Morning Herald*, newspaper, containing notices for four consecutive weeks in the month of June, 1863, of the intention to apply for such Bill,—
Petition received.
5. Privilege:—Mr. W. Forster, on the ground of *privilege*, moved, *without notice*,—
That the Colonial Secretary having stated, in answer to a Question put to him in this House, that Mr. Henry Connell has been removed from his office of Chief Clerk at the Central Police Office in consequence of a pledge made to the Select Committee on the Management of the said office, the Clerk of Select Committees be summoned to the Bar of the House, in order that he may explain whether, and under what circumstances, such a pledge was made.
Debate ensued.
Motion by leave withdrawn.
6. Pastoral Interests Contribution Bill:—Mr. Mate presented a Petition from the Committee of the Albury Hospital and Benevolent Asylum, praying that the House will refuse its assent to any provisions of the said Bill which will have the effect of diverting the Unclaimed Poundage Fees from Institutions such as theirs.
Petition received.
7. Presbyterian College Bill:—Mr. W. Forster presented a Petition from the Rev. John M’Gibbon, praying that, for the reasons therein set forth, this Bill may not be passed.
Petition received.
8. Insecurity of Life and Property—Inefficiency of present Police Force:—The Adjourned Debate on the motion of Mr. Sadler:—
- (1.) “That” the present insecurity both of life and property, more especially in the South and Western Districts of the Colony, is such as to require the immediate consideration of this House.
 - (2.) That the present Police system is both expensive and unsuitable; and that, in the construction of a Police Force, a Semi-Military Police, as at present established, is only calculated as a substitution for a Military Force acting in cases of popular outbreak;—wherefore, the House is of opinion, That the present staff of Officers, of Inspectors, Sub-Inspectors, Superintendents, &c., had better be abolished—Police Magistrates presiding in Police Districts, and co-operating with each other, being substituted; that the number of subordinate officers and constables be increased, if necessary; and that the equipment of the Police be of the most simple character, fit for bush service.
 - (3.) That the centralization of the Police Force, under an Inspector General of Police, not only fetters the freedom of action of the Police, but is viewed with distrust;—therefore, that the office be abolished, and the Colonial Secretary, as directly responsible to this House, be chargeable with the Police arrangements.
 - (4.) That the said Resolutions be presented, in the way of Address, to His Excellency the Governor, praying that, from the urgent necessity of the case, a Bill may be introduced into Parliament, this Session, so as to carry out the principles

"principles of these Resolutions"—Upon which Mr. Cowper had moved, by way of Amendment, That all the words after the word "That" at the beginning of Section (1) be omitted, with a view to inserting in their place the words,—“ a Select Committee be appointed to inquire into the working of the Police Act of 1862, and to report if any and what amendment of that Act is necessary ; and whether any alterations should be made in the system now in operation for managing the Police of the Colony.

(2.) That such Committee consist of Mr. Sadleir, Mr. W. Forster, Mr. Wilson, Dr. Lang, Mr. Egan, Mr. Dalgleish, Mr. Morris, Mr. Piddington, Mr. Lucas, and the Mover,—resumed and continued.

And the House continuing to sit until after Midnight ;—

FRIDAY, 17 JULY, 1863, A.M.

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

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

The House divided,

And Mr. Martin and Mr. Holroyd taking their places with the Noes,—Mr. Arnold claimed to have their Votes reckoned with the Ayes, on the ground that after the Speaker had declared that the Noes had it, those Honorable Members had called "Divide."—

And the Speaker ruling in favor of Mr. Arnold's claim,—

The Tellers reported the numbers as follows :—

Ayes, 15.	Noes, 29.
Mr. Cowper,	Capt. Moriarty,
Mr. Robertson,	Mr. Morris,
Mr. Arnold,	Mr. Driver,
Mr. Garrett,	Mr. Dalgleish,
Mr. Caldwell,	Mr. Macpherson,
Mr. Shepherd,	Mr. W. Forster,
Mr. Love,	Mr. Egan,
Mr. Walker,	Mr. Leary,
Mr. Haworth,	Mr. Wilson,
Mr. Weekes,	Mr. Lucas,
Mr. C. Cowper, junr.,	Mr. Allen,
Mr. Holroyd,	Mr. Cunneen,
Mr. Martin.	Mr. Raper,
<i>Tellers.</i>	Mr. Sadleir,
Mr. Egan,	Mr. Mate,
Mr. Holt.	Mr. Sutherland,
	Mr. Tighe,
	Mr. Burns,
	Mr. Piddington,
	Mr. Stewart,
	Mr. Hart,
	Mr. Suttor,
	Mr. Rusden,
	Mr. Buchanan,
	Mr. Gordon,
	Mr. Macleay,
	Mr. Terry,
	<i>Tellers.</i>
	Mr. Bell,
	Mr. Wisdom.

The House adjourned, on motion of Mr. Cowper, at twenty-five minutes after Twelve o'clock, A.M., until Three o'clock, P.M., This Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

FRIDAY, JULY 17.

QUESTIONS :—

- MR. MACPHERSON *to ask* THE SECRETARY FOR LANDS,—
(1.) What portion of the Vote for Subordinate Roads, which was appropriated last Session to be expended on the Western and Southern Roads during 1863, has been expended, or placed to the credit of Local Trustees for that purpose, in the Electoral District of Central Cumberland ?
(2.) On which of the Roads in the Electoral District of Central Cumberland has any, and what, expenditure been made, or authorized to be made, by Local Trustees, during the present year ?
- MR. BURDEKIN *to ask* THE SECRETARY FOR PUBLIC WORKS,—When Tenders will be called for the Post and Telegraph Office, Tamworth ?
- MR. HART *to ask* THE COLONIAL SECRETARY,—When will the Returns relative to Patents and Inventions, ordered by this House in the Session of 1861 and 1862, be laid upon the Table ?

4. MR. DRIVER *to ask* THE COLONIAL SECRETARY,—
 - (1.) Have any claims for compensation been made to the Government in respect of certain properties at Forbes, which properties were pulled down by the Police to arrest the progress of the great fire in February last?
 - (2.) Is it intended to make any compensation?
 - (3.) What is the cause of the delay in making such compensation?
5. MR. DRIVER *to ask* THE COLONIAL SECRETARY,—Do the Government intend to introduce, during the present Session of Parliament, any measure for the regulation and licensing of Carriers.
6. MR. MACPIERSON *to ask* THE SECRETARY FOR LANDS,—When the Government means to repair or renew the Bridge over the Cabramatta Creek, (on the road leading from Liverpool to the Orphan School), which was washed away by the floods in January last?
7. MR. BURNS *to ask* THE SECRETARY FOR LANDS,—Whether instructions have been given for the withdrawal from sale of the allotments numbered 8, 9, and 10, at Boggabry, Namoi River, upon which Mr. Mark Turner has erected a public house, under the erroneous impression that they comprised his purchases from the Government in the same Township; and, if so, in what mode it is proposed to deal with Mr. Turner's case?
8. MR. MACPIERSON *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether it is the intention of the Government to take any immediate steps for the repair of that portion of the Great Southern Road, being between Bankstown and the junction of the Dogtrap Road, which is at present all but impassable?
9. MR. BURNS *to ask* THE SECRETARY FOR PUBLIC WORKS,—When the Papers relative to Wallis' Creek Railway Embankment, ordered by the House on the 11th October, 1861, will be laid upon the Table?

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Macleay, "That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1864, a sum not exceeding £25,000, for the support of Ministers of the English and Roman Catholic Churches, or of Presbyterian, Wesleyan, or other denominations, where the members are in sufficient number, at the rate of £300 to each Clergyman, at the following places:—Deniliquin, Wentworth, Hay, Albury, Tumut, Gundagai, Wagga Wagga, Lambing Flat, Lachlan Gold Fields, Condobolin, Bulligal, Molong, Orange, Wellington, Dubbo, Fort Bourke, Walgett, Coonabarabran, Coonamble, Warialda, Moree, M'Intyre District, Wee Waa, Narrabri, Rylstone, Turon, Gunnedah, Murrurundi, Hargraves, Louisa Creek, Carroll, Nundle, Bundarra, Bingera, Tenterfield, Dundee, Glen Innes, Wellingrove, Eden, Bombala, Kiandra, Nimmity-bell, the Gulf Diggings, Shoalhaven, Ulladulla, Araluen, and Binda."—Upon which Mr. Love had moved the Previous Question.
2. Payment of Wages in Money Compulsion Bill:—Consideration in Committee of the propriety of introducing this Bill.
3. Pawnbrokers Bill:—Consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION:—

1. MR. RUSDEN to move, That it is the opinion of this House that a New Commission of the Peace should be issued immediately.
2. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.
3. MR. DALLEY to move, That the Petition of Teachers of National and Denominational Schools, situated in Sydney and its Suburbs, presented by him, on Tuesday, the 14th July, be printed.
4. MR. COWPER to move for leave to bring in a Bill to amend and consolidate the Laws relating to the Sydney Corporation.
5. MR. W. FORSTER to move, That, the Colonial Secretary having stated, in answer to a question put to him in this House, that Mr. Henry Connell has been removed from his office of Chief Clerk at the Central Police Office, in consequence of a pledge made to the Select Committee on the Management of the said Office, the Clerk of Select Committees be summoned to the Bar of the House, in order that he may explain whether and under what circumstances such a pledge was made.
6. MR. WALKER to move, That there be laid upon the Table of this House, a Return of the number of Liens on Yearly Crops, which have been registered under the Act, 26 Victoria, No. 10, with the amounts severally secured thereby, and the names of the Districts in which such liens have been effected, for the half-year commencing 1st January, and ending 30th June, 1863.
7. MR. SADDLEIR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) The whole of the Correspondence which has taken place between the Patrons of the National School, at Seaham, and the National Board of Education, in respect to the Teacher of said School, and the cause of the Teacher being withdrawn from the School.
 - (2.)

(2.) Also a Statement of the reason why the said Teacher, as Head Master of the William-street National School, Sydney, was removed to Seaham, and since removed from there to Murrurundi.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Pastoral Interests Contribution Bill :—Consideration in Committee of the propriety of introducing this Bill.
2. Impounding Bill :—Consideration in Committee of the propriety of introducing this Bill.
3. Orders of Sequestration in Insolvency Validating Bill ; to be considered in Committee.

TUESDAY, JULY 21.

QUESTIONS :—

1. MR. LORD *to ask* THE SECRETARY FOR PUBLIC WORKS,—When Tenders will be called for the construction of the Bridge across the Macquarie River at Dubbo ?
2. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) When Tenders will be invited for the Expenditure of the £500 voted for the Quirindi and Corubulla Line of Road, for 1863 ?
 - (2.) Has Mr. Johnstone, the Superintendent of Minor Roads, recently inspected this Line of Road, and has he reported on the work done on this line during this year for the £500 voted for 1862 ?
3. MR. HART *to ask* THE SECRETARY FOR PUBLIC WORKS,—Is it the intention of the Government to provide a suitable Building for the accommodation of the Judges and Suitors of the District Court, Sydney ; and if so, when will it be commenced ?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DALGLEISH *to move*, That it be an Order of this House for the present Session, that any new item of expenditure in Committee of Supply, or new clause of a Bill in Committee of the Whole House, shall be considered to be New Business.
2. MR. HARPUR *to move* for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
3. MR. HARPUR *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the present year, a sum not exceeding £3,000, to be paid over to Mrs. Caroline Chisholm, as a public acknowledgment of the long course of valuable and gratuitous services rendered by that lady to the Colony, and to assist in placing her above the reach of want in her old age.
4. MR. R. FORSTER *to move*,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, with the view of resuming the inquiry into, and reporting upon, the allegations contained in the Petition of Thomas Duke Allen, late Gaoler at Parramatta, presented to this House on the 21st August, 1862.
 - (2.) That the Evidence taken before, and the Progress Report made by, the Select Committee of last Session, be referred to such Committee.
 - (3.) That such Committee consist of the following Members :— Mr. Cowper, Mr. W. Forster, Mr. Dangar, Mr. Sutherland, Mr. Lackey, Mr. Love, Mr. Morrice, Mr. Holroyd, Mr. Macpherson, and the Mover.
5. MR. DALGLEISH *to move*, That there be laid upon the Table of this House, copies of the Specifications prepared and sent to Great Britain for the Eighteen Locomotive Engines recently ordered, together with the name of the Officer who prepared the Specifications ; and distinguishing the Lines on which they are intended to run, by the letters W, for Western, N, for Northern, S, for Southern Lines.
6. MR. RUSDEN *to move*,—
 - (1.) That a Select Committee be appointed to inquire into the Management of the Department of Lands, with power to call for persons and papers.
 - (2.) Such Committee to consist of the following Members :—Mr. Cowper, Mr. Love, Mr. Allen, Mr. Eagar, Mr. Wilson, Mr. Lucas, Mr. Harpur, Mr. Martin, Mr. Sadleir, and the Mover.
7. MR. HOLROYD *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Colonial and Imperial Governments, and with any person or persons, in reference to the appointment of an Inspector of Prisons, and also of any documents in the Colonial Secretary's Office in relation thereto.
8. MR. HOLROYD *to move*, That there be laid upon the Table of this House,—
 - (1.) A Return of all Vessels which, under the Immigration Regulations, have brought Immigrants to this Colony, since the 1st day of January, 1860.
 - (2.) A Return of all Fines which have been inflicted upon Officers of such Vessels by the Immigration Board, specifying the names of such Officers, their rank, and the causes for which such Fines have been inflicted, during the same period.

- (3.) All Correspondence in connection with the infliction of such Fines.
 (4.) An Account shewing to what Fund such Fines have been paid, and in what manner they have or will be appropriated.
9. MR. HOLROYD to move, That there be laid upon the Table of this House,—
 (1.) Copy of a Petition, presented in 1857 to the Administrators of the Government, from certain Landowners at Kiama, praying that the land at Kiama, originally reserved for public recreation, might not be converted into a Burial-ground.
 (2.) Copies of any other Petitions on the same subject.
 (3.) Copies of all Correspondence with Mr. Joseph King and any other person or persons and the Government in relation thereto.
 (4.) Copies of all reports of Surveyors, Surveyors General, or any other person, referring to the same.
10. DR. LANG to move, That, in the opinion of this House, the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, ought to be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years since.
11. MR. HOLROYD to move, That the Petition presented by him on the 14th July, relative to the Matrimonial Causes Bill, be printed.
12. MR. HOLROYD to move for leave to bring in a Bill to amend "An Act for Regulating the Police in the Towns of Parramatta, Windsor, Maitland, Bathurst, and other Towns respectively, and for Removing and Preventing Nuisances and Obstructions, and for the better Alignment of Streets therein.
13. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Fire-arms.
14. MR. MARTIN to move for leave to bring in a Bill to amend the Insolvency Laws.
15. MR. HOLROYD to move, That there be laid upon the Table of this House, a Return of Fees received upon all Proceedings in the Insolvency Jurisdiction of the Supreme Court, from the 1st of January, 1860, to the 30th of June, 1863, distinguishing in detail the fees taken month by month on swearing affidavits, on filing affidavits, on filing schedules, and on all other proceedings.
16. MR. WILSON to move, That the Petition presented by him on the 10th July, from Burrangong, relative to the insecurity of life and property in that place, be printed.
17. MR. DARVALL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1863, the sum of £2,000, for the enlargement of the Culverts made through Railway Embankment in Bank-street, East Maitland, and under the Morpeth Road contiguous to that Embankment.
18. MR. SAMUEL to move, That leave of absence, for fourteen days, be granted to the Honorable Member for Argyle, on account of urgent private business.

WEDNESDAY, JULY 22.

Contingent Notice of Motion;—

1. MR. HOLT to move, (*on the Motion being made for the second reading of the Public Education Bill*)—
 (1.) That the Bill before this House, "to promote Elementary Education," is not, in the opinion of this House, suitable to the requirements of this Colony.
 (2.) That the education of the people is a matter of such vital importance to the well-being of the community, as to render it expedient to place the same, and the moneys voted by Parliament for the purpose, under the control of a responsible Minister of the Crown, and not under that of a Board as in the Bill before the House, or of Boards as at present.
 (3.) That, in order to ensure the highest proficiency amongst the teachers, to stimulate them to maintain the most efficient schools, and to encourage them to procure and retain the largest number of scholars, it is expedient to remunerate them by fees, fixed by scale, according to the number of scholars, and the instruction imparted to each.
 (4.) That all schools in which the teachers receive fees from the Government shall be considered as public schools, and no applicant shall be refused admission as a pupil on account of the religious persuasion of either parent.
 (5.) That Inspectors be appointed by His Excellency the Governor, with the advice of the Executive Council, whose duties shall be to enquire into the general management of the public schools, examine the scholars on secular subjects; and, in order to fix the rate of fee to which the teacher is entitled, decide on the class to which each scholar belongs; and shall make a full report of the examination of each school to the Secretary for Public Education, which reports shall be at once laid before both Houses of Parliament, if sitting, or within seven days after the meeting thereof.
 (6.) That every person who may have obtained a degree at one of the European or American Colleges, or who, after examination by the Inspectors, may be found competent to teach, as well as every teacher on the staff of either the Denominational or the National Institutions, shall be entitled to a license from the Secretary for Public Instruction, to teach where he pleases, and receive fees as aforesaid.

(7.)

(7.) That in case a licensed teacher be guilty of a misdemeanour, or of conduct unbecoming a gentleman, it shall be lawful for the Secretary for Public Education to suspend or cancel the license of such teacher without prejudice to any criminal or civil proceedings that may be instituted against him, and from that date, or until his suspension be annulled, no further fees for teaching will be allowed to him out of the Public Treasury; but so long as the teaching of a schoolmaster be consistent with the laws of God, of this Country, and of good morals, it shall not be lawful to interfere with him on account of his religious principles, or religious teaching—the parents themselves being the sole judges of what kind of religious instruction they conceive to be best suited to secure the temporal and spiritual welfare of their children.

(8.) That no limit be placed in the number of teachers to be licensed (provided only they be competent), more especially as the mere licensing of teachers will be no expense to the Government, since a teacher without scholars would receive no fees.

(9.) That an Address be presented to the Governor, praying that His Excellency will be pleased to cause a Bill to be prepared embodying the above resolutions, and laid before the House at an early opportunity.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Scamson's Laws Amendment Bill; second reading.
2. Public Education Bill; second reading.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. MACPHERSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of the Summons or Warrant, Depositions, Conviction, and all other proceedings before any Magistrate or Magistrates at Liverpool, having reference to the arrest, trial, and conviction of Mrs. Laing, who was sentenced, in or about the month of February last, to one month's imprisonment in Parramatta Gaol for abusive language.

THURSDAY, JULY 23.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Municipalities Law Amendment Bill; to be considered in Committee.

FRIDAY, JULY 24.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Church and School Lands Declaratory Bill:—Resumption of the adjourned Debate on the motion of Mr. Wilson, "That" this Bill be now read a second time,—upon which Mr. Cowper had moved, by way of amendment—That all the words after the word "That" be omitted, with the view of inserting in their place the words:—
"in the opinion of this House the Church and School Estates ought to be sold at the earliest possible period that they can be conveniently disposed of, and the proceeds thereof appropriated for the purposes of Religion and the Education of youth
"in the Colony, in terms of the grant made by the Crown to the Trustees of Clergy
"and School Lands in New South Wales."

TUESDAY, JULY 28.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Correspondence with the Government and any person or persons, in connection with the case of F. W. Perry, lately charged with fraud.
2. MR. HANNELL to move, That this House will, on Friday next, resolve itself into a Committee of the whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present year, a sum not exceeding £2,000, for the purpose of enclosing and improving that piece of Land "situated south of the Military Barracks at Newcastle," which has been reserved for public recreation.
3. MR. HANNELL to move, That there be laid upon the Table of this House, a Return shewing,—
(1.) The Expenses of maintaining the Harbour and Pilot Establishments at Newcastle, during the years 1860, 1861, and 1862, respectively.
(2.) The amount of Fees received by the above Establishments during the same periods.
4. DR. LANG to move, That this House, will on Friday next, resolve itself into a Committee of the Whole, to take into consideration the propriety of addressing His Excellency the Governor to place upon the Estimates the sum of £10,000, for the purchase of the Buildings and Books of the Australian Subscription Library, to serve as a *nucleus* and a temporary place of accommodation for the proposed Free Public Library.
5. MR. MATE to move, That the Petition from Robert Stewart, presented by him on the 10th July, be printed.
6. MR. ALLEN to move,—That in the opinion of this House a Public Analyst should be appointed by the Executive Government.

7. MR. DRIVER to move, That the Report of the Select Committee appointed to inquire into and report upon the Management of the Central Police Office, presented to this House on the 12th December last, be now adopted.
8. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates for the ensuing year a sum of money equal to the amount of the balance now remaining of the proceeds of the Sale of the Goods of John Cockerell seized and sold by the Government, with the view of refunding the same.
9. MR. LACKEY to move, That there be laid upon the Table of this House,—
 - (1.) A copy of the conditions under which Tenders were called for, for the Leasing of the Railways of the Colony.
 - (2.) Copies of the Tenders sent in, with the names of the Tenderers and Sureties.
 - (3.) Copies of Replies from the Minister for Public Works to parties who tendered.
 - (4.) Any other Communications, having reference thereto, between the Works Department and parties who tendered.
10. MR. W. FORSTER to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all lands originally reserved or dedicated for public roads, which have been subsequently ordered by the Government to be sold, or to be surveyed for purposes of sale, whether by pre-emption or by public auction, since the passing of the Crown Lands Alienation Act, specifying in each case, the situation and locality; the properties contiguous and names of their owners; the number of acres sold or intended to be sold; if sold, the name of the purchaser or purchasers and the price and other particulars of sale; the number of acres, extent and width of road, (if any) still reserved; and the name of applicant or applicants for sale of such land.
 - (2.) A Return of all roads proclaimed by the Government under the Act of Council 4 William IV., No. 11, since the beginning of the year 1856, specifying in each case, the description of road, the contiguous property or properties and names of owner or owners, the nature of any objections offered, and names of parties objecting, and the decision of the Executive Government.

FRIDAY, JULY 31.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; second reading.

NOTICE OF MOTION:—

1. MR. MARTIN to move,—
 - (1.) That in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.
 - (2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 - (3.) That the foregoing resolutions be embodied in an Address, and presented to His Excellency the Governor.

TUESDAY, AUGUST 4.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.

WEDNESDAY, AUGUST 5.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."

New South Wales.

No. 16.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 17 JULY, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) Expenditure on Subordinate Roads, Central Cumberland :—Mr. Macpherson asked the Secretary for Lands, pursuant to Notice No. 1 :—

(1.) What portion of the Vote for Subordinate Roads, which was appropriated last Session to be expended on the Western and Southern Roads during 1863, has been expended, or placed to the credit of Local Trustees for that purpose, in the Electoral District of Central Cumberland?

(2.) On which of the Roads in the Electoral District of Central Cumberland has any, and what, expenditure been made, or authorized to be made, by Local Trustees during the present year?

Mr. Robertson answered :—I am afraid it will scarcely be within my power to give such an answer to this question as I can desire. The roads, I may inform the Honorable Member, are not laid out having any relation to the electorates; but that when a sum of money is granted to a particular road, that road may extend into one or more electorates; therefore I shall not be able to give so perfect a statement of the matter as I desire. However, I am having the papers prepared, and they require a great deal of labour to prepare them, so as to contain all the information asked for, and I hope to be able to give the Honorable Member the information on Tuesday next.

- (2.) Post and Telegraph Office, Tamworth :—Mr. Burdekin asked the Secretary for Public Works, pursuant to Notice No. 2,—When Tenders will be called for the Post and Telegraph Office, Tamworth?

Mr. Arnold answered :—I beg to inform the Honorable Member, that tenders will be called for, for the Post and Telegraph Office at Tamworth, as soon as the Government are in possession of the site, the conveyance of which is now in course of preparation.

- (3.) Patents or Improvements :—Mr. Hart asked the Colonial Secretary, pursuant to Notice No. 3,—When will the Returns relative to Patents and Inventions, ordered by this House in the Session of 1861 and 1862, be laid upon the Table?

Mr. Cowper answered :—I am not prepared with a full and complete answer to the Honorable Member's question. Some portions of the Returns are completed, but it appears, either with reference to the lithographic, or some of the more elaborate part of the work, that they are not in a state to lay before the House. However, I will make further inquiry, and will communicate to the Honorable Member, as soon as possible, when the Returns will be completed.

- (4.) Bridge over Cabramatta Creek :—Mr. Macpherson asked the Secretary for Lands, pursuant to Notice No. 6,—When the Government means to repair or renew the Bridge over the Cabramatta Creek, (on the road leading from Liverpool to the Orphan School), which was washed away by the floods in January last? Mr. Robertson answered :—In reply to the Honorable Member, I would say that tenders for the construction of a new bridge in this locality have been called for, and the Road Superintendent has been instructed to enter upon the other necessary works.

- (5.) Withdrawal from Sale of certain Lands at Namoi River :—Mr. Burns asked the Secretary for Lands, pursuant to Notice No. 7,—Whether instructions have been given for the withdrawal from sale of the allotments numbered 8, 9, and 10, at Boggabry, Namoi River, upon which Mr. Mark Turner has erected a public house, under

under the erroneous impression that they comprised his purchases from the Government in the same Township; and, if so, in what mode it is proposed to deal with Mr. Turner's case?

Mr. Robertson answered:—In reply to the Honorable Member, I would say that it is rather a peculiar case of Mr. Mark Turners. He bought a measured allotment at Boggabry, upon which he proposed to erect his house, but he erected his house upon another allotment. So soon as I was aware of this fact, I caused the land to be withdrawn from sale. Now, I think my Honorable friend is asking too much, when he asks me to say in what way it is proposed to deal with this case. Mr. Mark Turner has made a mistake, but I will endeavour to do justice to him in the matter.

- (6.) Repair of the Great Southern Road, near Bankstown:—Mr. Macpherson asked the Secretary for Public Works, pursuant to Notice No. 8,—Whether it is the intention of the Government to take any immediate steps for the repair of that portion of the Great Southern Road, being between Bankstown and the junction of the Dogtrap Road, which is at present all but impassable?

Mr. Arnold answered:—I beg to inform the Honorable Member that, in my opinion, the road is not all but impassable, and indeed is not more impassable than the whole of the road was when it was taken from the hands of the trustees by the Government. The mode in which the money applicable to this road has been spent, has been by making and macadamising portions of the roads as we have gone on; as the Honorable Member is aware, the larger portion of the road has been completed in that way. No funds are therefore available for the temporary repairs of the road, and until a further sum has been voted, no money will be applicable to the completion of this road in the way in which the other portion of the road has been completed; but it is intended to repair the road as far as funds are available.

- (7.) Wallis' Creek Railway Embankment:—Mr. Burns asked the Secretary for Public Works, pursuant to Notice No. 9,—When the Papers relative to Wallis' Creek Railway Embankment, ordered by the House on the 11th October, 1861, will be laid upon the Table?

Mr. Arnold answered:—The difficulty which has stood in the way of the production of these papers sooner, has been, that it has been a matter which has been in course of agitation during a great number of years, and has involved the copying of very lengthy documents. But, beyond this, some portions of the documents cannot be found, and the delay has been principally caused by the search for these documents. I have, however, given directions, as there seems no reasonable probability of their being found shortly, to prepare copies of all the documents that we have in our possession, and they shall be laid upon the Table of the House at once.

- (8.) Compensation for Buildings at Forbes pulled down to check fire:—Mr. Driver asked the Colonial Secretary, pursuant to Notice No. 4,—

(1.) Have any claims for compensation been made to the Government in respect of certain properties at Forbes, which properties were pulled down by the Police to arrest the progress of the great fire in February last?

(2.) Is it intended to make any compensation?

(3.) What is the cause of the delay in making such compensation?

Mr. Cowper answered:—Only one such claim has been made to Government, and that has not been before me any great length of time. The claim is of a novel complexion. I am not aware that the Government has in any instance made such compensation, and I have, therefore, been obliged to refer the matter to the Attorney General, and if I find the Government is liable, and that the property is not covered by insurance, it appears to me that it is one of those cases in which compensation should be made.

- (9.) Carriers' Licenses:—Mr. Driver asked the Colonial Secretary, pursuant to Notice No. 5,—Do the Government intend to introduce, during the present Session of Parliament, any measure for the regulation and licensing of Carriers?

Mr. Cowper answered:—I cannot say it is the intention of the Government to introduce such a measure, but the Honorable Member has placed in my hands the copy of a Petition about to be presented to this House, praying that a law should be passed to provide a remedy for certain matters therein complained of. Upon principle, I have been opposed to a Licensed Carriers' Act. Such a measure was proposed in this House in a former Session and was rejected; but I think, persons who enter into engagements as Carriers ought to be compelled to fulfil those engagements, and not allowed to trifle with the property and interests of others in the way they appear to do at present.

2. Martin Gardiner:—Mr. Dalgleish presented a Petition from Martin Gardiner, of Sydney, Civil Engineer, detailing certain grievances which he alleges he has sustained in connection with the Railway Department, and praying inquiry into the circumstances of his case.

Petition received, and afterwards read at length by the Clerk, by direction of the Speaker.

3. Presbyterian College Bill:—Exchange of Land, Scots Church, Jamison Street, Legalizing Bill—(*Point of Order*):—Dr. Lang, proceeding to *present* these Bills (for the introduction of which leave was granted on the 14th instant), asked exemption in each case from the payment of Twenty-five Pounds, required by the 65th Standing Order to precede the first reading, on the ground that this condition had been complied with last Session, when the Bills had proceeded so far as to be placed on the Paper for second reading, and were at the stage discharged, not
in

in consequence of any fault of his, but of the approaching close of the Session. The Honorable Member further stated, that the Bills now presented were not identical with those originally introduced, but contained the Amendments made by the Select Committee of the last Session.

The Speaker said, that under the circumstances, the proper course appeared to be, a reference to the Standing Orders Committee, with a view to considering the propriety of dispensing with the 65th Standing Order in these cases; and suggested that the Honorable Member should give notice of a Motion for effecting that object.

Whereupon Dr. Lang gave notice accordingly.

4. Paper:—Mr. Cowper laid upon the Table, Consolidated Standing Rules (dated 4 July, 1863) for the Regulation of the Supreme Court in Equity, accompanied by a Letter from Sir Alfred Stephen (Chief Justice), dated 9 July, transmitting them to the Colonial Secretary.
Ordered to be printed.
5. Waratah Coal Company's Incorporation Bill:—Mr. Samuel, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee to whom this Bill was referred on the 14th instant.
Ordered to be printed.
Whereupon Mr. Samuel moved, That the second reading of this Bill stand an Order of the Day for Friday next.
Question put and passed.
6. Support of Ministers of Religion:—The Adjourned Debate, on the motion of Mr. Macleay, "That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1864, a sum not exceeding £25,000, for the support of Ministers of the English and Roman Catholic Churches, or of Presbyterian, Wesleyan, or other denominations, where the members are in sufficient number, at the rate of £300 to each Clergyman, at the following places:—Deniliquin, Wentworth, Hay, Albury, Tumut, Gundagai, Wagga Wagga, Lambing Flat, Lachlan Gold Fields, Condobolin, Bulligal, Molong, Orange, Wellington, Dubbo, Fort Bourke, Walgett, Coonabarabran, Coonamble, Warialda, Moree, M'Intyre District, Wee Waa, Narrabri, Rylstone, Turon, Gunnedah, Murrurundi, Hargraves, Louisa Creek, Carroll, Nundle, Bundarra, Bingera, Tenterfield, Dundee, Glen Innes, Wellingrove, Eden, Bombala, Kiandra, Nimmitabel, the Gulf Diggings, Shoalhaven, Ulladulla, Araluen, and Binda."—Upon which Mr. Love had moved the Previous Question,—resumed and continued.

(Interruption)

7. Estimates of Expenditure for 1864, and Supplementary Estimates for 1863:—The following Message from His Excellency the Governor received and read:—

JOHN YOUNG,
Governor.

Message, No. 1.

In accordance with the provisions contained in the 54th Clause of the Constitution Act, His Excellency the Governor submits, for the consideration of the Legislative Assembly, Estimates of Expenditure for 1864.

His Excellency also submits, for the consideration of the Assembly, a Supplementary Estimate of Expenditure for the current Year.

Government House,
Sydney, 17th July, 1863.

Ordered, on motion of Mr. Smart, to be printed, together with the accompanying Estimates, and taken into consideration on Wednesday fortnight.

8. Support of Ministers of Religion:—The Debate, interrupted by the Message recorded in Entry No. 7 above, resumed and continued.
Previous Question,—That this Question be now put,—put and passed.
Original Question then put.
The House divided.

Ayes, 21.

Mr. Smart,	Mr. Macpherson,
Mr. Egan,	Mr. Macleay,
Mr. Burdokin,	Mr. Martin.
Mr. Hart.	<i>Tellers.</i>
Capt. Moriarty,	Mr. Morris,
Mr. Darvall.	Mr. Faucett.
Mr. Close,	
Mr. Holroyd,	
Mr. Rusden,	
Mr. Gordon,	
Mr. Dangar,	
Mr. Mate,	
Mr. Suttor,	
Mr. Lackey,	
Mr. Harpur,	
Mr. Cunneen,	

Noes, 29.

Mr. Cowper,	Mr. Sadleir,
Mr. Robertson,	Mr. Holt,
Mr. Arnold,	Mr. C. Cowper, junr.,
Mr. Buchanan,	Mr. Caldwell,
Mr. Leary,	Mr. R. Forster,
Mr. Eagar,	Mr. Piddington,
Mr. Redman,	Mr. Driver,
Mr. Wilson,	Mr. Love,
Mr. W. Forster,	Mr. Weckes,
Mr. Burns,	Dr. Lang,
Mr. Dalgleish,	Mr. Dalley,
Mr. Stewart,	<i>Tellers.</i>
Mr. Wisdom.	
Mr. Sutherland,	Mr. Bell,
Mr. Tighe.	Mr. Lucas.
Mr. Flett,	

9. Payment of Wages in Money Compulsion Bill :—
- (1.) On motion of Mr. Holroyd the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider of the propriety of introducing this Bill.
- The Chairman reported the following Resolution :—
- Resolved*,—That in the opinion of this Committee it is desirable to introduce a Bill to prohibit the payment in certain trades of wages in goods, or otherwise than in Colonial Coin, or in the Current Coin of the Realm.
- Mr. Holroyd then moved, That this House do now adopt this Resolution.
- Question put and passed.
- (2.) Mr. Holroyd having presented this Bill, Bill, intituled, "*A Bill to prohibit the Payment in certain Trades of Wages in Goods or otherwise than in Colonial Coin or the current Coin of the Realm*," read a first time.
- Ordered to be printed, and read a second time this day three weeks.
- The House adjourned, on motion of Mr. Cowper, at twelve minutes after Eleven o'clock, until Tuesday next at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, JULY 21.

QUESTIONS :—

1. MR. LORD *to ask* THE SECRETARY FOR PUBLIC WORKS,—When Tenders will be called for the construction of the Bridge across the Macquarie River at Dubbo ?
2. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) When Tenders will be invited for the Expenditure of the £500 voted for the Quirindi and Corrobubala Line of Road, for 1863 ?
 - (2.) Has Mr. Johnstone, the Superintendent of Minor Roads, recently inspected this Line of Road, and has he reported on the work done on this line during this year for the £500 voted for 1862 ?
3. MR. HART *to ask* THE SECRETARY FOR PUBLIC WORKS,—Is it the intention of the Government to provide a suitable Building for the accommodation of the Judges and Suitors of the District Court, Sydney ; and if so, when will it be commenced ?
4. MR. DARVALL *to ask* THE SECRETARY FOR LANDS,—If the proposed grant of the East Maitland Pasturage Reserve is in accordance with the Report of the Select Committee of 1860 ; and if there is any objection to laying on the Table of this House a copy of the intended grant ?
5. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) What duties has Mr. Keele to perform, in the County of Cumberland, as Minor Road Superintendent, and is he a resident in Sydney or its suburbs ?
 - (2.) How many Overseers or Superintendents has Mr. Keele under him ?
 - (3.) What sum per year is Mr. Keele allowed as salary, with travelling expenses ?
 - (4.) Is it true that Mr. Keele has expended, on minor roads, a large sum of money, without any authority from the Government ; if so, what amount ?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DALGLEISH *to move*, That it be an Order of this House for the present Session, that any new item of expenditure in Committee of Supply, or new clause of a Bill in Committee of the Whole House, shall be considered to be New Business.
2. MR. HARPUR *to move* for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
3. MR. HARPUR *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the present year, a sum not exceeding £3,000, to be paid over to Mrs. Caroline Chisholm, as a public acknowledgment of the long course of valuable and gratuitous services rendered by that lady to the Colony, and to assist in placing her above the reach of want in her old age.

4. **MR. R. FORSTER** to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, with the view of resuming the inquiry into, and reporting upon, the allegations contained in the Petition of Thomas Duke Allen, late Gaoler at Parramatta, presented to this House on the 21st August, 1862.
 (2.) That the Evidence taken before, and the Progress Report made by, the Select Committee of last Session, be referred to such Committee.
 (3.) That such Committee consist of the following Members:— Mr. Cowper, Mr. W. Forster, Mr. Dangar, Mr. Sutherland, Mr. Lackey, Mr. Love, Mr. Morrice, Mr. Holroyd, Mr. Macpherson, and the Mover.
5. **MR. DALGLEISH** to move, That there be laid upon the Table of this House, copies of the Specifications prepared and sent to Great Britain for the Eighteen Locomotive Engines recently ordered, together with the name of the Officer who prepared the Specifications; and distinguishing the Lines on which they are intended to run, by the letters W, for Western, N, for Northern, S, for Southern Lines.
6. **MR. RUSDEN** to move,—
 (1.) That a Select Committee be appointed to inquire into the Management of the Department of Lands, with power to call for persons and papers.
 (2.) Such Committee to consist of the following Members:—Mr. Cowper, Mr. Love, Mr. Allen, Mr. Eagar, Mr. Wilson, Mr. Lucas, Mr. Harpur, Mr. Martin, Mr. Sadleir, and the Mover.
7. **MR. HOLROYD** to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Colonial and Imperial Governments, and with any person or persons, in reference to the appointment of an Inspector of Prisons, and also of any documents in the Colonial Secretary's Office in relation thereto.
8. **MR. HOLROYD** to move, That there be laid upon the Table of this House,—
 (1.) A Return of all Vessels which, under the Immigration Regulations, have brought Immigrants to this Colony, since the 1st day of January, 1860.
 (2.) A Return of all Fines which have been inflicted upon Officers of such Vessels by the Immigration Board, specifying the names of such Officers, their rank, and the causes for which such Fines have been inflicted, during the same period.
 (3.) All Correspondence in connection with the infliction of such Fines.
 (4.) An Account shewing to what Fund such Fines have been paid, and in what manner they have or will be appropriated.
9. **MR. HOLROYD** to move, That there be laid upon the Table of this House,—
 (1.) Copy of a Petition, presented in 1857 to the Administrators of the Government, from certain Landowners at Kiama, praying that the land at Kiama, originally reserved for public recreation, might not be converted into a Burial-ground.
 (2.) Copies of any other Petitions on the same subject.
 (3.) Copies of all Correspondence with Mr. Joseph King and any other person or persons and the Government in relation thereto.
 (4.) Copies of all reports of Surveyors, Surveyors General, or any other person, referring to the same.
10. **DR. LANG** to move, That, in the opinion of this House, the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, ought to be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years since.
11. **MR. HOLROYD** to move, That the Petition presented by him on the 14th July, relative to the Matrimonial Causes Bill, be printed.
12. **MR. HOLROYD** to move for leave to bring in a Bill to amend "An Act for Regulating the Police in the Towns of Parramatta, Windsor, Maitland, Bathurst, and other Towns respectively, and for Removing and Preventing Nuisances and Obstructions, and for the better Alignment of Streets therein."
13. **MR. HOLROYD** to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
14. **MR. MARTIN** to move for leave to bring in a Bill to amend the Insolvency Laws.
15. **MR. HOLROYD** to move, That there be laid upon the Table of this House, a Return of Fees received upon all Proceedings in the Insolvency Jurisdiction of the Supreme Court, from the 1st of January, 1860, to the 30th of June, 1863, distinguishing in detail the fees taken month by month on swearing affidavits, on filing affidavits, on filing schedules, and on all other proceedings.
16. **MR. WILSON** to move, That the Petition presented by him on the 10th July, from Burrangong, relative to the insecurity of life and property in that place, be printed.
17. **MR. DARVALL** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1863, the sum of £2,000, for the enlargement of the Culverts made through Railway Embankment in Bank-street, East Maitland, and under the Morpeth Road contiguous to that Embankment.
18. **MR. SAMUEL** to move, That leave of absence, for fourteen days, be granted to the Honorable Member for Argyle, on account of urgent private business.
19. **MR. W. FORSTER** to move, That the Petition presented by him on Thursday, July 16th, from the Rev. John McGibbon, against the passing of the Presbyterian College Bill, be printed.

20. MR. COWPER to move for leave to introduce a Bill to enable the European Assurance Society to sue and be sued in the name of such Society.
21. MR. RUSDEN to move, That it is the opinion of this House that a New Commission of the Peace should be issued immediately.
22. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.
23. MR. DAILEY to move, That the Petition of Teachers of National and Denominational Schools, situated in Sydney and its Suburbs, presented by him, on Tuesday, the 14th July, be printed.
24. MR. COWPER to move for leave to bring in a Bill to amend and consolidate the Laws relating to the Sydney Corporation.
25. MR. W. FORSTER to move, That, the Colonial Secretary having stated, in answer to a question put to him in this House, that Mr. Henry Connell has been removed from his office of Chief Clerk at the Central Police Office, in consequence of a pledge made to the Select Committee on the Management of the said Office, the Clerk of Select Committees be summoned to the Bar of the House, in order that he may explain whether and under what circumstances such a pledge was made.
26. MR. WALKER to move, That there be laid upon the Table of this House, a Return of the number of Liens on Yearly Crops, which have been registered under the Act, 26 Victoria, No. 10, with the amounts severally secured thereby, and the names of the Districts in which such liens have been effected, for the half-year commencing 1st January, and ending 30th June, 1863.
27. MR. SADFIR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) The whole of the Correspondence which has taken place between the Patrons of the National School, at Seaham, and the National Board of Education, in respect to the Teacher of said School, and the cause of the Teacher being withdrawn from the School.
 - (2.) Also a Statement of the reason why the said Teacher, as Head Master of the William-street National School, Sydney, was removed to Seaham, and since removed from there to Murrurundi.

ORDER OF THE DAY:—

1. Pawnbrokers Bill:—Consideration in Committee of the propriety of introducing this Bill.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Pastoral Interests Contribution Bill:—Consideration in Committee of the propriety of introducing this Bill.
2. Impounding Bill:—Consideration in Committee of the propriety of introducing this Bill.
3. Orders of Sequestration in Insolvency Validating Bill; to be considered in Committee.

WEDNESDAY, JULY 22.

Contingent Notice of Motion;—

1. MR. HOLT to move, (*on the Motion being made for the second reading of the Public Education Bill*)—
 - (1.) That the Bill before this House, "to promote Elementary Education," is not, in the opinion of this House, suitable to the requirements of this Colony.
 - (2.) That the education of the people is a matter of such vital importance to the well-being of the community, as to render it expedient to place the same, and the moneys voted by Parliament for the purpose, under the control of a responsible Minister of the Crown, and not under that of a Board, as in the Bill before the House, or of Boards, as at present.
 - (3.) That, in order to ensure the highest proficiency amongst the teachers, to stimulate them to maintain the most efficient schools, and to encourage them to procure and retain the largest number of scholars, it is expedient to remunerate them by fees, fixed by scale, according to the number of scholars, and the instruction imparted to each.
 - (4.) That all schools in which the teachers receive fees from the Government shall be considered as public schools, and no applicant shall be refused admission as a pupil on account of the religious persuasion of either parent.
 - (5.) That Inspectors be appointed by His Excellency the Governor, with the advice of the Executive Council, whose duties shall be to enquire into the general management of the public schools, examine the scholars on secular subjects; and, in order to fix the rate of fee to which the teacher is entitled, decide on the class to which each scholar belongs; and shall make a full report of the examination of each school to the Secretary for Public Education, which reports shall be at once laid before both Houses of Parliament, if sitting, or within seven days after the meeting thereof.

(6.)

(6.) That every person who may have obtained a degree at one of the European or American Colleges, or who, after examination by the Inspectors, may be found competent to teach, as well as every teacher on the staff of either the Denominational or the National Institutions, shall be entitled to a license from the Secretary for Public Instruction, to teach where he pleases, and receive fees as aforesaid.

(7.) That in case a licensed teacher be guilty of a misdemeanour, or of conduct unbecoming a gentleman, it shall be lawful for the Secretary for Public Education to suspend or cancel the license of such teacher without prejudice to any criminal or civil proceedings that may be instituted against him, and from that date, or until his suspension be annulled, no further fees for teaching will be allowed to him out of the Public Treasury; but so long as the teaching of a schoolmaster be consistent with the laws of God, of this Country, and of good morals, it shall not be lawful to interfere with him on account of his religious principles, or religious teaching—the parents themselves being the sole judges of what kind of religious instruction they conceive to be best suited to secure the temporal and spiritual welfare of their children.

(8.) That no limit be placed in the number of teachers to be licensed (provided only they be competent), more especially as the mere licensing of teachers will be no expense to the Government, since a teacher without scholars would receive no fees.

(9.) That an Address be presented to the Governor, praying that His Excellency will be pleased to cause a Bill to be prepared embodying the above resolutions, and laid before the House at an early opportunity.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Seamen's Laws Amendment Bill; second reading.
2. Public Education Bill; second reading.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. MACPIERSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of the Summons or Warrant, Depositions, Conviction, and all other proceedings before any Magistrate or Magistrates at Liverpool, having reference to the arrest, trial, and conviction of Mrs. Laing, who was sentenced, in or about the month of February last, to one month's imprisonment in Parramatta Gaol for abusive language.

THURSDAY, JULY 23.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Municipalities Law Amendment Bill; to be considered in Committee.

FRIDAY, JULY 24.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Church and School Lands Declaratory Bill :—Resumption of the adjourned Debate on the motion of Mr. Wilson, "That" this Bill be now read a second time,—upon which Mr. Cowper had moved, by way of amendment—That all the words after the word "That" be omitted, with the view of inserting in their place the words :—
"in the opinion of this House the Church and School Estates ought to be sold at the earliest possible period that they can be conveniently disposed of, and the proceeds thereof appropriated for the purposes of Religion and the Education of youth in the Colony, in terms of the grant made by the Crown to the Trustees of Clergy and School Lands in New South Wales."
3. Waratah Coal Company's Incorporation Bill; second reading.

TUESDAY, JULY 28.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Correspondence with the Government and any person or persons, in connection with the case of F. W. Perry, lately charged with fraud.
2. MR. HANNELL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present year, a sum not exceeding £2,000, for the purpose of enclosing and improving that piece of Land "situated south of the Military Barracks at Newcastle," which has been reserved for public recreation.
3. MR. HANNELL to move, That there be laid upon the Table of this House a Return shewing,—
 - (1.) The Expenses of maintaining the Harbour and Pilot Establishments at Newcastle, during the years 1860, 1861, and 1862, respectively.
 - (2.) The amount of Fees received by the above Establishments during the same periods.

4. DR. LANG to move, That this House, will on Friday next, resolve itself into a Committee of the Whole, to take into consideration the propriety of addressing His Excellency the Governor to place upon the Estimates the sum of £10,000, for the purchase of the Buildings and Books of the Australian Subscription Library, to serve as a *nucleus* and a temporary place of accommodation for the proposed Free Public Library.
5. MR. MATE to move, That the Petition from Robert Stewart, presented by him on the 10th July, be printed.
6. MR. ALLEN to move, That in the opinion of this House a Public Analyst should be appointed by the Executive Government.
7. MR. DRIVER to move, That the Report of the Select Committee appointed to inquire into and report upon the Management of the Central Police Office, presented to this House on the 12th December last, be now adopted.
8. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates for the ensuing year a sum of money equal to the amount of the balance now remaining of the proceeds of the Sale of the Goods of John Cockerell, seized and sold by the Government, with the view of refunding the same.
9. MR. LACKEY to move, That there be laid upon the Table of this House,—
 - (1.) A copy of the conditions under which Tenders were called for, for the Leasing of the Railways of the Colony.
 - (2.) Copies of the Tenders sent in, with the names of the Tenderers and Sureties.
 - (3.) Copies of Replies from the Minister for Public Works to parties who tendered.
 - (4.) Any other Communications, having reference thereto, between the Works Department and parties who tendered.
10. MR. W. FORSTER to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all lands originally reserved or dedicated for public roads, which have been subsequently ordered by the Government to be sold, or to be surveyed for purposes of sale, whether by pre-emption or by public auction, since the passing of the Crown Lands Alienation Act, specifying in each case, the situation and locality; the properties contiguous and names of their owners; the number of acres sold or intended to be sold; if sold, the name of the purchaser or purchasers and the price and other particulars of sale; the number of acres, extent and width of road, (if any) still reserved; and the name of applicant or applicants for sale of such land.
 - (2.) A Return of all roads proclaimed by the Government under the Act of Council 4 William IV., No. 11, since the beginning of the year 1856, specifying in each case, the description of road, the contiguous property or properties and names of owner or owners, the nature of any objections offered, and names of parties objecting, and the decision of the Executive Government.
11. DR. LANG to move, That it be referred to the Standing Orders Committee to inquire and report as to the propriety of dispensing with the 65th Standing Order in so far as regards a Private Bill, intituled, "A Bill to Legalize the Exchange of a portion of the Allotment of the Scots Church, Sydney, and to authorize the re-erection of the Tower of the said Church on its present foundation," for the introduction of which leave has been granted by this House during the present Session.
12. DR. LANG to move, That it be referred to the Standing Orders Committee to inquire and report as to the propriety of dispensing with the 65th Standing Order in so far as regards a Private Bill, intituled, "A Bill to incorporate the Presbyterian College in connection with the University of Sydney," for the introduction of which leave has been granted by this House during the present Session.
13. MR. DALGLEISH to move,—
 - (1.) That the Petition of Martin Gardiner, presented to this House on the 17th July, be printed and referred to a Select Committee, with power to send for persons and papers, to inquire into and report upon the allegations therein contained.
 - (2.) That such Committee consist of the following Members:—Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.

FRIDAY, JULY 31.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; second reading.

NOTICE OF MOTION:—

1. MR. MARTIN to move,—
 - (1.) That in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.
 - (2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 - (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor:

TUESDAY,

TUESDAY, AUGUST 4.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
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WEDNESDAY, AUGUST 5.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
 2. Consideration of Governor's Message No. 1, with Estimates of Expenditure for 1863-4.
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FRIDAY, AUGUST 7.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Payment of Wages in Money Compulsion Bill; second reading.
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[Price, 9d.]



New South Wales.

No. 17.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 21 JULY, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) Proposed Bridge across the Macquarie River at Dubbo :—

Mr. Lord asked the Secretary for Public Works, pursuant to Notice No. 1,—
When Tenders will be called for the construction of the Bridge across the
Macquarie River at Dubbo?

Mr. Arnold answered :—The tenders will be called for this Bridge as soon as the
detailed working drawings have been completed, and these will not be completed
until certain borings, which are necessary on the spot, have been made. The
boring rods are now in course of transit to this place from other places where they
have also been found necessary.

- (2.) Quirindi and Corrobubala Line of Road :—Mr. Dangar asked the Secretary for
Lands, pursuant to Notice No. 2,—

(1.) When Tenders will be invited for the Expenditure of the £500 voted for
the Quirindi and Corrobubala Line of Road, for 1863?

(2.) Has Mr. Johnstone, the Superintendent of Minor Roads, recently inspected
this Line of Road, and has he reported on the work done on this line during
this year for the £500 voted for 1862?

Mr. Robertson answered :—

(1.) In reply to the Honorable Member, I would say, that Mr. Superintendent
Johnstone was instructed, on the 10th March last, to call for tenders for necessary
works during the present year, but as it did not appear that he had done so, he
was asked to explain the reason why, on the 8th instant. He has not yet replied.

(2.) In regard to the second question, I would say, I presume that Mr. Johnstone
inspected this line of road in May last, seeing that he certified to the due per-
formance, by the contractor, of the works completed in that month, under the
contract for 1862.

- (3.) East Maitland Pasturage Reserve :—Mr. Darvall asked the Secretary for Lands,
pursuant to Notice No. 4,—If the proposed grant of the East Maitland Pasturage
Reserve is in accordance with the Report of the Select Committee of 1860; and
if there is any objection to laying on the Table of this House a copy of the
intended grant?

Mr. Robertson answered :—In reply to the question of the Honorable and
learned Member, I would say, that the deed will set forth that the land is dedi-
cated for public health, recreation, enjoyment, and convenience, as a park,
reserving to the Crown, all mines of coal or other minerals therein, with full
power, right, and authority to the Crown, and to all persons to whom leases or
licenses may be granted, to enter upon the said lands, to search for, mine, and
dig, and take away, all coals, or other minerals; and to use any portion or por-
tions of the said lands, not exceeding in the whole a limited number of acres, for
the erection of buildings and mining works; and that the said land is granted
subject to the reservations contained in deeds of grant of land other than town
or suburban lands. The law provides that the intended appropriation shall be
laid before Parliament, which will be done in the course of the week. A copy of
the deed will also be submitted.

- (4.) Duties of Minor Road Superintendent in the County of Cumberland :—
Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 5,—

(1.) What duties has Mr. Keele to perform, in the County of Cumberland, as
Minor Road Superintendent, and is he a resident in Sydney or its suburbs?

(2.)

- (2.) How many Overseers or Superintendents has Mr. Keele under him ?
 (3.) What sum per year is Mr. Keele allowed as salary, with travelling expenses ?
 (4.) Is it true that Mr. Keele has expended, on minor roads, a large sum of money, without any authority from the Government ; if so, what amount ?

Mr. Robertson answered :—

(1.) In reply to the Honorable Member, I would say to his first question, that the duties of Mr. Keele are general supervision of the works in progress on the minor roads in the County of Cumberland, and those within a radius of about sixty miles, extending also southward to Moruya and Botalli. His head quarters are necessarily at Sydney.

(2.) With regard to the second question, I would say that he has recently received the assistance of an overseer properly so called. Mr. Keele has nineteen parties of men employed on the following roads :—Newtown Road *via* Enmore and Undercliff Bridge to George's River ; St. Leonard's and Pennant Hills, first half ; Manly Cove and Pitt Water ; St. Leonard's and Pennant Hills, second half ; Parramatta to Bedlam Ferry ; Pitt Town to Wiseman's Ferry ; Blacktown Road to Windsor Road ; Main Western Road to Bengelly Road ; Main Western Road near Parramatta *via* Smithfield towards Cabramatta ; Menangle to Picton ; Menangle to Main Southern Road at foot of Razorback ; Kiama Municipality *via* Broughton Village to Nowra ; Nowra Municipality *via* Ulladulla to Bateman's Bay, first half ; the second half of the same Road ; Nowra Municipality *via* Sassafras Range to Braidwood ; Appin *via* Broughton's Pass to Woollongong and Bulli Roads ; Windsor Road to Pitt Town Punt ; Main Southern Road towards Burragorang. Each of these parties has a foremost man paid by the day for his labor, 12s. per day, and responsible for the work of the men under him, otherwise a working overseer.

(3.) With regard to the third question, Mr. Keele's salary is the same as other minor road superintendents, £350 per annum, and allowance in lieu of travelling expenses, £150, being that authorized by Parliament.

(4.) In reply to the fourth question, I would say, that during 1862, when Mr. Keele was Superintendent of the Northern Minor Roads, at which time he had upwards of 700 miles of roads under his charge, including the road from Armidale to Glen Innes, 60 miles ; from Glen Innes to Tenterfield, 58 miles ; from Armidale *via* Walcha to Port Macquarie, 130 miles ; from Armidale to Kempsey, 82 miles ; from Armidale to Grafton, 135 miles ; from Grafton to Tenterfield, 115 miles ; from Grafton to Casino, 65 miles ; and from Lawrence to the Grafton and Tenterfield Road, near Tabulam, 70 miles—making a total of 715 miles ; and that when the sum of £24,000 was voted on the Supplementary Estimates for 1862 for Minor Roads, &c., Mr. Keele entered into contracts which required £2,937 12s. 11d., for the roads alluded to, more than the sum allotted. The whole of this money was not, however, expended before authority was given. The contracts were permitted to be carried out, the amount not being considered more than the fair share for the works in question, of the £24,000 alluded to.

- (5.) Sydney District Court Accommodation :—Mr. Hart asked the Secretary for Public Works, pursuant to Notice No. 3,—Is it the intention of the Government to provide a suitable Building for the accommodation of the Judges and Suitors of the District Court, Sydney ; and if so, when will it be commenced ?

Mr. Arnold answered :—In reply to the Honorable Member's question, I beg to inform him, that it is the intention of the Government, in accordance with a vote of the House, to provide suitable accommodation for the Judges and Suitors of the District Court, Sydney. I may remind him, that a sum of money was voted—I think two years ago—for this purpose, and since then the matter has been very frequently under the deliberation of the Government, and several plans have been determined upon, which, from subsequent circumstances, have been abandoned. In the first place it was intended and determined to provide accommodation in what had formerly been used as Immigration Barracks ; but it having been since found necessary to use the whole of that building for other purposes, that intention has had to be relinquished. Provision was then intended to be made by the purchase of the Library buildings for this purpose ; that intention was interfered with by the decision of the House, and since then a proposal has been made to the House to expend a large sum of money in providing suitable accommodation for the whole of the law business of the Colony ; that proposal has also been refused by the House. As a reason why more immediate action has not been taken in providing accommodation for the District Court, after it was found these two other proposals could not be carried out, it was thought desirable to ascertain whether the House would agree to this large plan for the Law Courts, of which the District Court would have formed a part. When it was ascertained that the House rejected this plan, it became necessary to deliberate further upon the question, and the Government thought it would be desirable, as far as possible, that the District Court should form part of an ulterior work of a larger character for the whole of the Law Courts of the Colony, and directions have been given to the Colonial Architect with this intention. The most suitable site for this purpose in possession of the Government, is a site which is now partly occupied by the Colonial Architect's Department, and it was intended to provide for the Colonial Architect in another range of buildings for the Works Department generally ; but it has since been found that the amount which was voted to erect the

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the buildings for the Works Department is not nearly sufficient for that purpose, and an additional sum of money is on the Estimates for that object. If the House approve of it,—if the sum be voted,—the two works will be simultaneously carried on. In the meantime, I quite admit the great inconvenience that does arise from the present building, but it is in regard to this as it is in regard to a great many of the other provisions for carrying on the Government business, that the present buildings are quite insufficient for the magnitude of the business to be transacted in them, and it is quite impossible to rent suitable buildings. The same difficulty is felt with regard to the Post Office; the same difficulty is felt with Public Works' and various other Departments where the buildings are insufficient, where temporary accommodation cannot be procured, and where delay is necessary in order that the authority of Parliament may be obtained.

2. Mahomet Cassim :—Administration of Justice :—

The following Message from His Excellency the Governor received and read :—

JOHN YOUNG,
Governor.

Message, No. 2.

In compliance with the Address of the Legislative Assembly, the Governor has directed that a Copy of all Correspondence between the Government and any person or persons, of all Memorials or Petitions and the Reports of the presiding Judge on the trial, having reference to the trial and execution of Mahomet Cassim, shall be laid upon the Table of the House.

*Government House,
Sydney, 21st July, 1863.*

3. Motion Withdrawn :—Mr. Morris withdrew the Motion standing in his name, No. 22 on the Notice Paper for to-day.

4. Papers :—

(1.) Mr. Smart laid upon the Table :—

(1.) Return to Order respecting the "collision between the Steamers 'Kembla' and 'Hunter,'" made by this House, on motion of Mr. Eagar, on the 14th July, 1863.

(2.) Report of Superintendent of Pilots, Light Houses, and Harbours, respecting the missing steamer "Pluto."

Ordered to be printed.

(3.) Return to Order respecting the "Seizure of Cigars on board the 'Ellen Lewis,'" made by this House, on motion of Mr. Dalgleish, on the 14th July, 1863.

(2.) Mr. Cowper laid upon the Table Return to Address in reference to the trial and execution of Mahomet Cassim,"—Administration of Justice,—adopted by this House, on motion of Mr. Wilson, on 2nd July, 1863.

Ordered to be printed.

5. Presbyterian College Bill :—

(1.) Mr. Flett presented a Petition from the Minister and Congregation of St. Andrew's Scots Church, Newcastle, against the passing of this Bill.

Petition received.

(2.) Mr. Eagar presented a Petition from certain Presbyterians of Sydney against the passing of this Bill.

Petition received.

6. Paper :—Mr. Arnold laid upon the Table Return to Order respecting "Locomotive Engines for Public Railways," made by this House, on motion of Mr. W. Forster, on the 15th July, 1863, and moved that the Return be printed.

Mr. Dalgleish moved, by way of Amendment, That the words "and be taken into consideration on Tuesday, the 4th of August," be added.

Debate ensued.

Question,—That the words proposed to be added be so added,—put and passed.

Question, then, as so amended, put and passed, and Return ordered to be printed.

7. Commercial Banking Company's Act Amendment Bill :—Mr. Cowper presented a Petition from Charles Kemp, as Chairman of the Commercial Banking Company, praying for leave to introduce a Bill to amend the Act of Incorporation,—

And Mr. Cowper having produced the *Government Gazette* and the *Sydney Morning Herald* and *Empire* newspapers, containing notices for four consecutive weeks, in the months of June and July, of the intention to apply for such Bill,—

Petition received.

8. Orders of Sequestration in Insolvency :—Mr. Cowper presented a Petition from certain Merchants, Traders, Manufacturers, and other residents of the City of Sydney, and other parts of the Colony, representing certain defects in the Insolvent Law, and praying that steps may be taken to remedy, without delay, the state of things at present existing in reference thereto.

And the same having been read at length by the Clerk, by direction of the Speaker,—

Petition received.

9. Regulation of Carriage into the Interior :—Mr. Driver presented a Petition from certain Storekeepers, Merchants, and Settlers of Bathurst, praying that steps may be taken for the better regulation of Carriage into the Interior.

And the same having been read at length by the Clerk, by direction of the Speaker,—

Petition received.

10. Mr. Arthur Arlington Abbott:—Mr. W. Forster presented a Petition from Mr. Arthur Arlington Abbott, late Sub-Inspector of Police, praying that the manner of his removal from the Public Service may be inquired into.
Petition received.
11. Proposed Limitation of Business Hours:—Mr. Dalgleish, with the concurrence of the House, moved, pursuant to *amended* Notice, That it be an Order of this House, for the present Session, that any new item of expenditure in Committee of Supply "shall" be considered to be New Business.
Debate ensued.
Mr. Rusden moved, by way of amendment, That all the words after the word "shall," be omitted, with the view of inserting in their stead the words "not be entered upon after one o'clock in the morning."
Debate continued.
Question put,—That the words proposed to be omitted stand part of the Question.
The House divided.

Ayes, 7.

Mr. Eagar,
Mr. Raper,
Mr. Dalgleish,
Mr. Sadleir,
Mr. Terry,

Tellers.

Mr. Macpherson,
Mr. Wilson.

Nocs, 35.

Mr. Cowper,	Mr. Holroyd,
Mr. Robertson,	Mr. Garrett,
Mr. Arnold,	Mr. Harpur,
Mr. Smart,	Mr. Suttor,
Capt. Moriarty,	Mr. Hannell,
Mr. Driver,	Mr. Wisdom,
Mr. R. Forster,	Mr. Burns,
Mr. Hart,	Mr. Morris,
Mr. W. Forster,	Dr. Lang,
Mr. Piddington,	Mr. C. Cowper, junr.,
Mr. Burdekin,	Mr. Weekes,
Mr. Cunneen,	Mr. Buchanan
Mr. Love,	Mr. Leary,
Mr. Close,	Mr. Lucas.
Mr. Sutherland,	<i>Tellers.</i>
Mr. Dangar,	Mr. Allen,
Mr. Mate,	Mr. Egan.
Mr. Rusden,	
Mr. Flett,	

Question put,—That the words proposed to be added be so added.
The House divided.

Ayes, 10.

Mr. Macpherson,
Mr. Raper,
Mr. Dalgleish,
Mr. Rusden,
Mr. Terry,
Mr. Piddington,
Mr. Holroyd,
Mr. Sadleir,

Tellers.

Mr. Eagar,
Mr. Wilson.

Nocs, 32.

Mr. Cowper,	Mr. Garrett,
Mr. Robertson,	Mr. Suttor,
Mr. Arnold,	Mr. Hannell,
Mr. Smart,	Mr. Wisdom,
Mr. Driver,	Mr. Burns,
Mr. R. Forster,	Mr. Morris,
Mr. Hart,	Dr. Lang,
Mr. W. Forster,	Mr. C. Cowper, junr.,
Mr. Burdekin,	Mr. Weekes,
Mr. Cunneen,	Mr. Buchanan,
Mr. Love,	Mr. Leary,
Mr. Close,	Mr. Lucas.
Mr. Sutherland,	Mr. Allen,
Mr. Dangar,	<i>Tellers.</i>
Mr. Mate,	Mr. Egan,
Mr. Flett,	Capt. Moriarty,
Mr. Harpur,	

12. Presbyterian College Bill:—Mr. Piddington presented a Petition from certain Members of the Kirk Session of the Presbyterian Church at Portland Head, against the passing of this Bill.
Petition received.
13. Motions Withdrawn:—Mr. Harpur withdrew the Motions standing in his name, Nos. 2 and 3 on the Notice Paper for to-day.
14. Petition of Thomas Duke Allen:—Mr. R. Forster moved, pursuant to Notice,—
(1.) That a Select Committee be appointed, with power to send for persons and papers, with the view of resuming the inquiry into, and reporting upon, the allegations contained in the Petition of Thomas Duke Allen, late Gaoler at Parramatta, presented to this House on the 21st August, 1862.
(2.) That the Evidence taken before, and the Progress Report made by, the Select Committee of last Session, be referred to such Committee.
(3.) That such Committee consist of the following Members:— Mr. Cowper, Mr. W. Forster, Mr. Dangar, Mr. Sutherland, Mr. Lackey, Mr. Love, Mr. Morrice, Mr. Holroyd, Mr. Macpherson, and the Mover.
Question put and passed.
15. Locomotive Engines recently ordered from Great Britain:—Mr. Dalgleish moved pursuant to Notice,—That there be laid upon the Table of this House, copies of the Specifications prepared and sent to Great Britain for the Eighteen Locomotive Engines recently ordered, together with the name of the Officer who prepared the Specifications; and distinguishing the Lines on which they are intended to run, by the letters W, for Western, N, for Northern, S, for Southern Lines.
Debate ensued.
Question put and passed.

16. Management of the Department of Lands :—Mr. Rusden moved, pursuant to Notice,—

(1.) That a Select Committee be appointed to inquire into the Management of the Department of Lands, with power to call for persons and papers.

(2.) Such Committee to consist of the following Members:—Mr. Cowper, Mr. Love, Mr. Allen, Mr. Eagar, Mr. Wilson, Mr. Lucas, Mr. Harpur, Mr. Martin, Mr. Sadleir, and the Mover.

Debate ensued.

Mr. Dalgleish moved the Previous Question.

Debate continued.

And the House having continued to sit until after Midnight;—

WEDNESDAY, 22 JULY, 1863, A.M.

Question put, That this Question be now put.

The House divided.

Ayes, 29.

Mr. Cowper,	Mr. Garrett,
Mr. Robertson,	Mr. Allen,
Mr. Smart,	Mr. R. Forster,
Mr. Arnold,	Mr. Morrice,
Mr. O. Cowper, junr.,	Mr. Raper,
Mr. Love,	Mr. Hannell,
Dr. Lang,	Mr. Harpur,
Mr. Burns,	Capt. Moriarty,
Mr. Burdekin,	Mr. Morris,
Mr. Egan,	Mr. Weekes,
Mr. Sutherland,	Mr. Close,
Mr. Redman,	<i>Tellers.</i>
Mr. Driver,	
Mr. Lord,	Mr. Bell,
Mr. Flett,	Mr. Lucas.
Mr. Cunneen,	

Noes, 12.

Mr. Rusden,
Mr. Wilson,
Mr. Eagar,
Mr. Dalgleish,
Mr. Macpherson,
Mr. Mate,
Mr. Stewart,
Mr. Sadleir,
Mr. Buchanan,
Mr. W. Forster,

Tellers.

Mr. Leary,
Mr. Wisdom.

Original Question put and negatived.

The House adjourned, on motion of Mr. Cowper, at twenty-three minutes before One o'clock, A.M., until Three o'clock, P.M., this Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, JULY 22.

QUESTION:—

1. MR. RUSDEN to ask THE COLONIAL SECRETARY,—If it is the intention of the Government to establish District Courts at Gunnedah or Narrabri on the Namoi River, and Warialda in the Gwydir District; if so, when?

Contingent Notice of Motion;—

1. MR. HOLT to move, (on the Motion being made for the second reading of the Public Education Bill)—

(1.) That the Bill before this House, “to promote Elementary Education,” is not, in the opinion of this House, suitable to the requirements of this Colony.

(2.) That the education of the people is a matter of such vital importance to the well-being of the community, as to render it expedient to place the same, and the moneys voted by Parliament for the purpose, under the control of a responsible Minister of the Crown, and not under that of a Board, as in the Bill before the House, or of Boards, as at present.

(3.) That, in order to ensure the highest proficiency amongst the teachers, to stimulate them to maintain the most efficient schools, and to encourage them to procure and retain the largest number of scholars, it is expedient to remunerate them by fees, fixed by scale, according to the number of scholars, and the instruction imparted to each.

(4.) That all schools in which the teachers receive fees from the Government shall be considered as public schools, and no applicant shall be refused admission as a pupil on account of the religious persuasion of either parent.

(5.)

(5.) That Inspectors be appointed by His Excellency the Governor, with the advice of the Executive Council, whose duties shall be to enquire into the general management of the public schools, examine the scholars on secular subjects; and, in order to fix the rate of fee to which the teacher is entitled, decide on the class to which each scholar belongs; and shall make a full report of the examination of each school to the Secretary for Public Education, which reports shall be at once laid before both Houses of Parliament, if sitting, or within seven days after the meeting thereof.

(6.) That every person who may have obtained a degree at one of the European or American Colleges, or who, after examination by the Inspectors, may be found competent to teach, as well as every teacher on the staff of either the Denominational or the National Institutions, shall be entitled to a license from the Secretary for Public Instruction, to teach where he pleases, and receive fees as aforesaid.

(7.) That in case a licensed teacher be guilty of a misdemeanour, or of conduct unbecoming a gentleman, it shall be lawful for the Secretary for Public Education to suspend or cancel the license of such teacher without prejudice to any criminal or civil proceedings that may be instituted against him, and from that date, or until his suspension be annulled, no further fees for teaching will be allowed to him out of the Public Treasury; but so long as the teaching of a schoolmaster be consistent with the laws of God, of this Country, and of good morals, it shall not be lawful to interfere with him on account of his religious principles, or religious teaching—the parents themselves being the sole judges of what kind of religious instruction they conceive to be best suited to secure the temporal and spiritual welfare of their children.

(8.) That no limit be placed in the number of teachers to be licensed (provided only they be competent), more especially as the mere licensing of teachers will be no expense to the Government, since a teacher without scholars would receive no fees.

(9.) That an Address be presented to the Governor, praying that His Excellency will be pleased to cause a Bill to be prepared embodying the above resolutions, and laid before the House at an early opportunity.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Seamen's Laws Amendment Bill; second reading.
2. Public Education Bill; second reading.
3. Pastoral Interests Contribution Bill:—Consideration in Committee of the propriety of introducing this Bill.
4. Impounding Bill:—Consideration in Committee of the propriety of introducing this Bill.
5. Orders of Sequestration in Insolvency Validating Bill; to be considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MACPHERSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of the Summons or Warrant, Depositions, Conviction, and all other proceedings before any Magistrate or Magistrates at Liverpool, having reference to the arrest, trial, and conviction of Mrs. Laing, who was sentenced, in or about the month of February last, to one month's imprisonment in Parramatta Gaol for abusive language.
2. MR. FLEET to move, That the Petition presented by him, from the Minister and Congregation of St. Andrew's Scots Church, Newcastle, on the 21st July, be printed.
3. MR. EAGAR to move, That the Petition presented by him on the 21st July, from certain Presbyterians of Sydney, against the passing of the Presbyterian College Bill, be printed.
4. MR. PIDDINGTON to move, That the Petition presented by him, on Tuesday, July 21st, from certain Members of the Presbyterian Church, against the passing of the Presbyterian College Bill, be printed.
5. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Colonial and Imperial Governments, and with any person or persons, in reference to the appointment of an Inspector of Prisons, and also of any documents in the Colonial Secretary's Office in relation thereto.
6. MR. HOLROYD to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all Vessels which, under the Immigration Regulations, have brought Immigrants to this Colony, since the 1st day of January, 1860.
 - (2.) A Return of all Fines which have been inflicted upon Officers of such Vessels by the Immigration Board, specifying the names of such Officers, their rank, and the causes for which such Fines have been inflicted, during the same period.
 - (3.) All Correspondence in connection with the infliction of such Fines.
 - (4.) An Account shewing to what Fund such Fines have been paid, and in what manner they have or will be appropriated.
7. MR. HOLROYD to move, That there be laid upon the Table of this House,—
 - (1.) Copy of a Petition, presented in 1857 to the Administrators of the Government, from certain Landowners at Kiama, praying that the land at Kiama, originally reserved for public recreation, might not be converted into a Burial-ground.
 - (2.) Copies of any other Petitions on the same subject.

- (3.) Copies of all Correspondence with Mr. Joseph King and any other person or persons and the Government in relation thereto.
- (4.) Copies of all reports of Surveyors, Surveyors General, or any other person, referring to the same.
8. DR. LANG to move, That, in the opinion of this House, the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, ought to be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years since.
 9. MR. HOLROYD to move, That the Petition presented by him on the 14th July, relative to the Matrimonial Causes Bill, be printed.
 10. MR. HOLROYD to move for leave to bring in a Bill to amend "An Act for Regulating the Police in the Towns of Parramatta, Windsor, Maitland, Bathurst, and other Towns respectively, and for Removing and Preventing Nuisances and Obstructions, and for the better Alignment of Streets therein."
 11. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
 12. MR. MARTIN to move for leave to bring in a Bill to amend the Insolvency Laws.
 13. MR. HOLROYD to move, That there be laid upon the Table of this House, a Return of Fees received upon all Proceedings in the Insolvency Jurisdiction of the Supreme Court, from the 1st of January, 1860, to the 30th of June, 1863, distinguishing in detail the fees taken month by month on swearing affidavits, on filing affidavits, on filing schedules, and on all other proceedings.
 14. MR. WILSON to move, That the Petition presented by him on the 10th July, from Burrangong, relative to the insecurity of life and property in that place, be printed.
 15. MR. DARVALL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1863, the sum of £2,000, for the enlargement of the Culverts made through Railway Embankment in Bank-street, East Maitland, and under the Morpeth Road contiguous to that Embankment.
 16. MR. SAMUEL to move, That leave of absence, for fourteen days, be granted to the Honorable Member for Argyle, on account of urgent private business.
 17. MR. W. FORSTER to move, That the Petition presented by him on Thursday, July 16th, from the Rev. John McGibbon, against the passing of the Presbyterian College Bill, be printed.
 18. MR. COWPER to move for leave to introduce a Bill to enable the European Assurance Society to sue and be sued in the name of such Society.
 19. MR. RUSDEN to move, That it is the opinion of this House that a New Commission of the Peace should be issued immediately.
 20. MR. DALLEY to move, That the Petition of Teachers of National and Denominational Schools, situated in Sydney and its Suburbs, presented by him, on Tuesday, the 14th July, be printed.
 21. MR. COWPER to move for leave to bring in a Bill to amend and consolidate the Laws relating to the Sydney Corporation.
 22. MR. W. FORSTER to move, That, the Colonial Secretary having stated, in answer to a question put to him in this House, that Mr. Henry Connell has been removed from his office of Chief Clerk at the Central Police Office, in consequence of a pledge made to the Select Committee on the Management of the said Office, the Clerk of Select Committees be summoned to the Bar of the House, in order that he may explain whether and under what circumstances such a pledge was made.
 23. MR. WALKER to move, That there be laid upon the Table of this House, a Return of the number of Liens on Yearly Crops, which have been registered under the Act, 26 Victoria, No. 10, with the amounts severally secured thereby, and the names of the Districts in which such liens have been effected, for the half-year commencing 1st January, and ending 30th June, 1863.
 24. MR. SADLER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) The whole of the Correspondence which has taken place between the Patrons of the National School, at Seaham, and the National Board of Education, in respect to the Teacher of said School, and the cause of the Teacher being withdrawn from the School.
 - (2.) Also a Statement of the reason why the said Teacher, as Head Master of the William-street National School, Sydney, was removed to Seaham, and since removed from there to Murrurundi.

ORDER OF THE DAY:—

1. Pawnbrokers Bill:—Consideration in Committee of the propriety of introducing this Bill.

THURSDAY,

THURSDAY, JULY 23.

QUESTIONS:—

1. MR. SUTOR to ask THE SECRETARY FOR LANDS,—If it is the intention of the Government to have the old line of road from Bathurst to Sofala, *via* Peel and Wyagdon, repaired and kept in order, for which the Inhabitants of those Districts have petitioned the Government?
2. DR. LANG to ask THE COLONIAL SECRETARY,—Whether it is the intention of the Government, during the present Session of Parliament, to bring in a Bill to amend the Schedules appended to the Marriage Act of the Colony.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Municipalities Law Amendment Bill; to be considered in Committee.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. BUCHANAN to move, That there be laid upon the Table of this House, all Correspondence between the Government and any person or persons with reference to the erection of a Bridge over the Creek at Tenterfield.

FRIDAY, JULY 24.

QUESTION:—

1. MR. BURNS to ask THE COLONIAL SECRETARY,—
 - (1.) Whether he is aware that the authorities of the Benevolent Asylum have in some cases declined, on the ground of inadequacy of means, or insufficiency of accommodation, to sanction the admission to that Institution of infirm and destitute persons, recommended by the Committee of the Maitland Hospital.
 - (2.) Under what regulations admissions are made.
 - (3.) If the Government contributions to country hospitals will be increased, to enable them to maintain persons of this class.
 - (4.) Whether, in the event of the unclaimed poundages being in future appropriated as proposed in the Pastoral Interests Bill, the Government contemplate giving compensation for the serious losses which the Hospitals will thereby sustain.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Church and School Lands Declaratory Bill:—Resumption of the adjourned Debate on the motion of Mr. Wilson, "That" this Bill be now read a second time,—upon which Mr. Cowper had moved, by way of amendment—That all the words after the word "That" be omitted, with the view of inserting in their place the words:—
"in the opinion of this House the Church and School Estates ought to be sold at the earliest possible period that they can be conveniently disposed of, and the proceeds thereof appropriated for the purposes of Religion and the Education of youth in the Colony, in terms of the grant made by the Crown to the Trustees of Clergy and School Lands in New South Wales."
3. Waratah Coal Company's Incorporation Bill; second reading.

NOTICE OF MOTION:—

1. MR. BURDEKIN to move, That there be laid upon the Table of this House, a Return of the number of Cases in which, during the last seven years, Appeals have been allowed by the Supreme Court to the Privy Council; the number of Appeals prosecuted; and the number of Cases in which the Decision of the Supreme Court has been maintained.

TUESDAY, JULY 28.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Correspondence with the Government and any person or persons, in connection with the case of F. W. Perry, lately charged with fraud.
2. MR. HANNELL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present year, a sum not exceeding £2,000, for the purpose of enclosing and improving that piece of Land "situated south of the Military Barracks at Newcastle," which has been reserved for public recreation.
3. MR. HANNELL to move, That there be laid upon the Table of this House a Return shewing,—
 - (1.) The Expenses of maintaining the Harbour and Pilot Establishments at Newcastle, during the years 1860, 1861, and 1862, respectively.
 - (2.) The amount of Fees received by the above Establishments during the same periods.
4. DR. LANG to move, That this House, will on Friday next, resolve itself into a Committee of the Whole, to take into consideration the propriety of addressing His Excellency the Governor to place upon the Estimates the sum of £10,000, for the purchase

- purchase of the Buildings and Books of the Australian Subscription Library, to serve as a *nucleus* and a temporary place of accommodation for the proposed Free Public Library.
5. MR. MATE to move, That the Petition from Robert Stewart, presented by him on the 10th July, be printed.
 6. MR. ALLEN to move, That in the opinion of this House a Public Analyst should be appointed by the Executive Government.
 7. MR. DRIVER to move, That the Report of the Select Committee appointed to inquire into and report upon the Management of the Central Police Office, presented to this House on the 12th December last, be now adopted.
 8. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates for the ensuing year a sum of money equal to the amount of the balance now remaining of the proceeds of the Sale of the Goods of John Cockerell, seized and sold by the Government, with the view of refunding the same.
 9. MR. LACKEY to move, That there be laid upon the Table of this House,—
 - (1.) A copy of the conditions under which Tenders were called for, for the Leasing of the Railways of the Colony.
 - (2.) Copies of the Tenders sent in, with the names of the Tenderers and Sureties.
 - (3.) Copies of Replies from the Minister for Public Works to parties who tendered.
 - (4.) Any other Communications, having reference thereto, between the Works Department and parties who tendered.
 10. MR. W. FORSTER to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all lands originally reserved or dedicated for public roads, which have been subsequently ordered by the Government to be sold, or to be surveyed for purposes of sale, whether by pre-emption or by public auction, since the passing of the Crown Lands Alienation Act, specifying in each case, the situation and locality; the properties contiguous and names of their owners; the number of acres sold or intended to be sold; if sold, the name of the purchaser or purchasers and the price and other particulars of sale; the number of acres, extent and width of road, (if any) still reserved; and the name of applicant or applicants for sale of such land.
 - (2.) A Return of all roads proclaimed by the Government under the Act of Council 4 William IV., No. 11, since the beginning of the year 1856, specifying in each case, the description of road, the contiguous property or properties and names of owner or owners, the nature of any objections offered, and names of parties objecting, and the decision of the Executive Government.
 11. DR. LANG to move, That it be referred to the Standing Orders Committee to inquire and report as to the propriety of dispensing with the 65th Standing Order in so far as regards a Private Bill, intituled, "A Bill to Legalize the Exchange of a portion of the Allotment of the Scots Church, Sydney, and to authorize the re-erection of the Tower of the said Church on its present foundation," for the introduction of which leave has been granted by this House during the present Session.
 12. DR. LANG to move, That it be referred to the Standing Orders Committee to inquire and report as to the propriety of dispensing with the 65th Standing Order in so far as regards a Private Bill, intituled, "A Bill to incorporate the Presbyterian College in connection with the University of Sydney," for the introduction of which leave has been granted by this House during the present Session.
 13. MR. DALGLEISH to move,—
 - (1.) That the Petition of Martin Gardiner, presented to this House on the 17th July, be printed and referred to a Select Committee, with power to send for persons and papers, to inquire into and report upon the allegations therein contained.
 - (2.) That such Committee consist of the following Members:—Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.
 14. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.
 15. MR. COWPER to move, for leave to introduce a Bill to amend an Act, intituled, "An Act to incorporate the Proprietors of a certain Banking Company, called, 'The Commercial Banking Company of Sydney,' and for other purposes therein mentioned."
 16. MR. COWPER to move, That the Petition presented by him on the 21st July, respecting the Insolvent Laws, be printed.
 17. MR. DRIVER to move, That the Petition of the Storekeepers and Settlers of Bathurst, with reference to the Regulation of Carriers, presented by him on the 21st July, be printed.
 18. MR. W. FORSTER to move, That the Petition, presented by him on Tuesday, July 21st, from Mr. Arthur A. Abbott, complaining of having been unjustly dismissed from the Police, be printed.
 19. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of the depositions recently taken at an inquest held before the Coroner for Sydney, on the body of Margaret Gee, together with copies of any correspondence with the Government or the Police authorities, and any persons, in reference to the murder of Margaret Gee.

20. MR. HARPUR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the present year, a sum not exceeding £3,000, to be paid over to Mrs. Caroline Chisholm, as a public acknowledgment of the long course of valuable and gratuitous services rendered by that lady to the Colony, and to assist in placing her above the reach of want in her old age.

FRIDAY, JULY 31.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; second reading.

NOTICE OF MOTION:—

1. MR. MARTIN to move,—
 - (1.) That in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.
 - (2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 - (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor.

TUESDAY, AUGUST 4.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
2. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.

ORDER OF THE DAY.

1. Consideration of Return to Order, laid on the Table on the 21st July, in reference to Locomotive Engines for Public Railways.

WEDNESDAY, AUGUST 5.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
2. Consideration of Governor's Message No. 1, with Estimates of Expenditure for 1863-4.

FRIDAY, AUGUST 7.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Payment of Wages in Money Compulsion Bill; second reading.
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New South Wales.

No. 18.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 22 JULY, 1863.

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

Question on Notice Paper for to-day :—

- (1.) District Courts for Gunnedah or Narrabri and Warialda :—Mr. Rusden asked the Colonial Secretary, pursuant to Notice,—If it is the intention of the Government to establish District Courts at Gunnedah or Narrabri on the Namoi River, and Warialda in the Gwydir District; if so, when?

Mr. Cowper answered :—I beg to state, that it is not the present intention of the Government to establish such Courts. The matter has been referred to the Judge of that District; but he does not recommend their establishment, at all events, at present.

2. Papers :—

- (1.) Mr. Cowper laid upon the Table the undermentioned Papers :—

- (1.) Report of Denominational School Board for 1862.
- (2.) Report from Commissioners of National Education for 1862.

Ordered to be printed.

- (2.) Mr. Robertson laid upon the Table the undermentioned Papers :—

- (1.) Return of Towns and Villages proclaimed under the operation of the Crown Lands Alienation Act for 1861. (*Presented under the 4th section of that Act.*)
- (2.) Abstract of Lands authorized to be dedicated to Public purposes, in accordance with the 5th Section of the Act 25 Victoria, No. 1.

Ordered to be printed.

- (3.) Mr. Cowper laid upon the Table the undermentioned Paper :—

Returns of the number of Apprehensions, Committals, Convictions and Discharges, for the offences therein mentioned, for the ten months, ending 31st December, 1862,—

And moved that the said documents be printed.

Debate ensued.

Mr. Dalgleish moved, That the Question be amended by adding at the end of it the words "and referred to a Select Committee, with power to send for persons and papers, to enquire into, and report upon, the allegations contained therein. Such Committee to consist of the following gentlemen,—Mr. Arnold, Mr. Alexander, Mr. Allen, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Cowper, and the Mover."

Debate continued.

Proposed Amendment, by leave, withdrawn.

Original Question put and passed.

Ordered to be printed.

3. Pastoral Interests Contribution Bill—Impounding Bill :—Mr. Alexander presented the undermentioned Petitions against the passing of certain clauses in the said Bills, proposing to divert the Unclaimed Proceeds of Cattle Impounded from certain Charitable Institutions :—

- (1.) From Philip Dignam and others, Inhabitants of Goulburn.
- (2.) From W. H. Hovell, J.P., and others, Inhabitants of Goulburn.
- (3.) From certain Officers and Committee of the Goulburn Hospital.

Petitions received.

4. Motions Withdrawn :—

(1.) Dr. Lang withdrew the Motion standing in his name, No. 8, on the Notice Paper for to-day.

(2.) Mr. Holroyd withdrew the Motions standing in his name, Nos. 5, 6, 7, 9, 10, 11, and 13, on the Notice Paper for to-day.

(3.) Mr. Darvall withdrew the Motion standing in his name, No. 15, on the Notice Paper for to-day.

5. Postponement :—The Order of the Day for the second reading of the Seamen's Laws Amendment Bill, postponed, on motion of Mr. Smart, until Wednesday next.

6. Public Education Bill :—Mr. Cowper moved, " That " this Bill be now read a second time.

Mr. Holt moved, pursuant to *amended Contingent Notice* :—That the Question be amended by omitting all the words thereof after the word " That " with a view to inserting in their place, the words :—

" the Bill before this House, ' to promote Elementary Education, ' is not, in the opinion of this House, suitable to the requirements of this Colony.

" (2.) That the education of the people is a matter of such vital importance to the well-being of the community, as to render it expedient to place the same, and the moneys voted by Parliament for the purpose, under the control of a responsible Minister of the Crown, and not under that of a Board, as in the Bill before the House, or of Boards, as at present.

" (3.) That, in order to ensure the highest proficiency amongst the teachers, to stimulate them to maintain the most efficient schools, and to encourage them to procure and retain the largest number of scholars, it is expedient to remunerate them by fees, fixed by scale, according to the number of scholars, and the instruction imparted to each.

" (4.) That all schools in which the teachers receive fees from the Government shall be considered as public schools, and no applicant shall be refused admission as a pupil on account of the religious persuasion of either parent.

" (5.) That Inspectors be appointed by His Excellency the Governor, with the advice of the Executive Council, whose duties shall be to enquire into the general management of the public schools, examine the scholars on secular subjects ; and, in order to fix the rate of fee to which the teacher is entitled, decide on the class to which each scholar belongs ; and shall make a full report of the examination of each school to the Secretary for Public Education, which reports shall be at once laid before both Houses of Parliament, if sitting, or within seven days after the meeting thereof.

" (6.) That every person who may have obtained a degree at one of the Australian, European, or American Colleges, or who, after examination by the Inspectors, may be found competent to teach, as well as every teacher on the staff of either the Denominational or the National Institutions, shall be entitled to a license from the Secretary for Public Instruction, to teach where he pleases, and receive fees as aforesaid.

" (7.) That in case a licensed teacher be guilty of a misdemeanour, or of conduct unbecoming a gentleman, it shall be lawful for the Secretary for Public Education to suspend or cancel the license of such teacher without prejudice to any criminal or civil proceedings that may be instituted against him, and from that date, or until his suspension be annulled, no further fees for teaching will be allowed to him out of the Public Treasury ; but so long as the teaching of a schoolmaster be consistent with the laws of God, of this Country, and of good morals, it shall not be lawful to interfere with him on account of his religious principles, or religious teaching—the parents themselves being the sole judges of what kind of religious instruction they conceive to be best suited to secure the temporal and spiritual welfare of their children.

" (8.) That no limit be placed in the number of teachers to be licensed (provided only they be competent), more especially as the mere licensing of teachers will be no expense to the Government, since a teacher without scholars would receive no fees.

" (9.) That an Address be presented to the Governor, praying that His Excellency will be pleased to cause a Bill to be prepared embodying the above resolutions, and laid before the House at an early opportunity."

Debate ensued.

Motion made by Mr. Eagar, and Question :—That this Debate be now adjourned until To-morrow,—put and passed.

7. Postponement :—The Order of the Day for the consideration, in Committee, of the propriety of introducing the Pastoral Interests Contribution Bill, postponed, on motion of Mr. Robertson, until to-morrow.

8. Impounding Bill :—On motion of Mr. Robertson, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider of the propriety of introducing this Bill.

The Chairman reported the following Resolution :—

Resolved,—That in the opinion of this Committee it is desirable to introduce a Bill to regulate the Impounding of Cattle.

Mr. Robertson then moved, That this House do now adopt this Resolution.

Question put and passed.

9. Postponement :—The Order of the Day for the consideration in Committee of the Orders of Sequestration in Insolvency Validating Bill postponed, on motion of Mr. Cowper, until to-morrow.

10. Mrs. Laing—Administration of Justice :—Mr. Macpherson moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of the Summons or Warrant, Depositions, Conviction, and all other proceedings before any Magistrate or Magistrates at Liverpool, having reference to the arrest, trial, and conviction of Mrs. Laing, who was sentenced, in or about the month of February last, to one month's imprisonment in Parramatta Gaol for abusive language.
Debate ensued.
Question put and passed.
11. Presbyterian College Bill :—
(1.) Mr. Flett moved, pursuant to notice, That the Petition presented by him, from the Minister and Congregation of St. Andrew's Scots Church, Newcastle, on the 21st July, be printed.
Question put and passed.
Ordered to be printed.
(2.) Mr. Eagar moved, pursuant to notice, That the Petition presented by him on the 21st July, from certain Presbyterians of Sydney, against the passing of the Presbyterian College Bill, be printed.
Question put and passed.
Ordered to be printed.
(3.) Mr. Piddington moved, pursuant to notice, That the Petition, presented by him, on Tuesday, July 21st, from certain Members of the Presbyterian Church, against the passing of the Presbyterian College Bill, be printed.
Question put and passed.
Ordered to be printed.
12. Motion Dropped :—Mr. Martin not making the Motion standing in his name, No. 12 on the Notice Paper for to-day, it dropped.
13. Insecurity of Life and Property at Burrangong :—Mr. Wilson moved, pursuant to notice, That the Petition presented by him on the 10th July, from Burrangong, relative to the insecurity of life and property in that place, be printed.
Question put and passed.
Ordered to be printed.
14. Motion Dropped :—Mr. Samuel, not making the Motion standing in his name, No. 16, on the Notice Paper for to-day, it dropped.
15. Presbyterian College Bill :—Mr. W. Forster moved, pursuant to notice, That the Petition presented by him on Thursday, July 16th, from the Rev. John McGibbon, against the passing of the Presbyterian College Bill, be printed.
Question put and passed.
Ordered to be printed.
16. European Assurance Society's Bill :—
(1.) Mr. Cowper moved, pursuant to notice, for leave to introduce a Bill to enable the European Assurance Society to sue and be sued in the name of such Society.
Question put and passed.
(2.) Mr. Cowper having *presented* this Bill, and produced a Certificate of the payment of Twenty-five Pounds to the credit of the Consolidated Revenue of the Colony, Bill, intituled, "*A Bill to enable the 'European Assurance Society' to sue and be sued in the name of such Society,*" read a first time.
17. Motion Dropped :—Mr. Rusden not making the Motion standing in his name, No. 19 on the Notice Paper for to-day, it dropped.
18. Public Education Bill :—Mr. Dalley moved, pursuant to notice, That the Petition of Teachers of National and Denominational Schools, situated in Sydney and its Suburbs, presented by him, on Tuesday, the 14th July, be printed.
Question put and passed.
Ordered to be printed.
19. Metropolitan Corporation Bill :—Mr. Cowper moved, pursuant to notice, for leave to bring in a Bill to amend and consolidate the Laws relating to the Sydney Corporation.
Question put and passed.
20. Motion withdrawn :—Mr. W. Forster withdrew the Motion standing in his name, No. 22 on the Notice Paper for to-day.
21. Motions dropped :—
(1.) Mr. Walker not making the Motion standing in his name, No. 23 on the Notice Paper for to-day, it dropped.
(2.) Mr. Sadleir not making the Motion standing in his name, No. 24 on the Notice Paper for to-day, it dropped.
22. Postponement :—The Order of the Day for the Consideration in Committee of the propriety of introducing the Pawnbrokers Bill postponed, on motion of Mr. Terry, until to-morrow.
The House adjourned, at seven minutes before Ten o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, JULY 23.

QUESTIONS :—

1. MR. SUTTON *to ask* THE SECRETARY FOR LANDS.—If it is the intention of the Government to have the old line of road from Bathurst to Sofala, *via* Peel and Wyagdon, repaired and kept in order, for which the Inhabitants of those Districts have petitioned the Government?
2. DR. LANG *to ask* THE COLONIAL SECRETARY.—Whether it is the intention of the Government, during the present Session of Parliament, to bring in a Bill to amend the Schedules appended to the Marriage Act of the Colony.
3. MR. W. FORSTER *to ask* THE COLONIAL SECRETARY,—
 - (1.) Is it intended by the Government to continue the payment of a Stipend to the Bishop of Sydney, during his absence from the Colony, in contravention of the 3rd section of the “Grants for Public Worship Prohibition Act”?
 - (2.) If so, from what fund, and under what authority?
4. MR. PIDDINGTON *to ask* THE COLONIAL SECRETARY,—
 - (1.) On what early day—according to promise—will the Bill for the construction of the Legislative Council on an Elective basis be introduced?
 - (2.) Will such Bill be originated in the Legislative Council, or in the Legislative Assembly?
5. MR. ROTTON *to ask* THE SECRETARY FOR LANDS.—Has he any objection to lay the last Immigration Regulations on the Table of the House, without formal Notice of Motion for the Papers?
6. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Why Mr. Keele, the Superintendent of Minor Roads for the County of Cumberland and other places, has not instructions to let the work, by tender, or public competition?
 - (2.) Why is it necessary to employ nineteen Road Overseers for the County of Cumberland at twelve shillings per day?
 - (3.) Do the Government believe any saving accrues from adopting the day system for labour on the Minor Roads; and why is the contract system abolished for the County of Cumberland Minor Roads?
7. MR. MACPHERSON *to ask* THE SECRETARY FOR LANDS,—
 - (1.) What portion of the Vote for Subordinate Roads, which was appropriated last Session to be expended on the Western and Southern Roads during 1863, has been expended, or placed to the credit of Local Trustees for that purpose in the District of Central Cumberland, distinguishing the expenditure by authority of the Minor Road Overseer, and by that of Local Road Trustees?
 - (2.) On which of the Roads in the Electoral District of Central Cumberland has any, and what expenditure been made, or authorized to be made, by Local Trustees during the present year?

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. SMART *to move*, for leave to bring in a Bill to postpone, for a further limited time, the Levying of the Wollongong Harbour Tonnage Duty.
2. MR. SMART *to move*, for leave to bring in a Bill to postpone, for a further limited time, the Levying of the Kiama Harbour Tonnage Duty.

ORDERS OF THE DAY :—

1. Municipalities Law Amendment Bill; to be considered in Committee.
2. Public Education Bill; resumption of the adjourned Debate on the Motion of Mr. Cowper,—That this Bill be now read a second time,—upon which Mr. Holt had moved, by way of amendment, the omission of all the words after the word “That” with a view to inserting in their place the following words, *viz.*:—

“the Bill before this House, to promote Elementary Education, is not, in the opinion of this House, suitable to the requirements of this Colony.

“(2.) That the education of the people is a matter of such vital importance to the well-being of the community, as to render it expedient to place the same, and the moneys voted by Parliament for the purpose, under the control of a responsible Minister of the Crown, and not under that of a Board, as in the Bill before the House, or of Boards, as at present.

“(3.) That, in order to ensure the highest proficiency amongst the teachers, to stimulate them to maintain the most efficient schools, and to encourage them to procure and retain the largest number of scholars, it is expedient to remunerate them by fees, fixed by scale, according to the number of scholars, and the instruction imparted to each.

“(4.) That all schools in which the teachers receive fees from the Government shall be considered as public schools, and no applicant shall be refused admission as a pupil on account of the religious persuasion of either parent.

“(5.) That Inspectors be appointed by His Excellency the Governor, with the advice of the Executive Council, whose duties shall be to enquire into the general
“management

“ management of the public schools, examine the scholars on secular subjects ; and, in order to fix the rate of fee to which the teacher is entitled, decide on the class to which each scholar belongs ; and shall make a full report of the examination of each school to the Secretary for Public Education, which reports shall be at once laid before both Houses of Parliament, if sitting, or within seven days after the meeting thereof.

“(6.) That every person who may have obtained a degree at one of the Australian, European, or American Colleges, or who, after examination by the Inspectors, may be found competent to teach, as well as every teacher on the staff of either the Denominational or the National Institutions, shall be entitled to a license from the Secretary for Public Instruction, to teach where he pleases, and receive fees as aforesaid.

“(7.) That in case a licensed teacher be guilty of a misdemeanour, or of conduct unbecoming a gentleman, it shall be lawful for the Secretary for Public Education to suspend or cancel the license of such teacher without prejudice to any criminal or civil proceedings that may be instituted against him, and from that date, or until his suspension be annulled, no further fees for teaching will be allowed to him out of the Public Treasury ; but so long as the teaching of a schoolmaster be consistent with the laws of God, of this Country, and of good morals, it shall not be lawful to interfere with him on account of his religious principles, or religious teaching—the parents themselves being the sole judges of what kind of religious instruction they conceive to be best suited to secure the temporal and spiritual welfare of their children.

“(8.) That no limit be placed in the number of teachers to be licensed (provided only they be competent), more especially as the mere licensing of teachers will be no expense to the Government, since a teacher without scholars would receive no fees.

“(9.) That an Address be presented to the Governor, praying that His Excellency will be pleased to cause a Bill to be prepared embodying the above resolutions, and laid before the House at an early opportunity.”

3. Pastoral Interests Contribution Bill :—Consideration in Committee of the propriety of introducing this Bill.
4. Orders of Sequestration in Insolvency Validating Bill ; to be considered in Committee.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. BUCHANAN to move, That there be laid upon the Table of this House, all Correspondence between the Government and any person or persons with reference to the erection of a Bridge over the Creek at Tenterfield.

ORDER OF THE DAY :—

1. Pawnbrokers Bill :—Consideration in Committee of the propriety of introducing this Bill.

FRIDAY, JULY 24.

QUESTIONS :—

1. MR. BURNS to ask THE COLONIAL SECRETARY,—
 - (1.) Whether he is aware that the authorities of the Benevolent Asylum have in some cases declined, on the ground of inadequacy of means, or insufficiency of accommodation, to sanction the admission to that Institution of infirm and destitute persons, recommended by the Committee of the Maitland Hospital.
 - (2.) Under what regulations admissions are made.
 - (3.) If the Government contributions to country hospitals will be increased, to enable them to maintain persons of this class.
 - (4.) Whether, in the event of the unclaimed poundages being in future appropriated as proposed in the Pastoral Interests Bill, the Government contemplate giving compensation for the serious losses which the Hospitals will thereby sustain.
2. MR. HARPUR to ask THE SECRETARY FOR PUBLIC WORKS,—When the erection of the new Court House at Singleton, for which a sum of money was voted last Session, will be commenced by the Government ; and the reason why it has been so long delayed.
3. MR. BURDEKIN to ask THE SECRETARY FOR LANDS,—What steps have been taken for the erection of a Bridge over the Peel River at Nundle ?
4. MR. MORRICE to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Are the Government aware that the works on Contract No. 2, Great Southern Railway, have been at a standstill for the last seven months ?
 - (2.) Why have the Government not taken steps to carry out the works ?
 - (3.) What steps do the Government intend to take, and when ?
5. MR. MORRICE to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What time is Mr. Randle allowed, from present date, for the completion of Contract No. 3, Great Southern Railway ?
 - (2.) Has he sufficient plant and men on the work to complete the Contract in the time ?
 - (3.) What penalty will be enforced if the Contract is not carried out in the stated time ?
 - (4.) Has Mr. Randle been written to respecting the progress made ?

6. MR. DANGAR to ask THE SECRETARY FOR LANDS,—
 (1.) When the road from Singleton to Goorengola Creek and Fall Brook, will be proclaimed and opened to the Public, the survey of this road having been completed in May, 1860.
 (2.) When will final answers be given to the Petitions and Letters, sent to the Secretary for Lands, on the subject of the Goorengola line of road from Singleton to Fall Brook?

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Church and School Lands Declaratory Bill:—Resumption of the adjourned Debate on the motion of Mr. Wilson, "That" this Bill be now read a second time,—upon which Mr. Cowper had moved, by way of amendment—That all the words after the word "That" be omitted, with the view of inserting in their place the words:—"in the opinion of this House the Church and School Estates ought to be sold at the earliest possible period that they can be conveniently disposed of, and the proceeds thereof appropriated for the purposes of Religion and the Education of youth in the Colony, in terms of the grant made by the Crown to the Trustees of Clergy and School Lands in New South Wales."
3. Waratah Coal Company's Incorporation Bill; second reading.

NOTICES OF MOTION:—

1. MR. BURDEKIN to move, That there be laid upon the Table of this House, a Return of the number of Cases in which, during the last seven years, Appeals have been allowed by the Supreme Court to the Privy Council; the number of Appeals prosecuted; and the number of Cases in which the Decision of the Supreme Court has been maintained.
2. MR. ALEXANDER to move, That the Petition presented by him on the 22nd July, from the President and Committee of the Goulburn Hospital, be printed.

TUESDAY, JULY 28.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Correspondence with the Government and any person or persons, in connection with the case of F. W. Perry, lately charged with fraud.
2. MR. HANNELL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present year, a sum not exceeding £2,000, for the purpose of enclosing and improving that piece of Land "situated south of the Military Barracks at Newcastle," which has been reserved for public recreation.
3. MR. HANNELL to move, That there be laid upon the Table of this House a Return shewing,—
 (1.) The Expenses of maintaining the Harbour and Pilot Establishments at Newcastle, during the years 1860, 1861, and 1862, respectively.
 (2.) The amount of Fees received by the above Establishments during the same periods.
4. DR. LANG to move, That this House, will on Friday next, resolve itself into a Committee of the Whole, to take into consideration the propriety of addressing His Excellency the Governor to place upon the Estimates the sum of £10,000, for the purchase of the Buildings and Books of the Australian Subscription Library, to serve as a *nucleus* and a temporary place of accommodation for the proposed Free Public Library.
5. MR. MATE to move, That the Petition from Robert Stewart, presented by him on the 10th July, be printed.
6. MR. ALLEN to move, That in the opinion of this House a Public Analyst should be appointed by the Executive Government.
7. MR. DRIVER to move, That the Report of the Select Committee appointed to inquire into and report upon the Management of the Central Police Office, presented to this House on the 12th December last, be now adopted.
8. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates for the ensuing year a sum of money equal to the amount of the balance now remaining of the proceeds of the Sale of the Goods of John Cockerell, seized and sold by the Government, with the view of refunding the same.
9. MR. LACKEY to move, That there be laid upon the Table of this House,—
 (1.) A copy of the conditions under which Tenders were called for, for the Leasing of the Railways of the Colony.
 (2.) Copies of the Tenders sent in, with the names of the Tenderers and Sureties.
 (3.) Copies of Replies from the Minister for Public Works to parties who tendered.
 (4.) Any other Communications, having reference thereto, between the Works Department and parties who tendered.

10. MR. W. FORSTER to move, That there be laid upon the Table of this House,—
 (1.) A Return of all lands originally reserved or dedicated for public roads, which have been subsequently ordered by the Government to be sold, or to be surveyed for purposes of sale, whether by pre-emption or by public auction, since the passing of the Crown Lands Alienation Act, specifying in each case, the situation and locality; the properties contiguous and names of their owners; the number of acres sold or intended to be sold; if sold, the name of the purchaser or purchasers and the price and other particulars of sale; the number of acres, extent and width of road, (if any) still reserved; and the name of applicant or applicants for sale of such land.
 (2.) A Return of all roads proclaimed by the Government under the Act of Council 4 William IV., No. 11, since the beginning of the year 1856, specifying in each case, the description of road, the contiguous property or properties and names of owner or owners, the nature of any objections offered, and names of parties objecting, and the decision of the Executive Government.
11. DR. LANG to move, That it be referred to the Standing Orders Committee to inquire and report as to the propriety of dispensing with the 65th Standing Order in so far as regards a Private Bill, intituled, "A Bill to Legalize the Exchange of a portion of the Allotment of the Scots Church, Sydney, and to authorize the re-erection of the Tower of the said Church on its present foundation," for the introduction of which leave has been granted by this House during the present Session.
12. DR. LANG to move, That it be referred to the Standing Orders Committee to inquire and report as to the propriety of dispensing with the 65th Standing Order in so far as regards a Private Bill, intituled, "A Bill to incorporate the Presbyterian College in connection with the University of Sydney," for the introduction of which leave has been granted by this House during the present Session.
13. MR. DALGLEISH to move,—
 (1.) That the Petition of Martin Gardiner, presented to this House on the 17th July, be printed and referred to a Select Committee, with power to send for persons and papers, to inquire into and report upon the allegations therein contained.
 (2.) That such Committee consist of the following Members:—Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.
14. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.
15. MR. COWPER to move, for leave to introduce a Bill to amend an Act, intituled, "An Act to incorporate the Proprietors of a certain Banking Company, called, 'The Commercial Banking Company of Sydney,' and for other purposes therein mentioned."
16. MR. COWPER to move, That the Petition presented by him on the 21st July, respecting the Insolvent Laws, be printed.
17. MR. DRIVER to move, That the Petition of the Storekeepers and Settlers of Bathurst, with reference to the Regulation of Carriers, presented by him on the 21st July, be printed.
18. MR. W. FORSTER to move, That the Petition, presented by him on Tuesday, July 21st, from Mr. Arthur A. Abbott, complaining of having been unjustly dismissed from the Police, be printed.
19. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of the depositions recently taken at an inquest held before the Coroner for Sydney, on the body of Margaret Gee, together with copies of any correspondence with the Government or the Police authorities, and any persons, in reference to the murder of Margaret Gee.
20. MR. HARPUR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the present year, a sum not exceeding £3,000, to be paid over to Mrs. Caroline Chisholm, as a public acknowledgment of the long course of valuable and gratuitous services rendered by that lady to the Colony, and to assist in placing her above the reach of want in her old age.

WEDNESDAY, JULY 29.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Seamen's Laws Amendment Bill; second reading.

FRIDAY, JULY 31.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; second reading.

NOTICE

NOTICE OF MOTION :—

1. MR. MARTIN to move,—
 - (1.) That in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.
 - (2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 - (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor.
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TUESDAY, AUGUST 4.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
2. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
3. DR. LANG to move, That, in the opinion of this House, the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, ought to be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years since.
4. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Colonial and Imperial Governments, and with any person or persons, in reference to the appointment of an Inspector of Prisons, and also of any documents in the Colonial Secretary's Office in relation thereto.
5. MR. HOLROYD to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all Vessels which, under the Immigration Regulations, have brought Immigrants to this Colony, since the 1st day of January, 1860.
 - (2.) A Return of all Fines which have been inflicted upon Officers of such Vessels by the Immigration Board, specifying the names of such Officers, their rank, and the causes for which such Fines have been inflicted, during the same period.
 - (3.) All Correspondence in connection with the infliction of such Fines.
 - (4.) An Account shewing to what Fund such Fines have been paid, and in what manner they have or will be appropriated.
6. MR. HOLROYD to move, That there be laid upon the Table of this House,—
 - (1.) Copy of a Petition, presented in 1857 to the Administrators of the Government, from certain Landowners at Kiama, praying that the land at Kiama, originally reserved for public recreation, might not be converted into a Burial-ground.
 - (2.) Copies of any other Petitions on the same subject.
 - (3.) Copies of all Correspondence with Mr. Joseph King and any other person or persons and the Government in relation thereto.
 - (4.) Copies of all reports of Surveyors, Surveyors General, or any other person, referring to the same.
7. MR. HOLROYD to move, That the Petition presented by him on the 14th July, relative to the Matrimonial Causes Bill, be printed.
8. MR. HOLROYD to move for leave to bring in a Bill to amend "An Act for Regulating the Police in the Towns of Parramatta, Windsor, Maitland, Bathurst, and other Towns respectively, and for Removing and Preventing Nuisances and Obstructions, and for the better Alignment of Streets therein."
9. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
10. MR. HOLROYD to move, That there be laid upon the Table of this House, a Return of Fees received upon all Proceedings in the Insolvency Jurisdiction of the Supreme Court, from the 1st of January, 1860, to the 30th of June, 1863, distinguishing in detail the fees taken month by month on swearing affidavits, on filing affidavits, on filing schedules, and on all other proceedings.

ORDER OF THE DAY :—

1. Consideration of Return to Order, laid on the Table on the 21st July, in reference to Locomotive Engines for Public Railways.
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WEDNESDAY,

WEDNESDAY, AUGUST 5.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
 2. Consideration of Governor's Message No. 1, with Estimates of Expenditure for 1863-4.
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FRIDAY, AUGUST 7.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Payment of Wages in Money Compulsion Bill; second reading.
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TUESDAY, AUGUST 11.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. DARVALL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1863, the sum of £2,000, for the enlargement of the Culverts made through Railway Embankment in Bank-street, East Maitland, and under the Morpeth Road contiguous to that Embankment.
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New South Wales.

No. 19.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 23 JULY, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) Old Road from Bathurst to Sofala :—Mr. Suttor asked the Secretary for Lands, pursuant to Notice No. 1,—If it is the intention of the Government to have the old line of road from Bathurst to Sofala, *via* Peel and Wyagdon, repaired and kept in order, for which the Inhabitants of those Districts have petitioned the Government?

Mr. Robertson answered :—In reply to my Honorable friend, I would say, that a sum of £56 has been appropriated for the portion of the Line in question between Bathurst and Peel, and Mr. Road Superintendent Hill, has been requested to undertake the charge of repairs. Provision will be made on the Schedule for 1864, for the remainder of the Road between Peel and Sofala.

- (2.) Amendment of Marriage Act :—Dr. Lang asked the Colonial Secretary, pursuant to Notice No. 2,—Whether it is the intention of the Government, during the present Session of Parliament, to bring in a Bill to amend the Schedules appended to the Marriage Act of the Colony?

Mr. Cowper answered :—I find, upon reference to the Registrar-General, that it is his opinion, that some amendment of the law in reference to the points to which the Honorable and Reverend Gentleman alludes is necessary. I have, therefore, instructed him to prepare a Draft Bill, in order that I may determine as to the propriety of introducing it; and I hope to bring in a Bill for the consideration of Parliament during the present Session.

- (3.) Stipend to Bishop of Sydney during absence from the Colony :—Mr. W. Forster asked the Colonial Secretary, pursuant to Notice, No. 3,—

(1.) Is it intended by the Government to continue the payment of a Stipend to the Bishop of Sydney, during his absence from the Colony, in contravention of the 3rd section of the "Grants for Public Worship Prohibition Act"?

(2.) If so, from what fund, and under what authority?

Mr. Cowper answered :—

(1.) I beg to state, in reply to the Honorable Gentleman's question, that it is intended by the Government to continue to pay the stipend to the Bishop of Sydney during his absence from the Colony, but I do not admit that it is in contravention of any law.

(2.) With reference to the fund from which the Bishop's salary is derived, £1,500 is paid from the Consolidated Revenue, Schedule C, and £500 from the Bishop-thorpe Estate.

- (4.) Elective Legislative Council Bill :—Mr. Piddington asked the Colonial Secretary, pursuant to Notice No. 4,—

(1.) On what early day—according to promise—will the Bill for the construction of the Legislative Council on an Elective basis be introduced?

(2.) Will such Bill be originated in the Legislative Council, or in the Legislative Assembly?

Mr. Cowper answered :—Considering that there is a notice of motion of peculiar significance given by the Honorable and learned Member for Orange, which motion is to come under discussion on the 31st July next, I think it would be hardly respectful to the House, or to the Honorable and learned Member who has given that notice, to state what course the Government will take in this important matter until that question is disposed of.

(5.)

(5.) Immigration Regulations :—Mr. Rotton asked the Secretary for Lands, pursuant to Notice No. 5,—Has he any objection to lay the last Immigration Regulations on the Table of the House, without formal Notice of Motion for the Papers?

Mr. Robertson answered :—In reply to the Honorable Member, I would say, that I am under the impression that they are already before the House. If they are not, I will bring them to-morrow.

(6.) Mr. Keele—Minor Roads :—Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 6,—

(1.) Why Mr. Keele, the Superintendent of Minor Roads for the County of Cumberland and other places, has not instructions to let the work, by tender, or public competition?

(2.) Why is it necessary to employ nineteen Road Overseers for the County of Cumberland at twelve shillings per day?

(3.) Do the Government believe any saving accrues from adopting the day system for labour on the Minor Roads; and why is the contract system abolished for the County of Cumberland Minor Roads?

Mr. Robertson answered :—

(1.) In reply to the Honorable Member's Question, I would say, that Mr. Keele, in common with all other Superintendents of Minor Roads, has instructions, as a rule, to perform all works of importance by contract, with permission, however, to dispense with contracts in lesser works. The nature and objects of these instructions will be explained by a Memorandum which I will presently read.

(2.) With regard to the second Question, I would say, that the reason why there are nineteen working Road Overseers for the County of Cumberland, is, that there are that number of parties at work in that County.

(3.) In reply to the third Question, I would say that it is believed there is considerable advantage in the employment of day labour on small works. The contract system is not abolished in the County of Cumberland. It may be of some interest to the House to learn the plan on which these Minor Roads are now being managed, and I will therefore read a Minute of the late Surveyor-General, Mr. McLean, approved by myself, as to their management. This Minute, I may say, was written by Mr. McLean after his visit to the Northern Roads some twelve months ago, and forms the basis of instructions to Mr. Keele as well as to all other minor road Superintendents in the Colony, and therefore the answer, which is given in the case of Mr. Keele, will be an answer in all similar cases. Mr. McLean says :—

“ I found on visiting the Roads that two processes of formation and repair were
“ in practice, and that, although much useful work had undoubtedly been done on
“ these roads, both processes were open to objection. The first process referred to
“ is the carrying out of works by contract under specifications which are so
“ general in their character, that is, so indefinite, that an opening is afforded for loss
“ to the public, and although such loss may be much obviated by the refusal of the
“ Superintendent to pay for work not done in accordance with the interpreta-
“ tions of the Specification, the contractor could, in many instances, be able to do
“ only so much work as would leave him a margin of profit. *Although open to this*
“ *objection*, this part of the system has hitherto worked satisfactorily, and I would
“ not propose any change in it, excepting a direction to the Superintendents to
“ make the contract Specifications as precise as may be practicable in each case.

“ The other practice referred to is the system which is termed maintenance, and
“ which consists in giving a contract as so much per mile to keep a certain portion
“ of road in order for each year. The indefiniteness of these contracts is neces-
“ sarily such that the contractor can always leave himself some profit, and may
“ almost, at discretion, in fine weather, increase that profit to half the whole
“ amount, while, in wet seasons, it is impossible to force him to expend even the
“ whole amount allowed him upon the road.

“ The great saving of labour in road making, which may be effected by making
“ small repairs, such as filling up wheel ruts, or steep hills and sidelings, diverting
“ water, cleaning out water channels, &c., immediately on such sources of injury
“ to the roads arising, and before rainy weather may magnify them, perhaps
“ tenfold, renders a system of maintenance by a travelling party most essential;
“ and, looking to the obvious evils of the contract maintenance, I am induced to
“ recommend the system of maintenance by a paid party with a *working* Overseer.
“ Such party to be ordinarily of the strength suggested, but to be liable to be
“ increased to four or five in all, on occasions.

“ I believe it will be desirable to give the Superintendents the power to appoint
“ and dismiss the Overseers and men, and the Overseers power to suspend the
“ men in the absence of the Superintendent, as by giving such powers only could
“ diligent work be ensured.

“ Although it would be necessary that the Superintendent should have power to
“ divert one such party, as occasion might require, from one road to another, it
“ would be desirable to let each party have a specific road as is suggested, as the
“ public using the road would thus form a check on the application to their
“ duties of the Overseer and party.

“ The Overseers should of course be men capable of directing a large number of
“ hands on special works when necessary, either in working by day labour or
“ by contracts for cuttings by measurements.

“ The present Overseers, who, while well paid, are neither efficient substitutes for
“ the Superintendents, as not possessing his authority, and not removing the
“ necessity

"necessity for his personal inspection, are not, I conceive, a desirable class of officers, and I would suggest that no addition be made to this class, and that those now appointed should gradually be otherwise provided for.

"The distribution of the Roads has my concurrence, but it embraces a Road not yet provided for in Schedule, viz., that by Newton Boyd, from Glen Innes to Grafton.

"The maintenance party might, while the proposed system is under trial, be paid out of the funds provided in Schedule for each road.

"For the present it may be desirable to make the experiment, the success of which must mainly depend on the possibility of obtaining the services of efficient working overseers on the roads; and indeed, from the difficulty that will be experienced in finding such men, the system could only be gradually adopted, and by adopting it first on one series of roads persons might commence as labourers, with the hope of being promoted, when qualified, to the position of overseer on some other road."

About twelve months ago instructions in accordance with this Minute were given to all the Minor Road Superintendents, and the system has, more or less, been carried into effect throughout all these Districts; and, I believe, with satisfaction to the public in each particular District. Of course it is, as Mr. McLean suggests, a mere matter of trial, and we shall see what will be the result;—I believe it will be satisfactory.

(7.) Expenditure of Subordinate Road Vote in Central Cumberland:—Mr. Macpherson asked the Secretary for Lands, pursuant to Notice No. 7,—

(1.) What portion of the Vote for Subordinate Roads, which was appropriated last Session to be expended on the Western and Southern Roads during 1863, has been expended, or placed to the credit of Local Trustees for that purpose in the District of Central Cumberland, distinguishing the expenditure by authority of the Minor Road Overseer, and by that of Local Road Trustees?

(2.) On which of the Roads in the Electoral District of Central Cumberland has any, and what expenditure been made, or authorized to be made, by Local Trustees during the present year?

Mr. Robertson answered:—I am afraid I shall not be able to quite meet the views of the Honorable Member; however, I will give him all the information in my power. The following is a statement of those roads which are in charge of Trustees in the County of Cumberland, shewing also the amounts applicable to the repair of each. I have no means of knowing precisely how much of the money is actually expended, the money being in the hands of Trustees. From Parramatta to Castle Hill, 10 miles, the amount allotted to it, £250; Parramatta to Windsor, 19 miles, £550; Main Western Road near Prospect, to Richmond, 19 miles, £90; Main Western Road near Parramatta, to Main Southern Road, 6 miles, £90; Main Southern Road to Campbelltown, 10 miles, £250. These are the roads in charge of Trustees. There are also other roads in the County of Cumberland upon which money has been authorized, and which is being expended by the Superintendent of Minor Roads;—From Parramatta to Bedlam Ferry, 9 miles, £135; Parramatta and Bedlam Ferry Road to Pennant Hills Wharf, 1 mile, £15; Parramatta and Bedlam Ferry Road, at Ryde, to Parramatta River, 1 mile, £15; Parramatta and Bedlam Ferry Road to Gladesville Wharf, 1 mile, £25; Ryde to Field of Mars Common, 2 miles, £30; Pennant Hills Road to Parramatta and Bedlam Ferry Road, 3 miles, £45; Castle Hill, towards Wiseman's Ferry, 13 miles, £130; Broken Back Bridge to Pennant Hills, 4 miles, £28; Main Western Road, near Parramatta, through Domain, and by Old Windsor Road to Windsor Road, 9 miles, £90; Blacktown Road to Windsor Road, 6 miles, £42; Main Western Road, near Parramatta, *via* Smithfield, toward Cabramatta, 10 miles, £100; Main South Road, near Irishtown, to George's River Road, 3 miles, £21; Main South Road to Salt Pan Creek, 6 miles, £60; Main South Road, near Lansdowne Bridge, to Penrith and Bringelly Road, 15 miles, £105; Liverpool to Orphan School Road, 3 miles, £21. These are the moneys applicable to those roads which are in charge of the Minor Road Superintendent. Up to the end of last month there was expended of this money on the road from Parramatta to Bedlam Ferry, £60 18s. 5d.; Parramatta and Bedlam Ferry Road to Gladesville Wharf, £4 11s. 6d.; and on the main Western Road, near Parramatta, *via* Smithfield, towards Cabramatta, £29 7s. 11d. Irrespective of the sums of money mentioned as actually paid, work has been performed on most of the roads alluded to during the present month, but as the returns are only sent in monthly they have not yet reached me.

2. Present State and Management of Lunatic Asylums:—Mr. Wilson, with the concurrence of the House, moved, *without notice*,—That the Select Committee on the "Present State and Management of Lunatic Asylums" have power to make visits of inspection during any adjournment of the House.

Question put and passed.

3. Mr. Arnold laid upon the Table, Return to Order, in reference to "Railway Embankment at Wallis' Creek," made by the Legislative Assembly, on motion of Mr. Burns, on 11 October, 1861.

4. Wollongong Tonnage Duty further Postponement Bill:—

(1.) Mr. Smart moved, pursuant to notice, for leave to bring in a Bill to postpone, for a further limited time, the Levying of the Wollongong Harbour Tonnage Duty.

Question put and passed.

(2.)

- (2.) Mr. Smart having presented this Bill, Bill, intituled "*A Bill to postpone for a further limited time the levying of the Wollongong Harbour Tonnage Duty,*" read a first time.
Ordered to be printed.
- (3.) Mr. Smart then moved, That the second reading of this Bill stand an Order of the Day for Wednesday next.
Debate ensued.
Question put and passed.
5. Kiama Tonnage Duty further Postponement Bill :—
- (1.) Mr. Smart moved, pursuant to notice, for leave to bring in a Bill to postpone, for a further limited time, the Levying of the Kiama Harbour Tonnage Duty.
Debate ensued.
Question put and passed.
- (2.) Mr. Smart having presented this Bill, Bill, intituled "*A Bill to postpone for a further limited time the Levying of the Kiama Harbour Tonnage Duty,*" read a first time.
- (3.) Mr. Smart then moved, That the Bill be printed, and that the second reading thereof stand an Order of the Day for Wednesday next.
Debate ensued.
Question put and passed.
Ordered to be printed.
6. Postponement :—The Order of the Day for the consideration in Committee of the Municipalities Law Amendment Bill postponed, on motion of Mr. Cowper, until Wednesday next.
7. Public Education Bill :—The Debate on the Motion of Mr. Cowper,—That this Bill be now read a second time,—upon which Mr. Holt had moved, by way of amendment, the omission of all the words after the word "That" with a view to inserting in their place the following words, viz. :—
- "the Bill before this House, 'to promote Elementary Education, is not, in the opinion of this House, suitable to the requirements of this Colony.
- "(2.) That the education of the people is a matter of such vital importance to the well-being of the community, as to render it expedient to place the same, and the moneys voted by Parliament for the purpose, under the control of a responsible Minister of the Crown, and not under that of a Board, as in the Bill before the House, or of Boards, as at present.
- "(3.) That, in order to ensure the highest proficiency amongst the teachers, to stimulate them to maintain the most efficient schools, and to encourage them to procure and retain the largest number of scholars, it is expedient to remunerate them by fees, fixed by scale, according to the number of scholars, and the instruction imparted to each.
- "(4.) That all schools in which the teachers receive fees from the Government shall be considered as public schools, and no applicant shall be refused admission as a pupil on account of the religious persuasion of either parent.
- "(5.) That Inspectors be appointed by His Excellency the Governor, with the advice of the Executive Council, whose duties shall be to enquire into the general management of the public schools, examine the scholars on secular subjects ; and, in order to fix the rate of fee to which the teacher is entitled, decide on the class to which each scholar belongs ; and shall make a full report of the examination of each school to the Secretary for Public Education, which reports shall be at once laid before both Houses of Parliament, if sitting, or within seven days after the meeting thereof.
- "(6.) That every person who may have obtained a degree at one of the Australian, European, or American Colleges, or who, after examination by the Inspectors, may be found competent to teach, as well as every teacher on the staff of either the Denominational or the National Institutions, shall be entitled to a license from the Secretary for Public Instruction, to teach where he pleases, and receive fees as aforesaid.
- "(7.) That in case a licensed teacher be guilty of a misdemeanour, or of conduct unbecoming a gentleman, it shall be lawful for the Secretary for Public Education to suspend or cancel the license of such teacher without prejudice to any criminal or civil proceedings that may be instituted against him, and from that date, or until his suspension be annulled, no further fees for teaching will be allowed to him out of the Public Treasury ; but so long as the teaching of a schoolmaster be consistent with the laws of God, of this Country, and of good morals, it shall not be lawful to interfere with him on account of his religious principles, or religious teaching—the parents themselves being the sole judges of what kind of religious instruction they conceive to be best suited to secure the temporal and spiritual welfare of their children.
- "(8.) That no limit be placed in the number of teachers to be licensed (provided only they be competent), more especially as the mere licensing of teachers will be no expense to the Government, since a teacher without scholars would receive no fees.
- "(9.) That an Address be presented to the Governor, praying that His Excellency will be pleased to cause a Bill to be prepared embodying the above resolutions, and laid before the House at an early opportunity,"—resumed and continued.

Question

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

Ayes, 44.

Mr. Cowper,	Mr. Rusden,
Mr. Smart,	Mr. R. Forster,
Mr. Arnold,	Mr. Suttor,
Mr. Robertson,	Mr. Allen,
Mr. C. Cowper, junr.,	Mr. Stewart,
Mr. Garrett,	Mr. Gordon,
Mr. Walker,	Mr. Terry,
Mr. Hart,	Mr. Driver,
Mr. Raper,	Mr. Morrice,
Mr. Flett,	Mr. Love,
Mr. Alexander,	Mr. Wilson,
Mr. Burns,	Mr. Haworth,
Mr. Wisdom,	Mr. Harpur,
Mr. Sadleir,	Mr. Dalgleish,
Mr. Shepherd,	Mr. Tighe,
Mr. Mate,	Mr. Caldwell,
Mr. Redman,	Dr. Lang,
Mr. Leary,	Mr. Weekes,
Mr. Piddington,	Mr. Burdekin,
Mr. Dangar,	
Mr. Cunneen,	<i>Tellers.</i>
Mr. Sutherland,	Mr. Bell,
Mr. Close,	Mr. Lucas.

Noes, 11.

Mr. W. Forster,
Mr. Faucett,
Mr. Macpherson,
Mr. Eagar,
Mr. Buchanan,
Mr. Egan,
Mr. Macleay,
Mr. Holt,
Mr. Rotton,

Tellers.

Capt. Moriarty,
Mr. Martin.

Original Question then put.
The House divided.

Ayes, 40.

Mr. Cowper,	Mr. Sutherland,
Mr. Smart,	Mr. Close,
Mr. Arnold,	Mr. Suttor,
Mr. Robertson,	Mr. Allen,
Mr. C. Cowper, junr.,	Mr. Stewart,
Mr. Garrett,	Mr. Driver,
Mr. Walker,	Mr. Morrice,
Mr. Hart,	Mr. Love,
Mr. Raper,	Mr. Wilson,
Mr. Flett,	Mr. Haworth,
Mr. Alexander,	Mr. Harpur,
Mr. Burns,	Mr. Dalgleish,
Mr. Wisdom,	Mr. Tighe,
Mr. Sadleir,	Mr. Caldwell,
Mr. Shepherd,	Dr. Lang,
Mr. Mate,	Mr. Weekes,
Mr. Redman,	Mr. Burdekin,
Mr. Leary,	
Mr. Piddington,	<i>Tellers.</i>
Mr. Dangar,	Mr. Lucas,
Mr. Cunneen,	Mr. Bell.

Noes, 15.

Mr. W. Forster,
Mr. Faucett,
Mr. Macpherson,
Mr. Eagar,
Mr. Buchanan,
Mr. Egan,
Mr. Rusden,
Mr. Terry,
Mr. Macleay,
Mr. Gordon,
Mr. R. Forster,
Mr. Holt,
Mr. Rotton,

Tellers.

Capt. Moriarty,
Mr. Martin.

And Bill read a second time.

Ordered, on motion of Mr. Cowper, that the Consideration in Committee of this Bill stand an Order of the Day for Wednesday next.

The House adjourned, on motion of Mr. Cowper, at eighteen minutes before Twelve o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

FRIDAY, JULY 24.

QUESTIONS:—

- MR. BURNS to ask THE COLONIAL SECRETARY,—
 - (1.) Whether he is aware that the authorities of the Benevolent Asylum have in some cases declined, on the ground of inadequacy of means, or insufficiency of accommodation, to sanction the admission to that Institution of infirm and destitute persons, recommended by the Committee of the Maitland Hospital?
 - (2.) Under what regulations admissions are made?
 - (3.) If the Government contributions to country hospitals will be increased, to enable them to maintain persons of this class?
 - (4.) Whether, in the event of the unclaimed poundages being in future appropriated as proposed in the Pastoral Interests Bill, the Government contemplate giving compensation for the serious losses which the Hospitals will thereby sustain?

2. MR. HARPUR *to ask* THE SECRETARY FOR PUBLIC WORKS,—When the erection of the new Court House at Singleton, for which a sum of money was voted last Session, will be commenced by the Government; and the reason why it has been so long delayed?
3. MR. BURDEKIN *to ask* THE SECRETARY FOR LANDS,—What steps have been taken for the erection of a Bridge over the Peel River at Nundle?
4. MR. MORRICE *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Are the Government aware that the works on Contract No. 2, Great Southern Railway, have been at a standstill for the last seven months?
 - (2.) What steps do the Government intend to take, and when?
5. MR. MORRICE *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What time is Mr. Randle allowed, from present date, for the completion of Contract No. 3, Great Southern Railway?
 - (2.) Has he sufficient plant and men on the work to complete the Contract in the time?
 - (3.) What penalty will be enforced if the Contract is not carried out in the stated time?
 - (4.) Has Mr. Randle been written to respecting the progress made?
6. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) When the road from Singleton to Goorengola Creek and Fall Brook, will be proclaimed and opened to the Public, the survey of this road having been completed in May, 1860.
 - (2.) When will final answers be given to the Petitions and Letters, sent to the Secretary for Lands, on the subject of the Goorengola line of road from Singleton to Fall Brook?
7. MR. DALGLEISH *to ask* THE COLONIAL SECRETARY,—Will he lay upon the Table of this House, a Copy of the Letter or Letters sent to the Superintendents and other Officers of Police, requesting the Information upon which the Statistics furnished to this House, on the State of Crime were furnished to him?
8. MR. DALGLEISH *to ask* THE SECRETARY FOR LANDS,—
 - (1.) When will the Road from Bomadary Ferry to Nowra, recently proclaimed, and partly fenced, be opened; have the Bench received instructions not to open the said Road?
 - (2.) What is the amount of money appropriated for Roads in the Shoalhaven Police District; what number of Inspectors or Overseers have received Appointments in the said District; their salaries and names?

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Church and School Lands Declaratory Bill:—Resumption of the adjourned Debate on the motion of Mr. Wilson, "That" this Bill be now read a second time,—upon which Mr. Cowper had moved, by way of amendment—That all the words after the word "That" be omitted, with the view of inserting in their place the words:—"in the opinion of this House the Church and School Estates ought to be sold at the earliest possible period that they can be conveniently disposed of, and the proceeds thereof appropriated for the purposes of Religion and the Education of youth in the Colony, in terms of the grant made by the Crown to the Trustees of Clergy and School Lands in New South Wales."
3. Waratah Coal Company's Incorporation Bill; second reading.
4. Pawnbrokers Bill:—Consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION:—

1. MR. BURDEKIN *to move*, That there be laid upon the Table of this House, a Return of the number of Cases in which, during the last seven years, Appeals have been allowed by the Supreme Court to the Privy Council; the number of Appeals prosecuted; and the number of Cases in which the Decision of the Supreme Court has been maintained.
2. MR. ALEXANDER *to move*, That the Petition presented by him on the 22nd July, from the President and Committee of the Goulburn Hospital, be printed.
3. MR. BUCHANAN *to move*, That there be laid upon the Table of this House, all Correspondence between the Government and any person or persons with reference to the erection of a Bridge over the Creek at Tenterfield.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Pastoral Interests Contribution Bill:—Consideration in Committee of the propriety of introducing this Bill.
2. Orders of Sequestration in Insolvency Validating Bill; to be considered in Committee.

TUESDAY, JULY 28.

QUESTION:—

1. MR. DALGLEISH *to ask* THE COLONIAL SECRETARY,—
 - (1.) The date on which the first payment was authorized or made to any Clergyman from the Church and School Lands Revenue; the amount so paid, and the names and Denominations of Religion of the recipients?
 - (2.) The date on which the first payment was authorized or made to any Schoolmasters from the Church and School Lands Revenue; the amount so paid, and the names and Denominations of Religion of the recipients?

OTHER

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Correspondence with the Government and any person or persons, in connection with the case of F. W. Perry, lately charged with fraud.
2. MR. HANNELL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present year, a sum not exceeding £2,000, for the purpose of enclosing and improving that piece of Land "situated south of the Military Barracks at Newcastle," which has been reserved for public recreation.
3. MR. HANNELL to move, That there be laid upon the Table of this House a Return shewing,—
 - (1.) The Expenses of maintaining the Harbour and Pilot Establishments at Newcastle, during the years 1860, 1861, and 1862, respectively.
 - (2.) The amount of Fees received by the above Establishments during the same periods.
4. DR. LANG to move, That this House, will on Friday next, resolve itself into a Committee of the Whole, to take into consideration the propriety of addressing His Excellency the Governor to place upon the Estimates the sum of £10,000, for the purchase of the Buildings and Books of the Australian Subscription Library, to serve as a *nucleus* and a temporary place of accommodation for the proposed Free Public Library.
5. MR. MATE to move, That the Petition from Robert Stewart, presented by him on the 10th July, be printed.
6. MR. ALLEN to move, That in the opinion of this House a Public Analyst should be appointed by the Executive Government.
7. MR. DRIVER to move, That the Report of the Select Committee appointed to inquire into and report upon the Management of the Central Police Office, presented to this House on the 12th December last, be now adopted.
8. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates for the ensuing year a sum of money equal to the amount of the balance now remaining of the proceeds of the Sale of the Goods of John Cockerell, seized and sold by the Government, with the view of refunding the same.
9. MR. LACKEY to move, That there be laid upon the Table of this House,—
 - (1.) A copy of the conditions under which Tenders were called for, for the Leasing of the Railways of the Colony.
 - (2.) Copies of the Tenders sent in, with the names of the Tenderers and Sureties.
 - (3.) Copies of Replies from the Minister for Public Works to parties who tendered.
 - (4.) Any other Communications, having reference thereto, between the Works Department and parties who tendered.
10. MR. W. FORSTER to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all lands originally reserved or dedicated for public roads, which have been subsequently ordered by the Government to be sold, or to be surveyed for purposes of sale, whether by pre-emption or by public auction, since the passing of the Crown Lands Alienation Act, specifying in each case, the situation and locality; the properties contiguous and names of their owners; the number of acres sold or intended to be sold; if sold, the name of the purchaser or purchasers and the price and other particulars of sale; the number of acres, extent and width of road, (if any) still reserved; and the name of applicant or applicants for sale of such land.
 - (2.) A Return of all roads proclaimed by the Government under the Act of Council 4 William IV., No. 11, since the beginning of the year 1856, specifying in each case, the description of road, the contiguous property or properties and names of owner or owners, the nature of any objections offered, and names of parties objecting, and the decision of the Executive Government.
11. DR. LANG to move, That it be referred to the Standing Orders Committee to inquire and report as to the propriety of dispensing with the 65th Standing Order in so far as regards a Private Bill, intituled, "A Bill to Legalize the Exchange of a portion of the Allotment of the Scots Church, Sydney, and to authorize the re-erection of the Tower of the said Church on its present foundation," for the introduction of which leave has been granted by this House during the present Session.
12. DR. LANG to move, That it be referred to the Standing Orders Committee to inquire and report as to the propriety of dispensing with the 65th Standing Order in so far as regards a Private Bill, intituled, "A Bill to incorporate the Presbyterian College in connection with the University of Sydney," for the introduction of which leave has been granted by this House during the present Session.
13. MR. DALGLEISH to move,—
 - (1.) That the Petition of Martin Gardiner, presented to this House on the 17th July, be printed and referred to a Select Committee, with power to send for persons and papers, to inquire into and report upon the allegations therein contained.
 - (2.) That such Committee consist of the following Members:—Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdckin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.
14. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,

Copies

- Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.
15. MR. COWPER to move, for leave to introduce a Bill to amend an Act, intituled, "An Act to incorporate the Proprietors of a certain Banking Company, called, 'The Commercial Banking Company of Sydney,' and for other purposes therein mentioned."
 16. MR. COWPER to move, That the Petition presented by him on the 21st July, respecting the Insolvent Laws, be printed.
 17. MR. DRIVER to move, That the Petition of the Storekeepers and Settlers of Bathurst, with reference to the Regulation of Carriers, presented by him on the 21st July, be printed.
 18. MR. W. FORSTER to move, That the Petition, presented by him on Tuesday, July 21st, from Mr. Arthur A. Abbott, complaining of having been unjustly dismissed from the Police, be printed.
 19. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of the depositions recently taken at an inquest held before the Coroner for Sydney, on the body of Margaret Gee, together with copies of any correspondence with the Government or the Police authorities, and any persons, in reference to the murder of Margaret Gee.
 20. MR. HARPUR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the present year, a sum not exceeding £3,000, to be paid over to Mrs. Caroline Chisholm, as a public acknowledgment of the long course of valuable and gratuitous services rendered by that lady to the Colony, and to assist in placing her above the reach of want in her old age.
 21. MR. COWPER to move,—
 - (1.) That the European Assurance Society's Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. Alexander, Mr. Burdekin, Mr. C. Cowper, junior; Mr. Hart, Mr. Leary, Mr. Piddington, Mr. Stewart, and the Mover.

WEDNESDAY, JULY 29.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Seamen's Laws Amendment Bill; second reading.
2. Wollongong Tonnage Duty further Postponement Bill; second reading.
3. Kiama Tonnage Duty further Postponement Bill; second reading.
4. Municipalities Law Amendment Bill; to be considered in Committee.
5. Public Education Bill; to be considered in Committee.

FRIDAY, JULY 31.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; second reading.

NOTICE OF MOTION:—

1. MR. MARTIN to move,—
 - (1.) That in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.
 - (2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 - (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor.

TUESDAY, AUGUST 4.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
2. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.

3. DR. LANG to move, That, in the opinion of this House, the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, ought to be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years since.
4. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Colonial and Imperial Governments, and with any person or persons, in reference to the appointment of an Inspector of Prisons, and also of any documents in the Colonial Secretary's Office in relation thereto.
5. MR. HOLROYD to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all Vessels which, under the Immigration Regulations, have brought Immigrants to this Colony, since the 1st day of January, 1860.
 - (2.) A Return of all Fines which have been inflicted upon Officers of such Vessels by the Immigration Board, specifying the names of such Officers, their rank, and the causes for which such Fines have been inflicted, during the same period.
 - (3.) All Correspondence in connection with the infliction of such Fines.
 - (4.) An Account shewing to what Fund such Fines have been paid, and in what manner they have or will be appropriated.
6. MR. HOLROYD to move, That there be laid upon the Table of this House,—
 - (1.) Copy of a Petition, presented in 1857 to the Administrators of the Government, from certain Landowners at Kiama, praying that the land at Kiama, originally reserved for public recreation, might not be converted into a Burial-ground.
 - (2.) Copies of any other Petitions on the same subject.
 - (3.) Copies of all Correspondence with Mr. Joseph King and any other person or persons and the Government in relation thereto.
 - (4.) Copies of all reports of Surveyors, Surveyors General, or any other person, referring to the same.
7. MR. HOLROYD to move, That the Petition presented by him on the 14th July, relative to the Matrimonial Causes Bill, be printed.
8. MR. HOLROYD to move for leave to bring in a Bill to amend "An Act for Regulating the Police in the Towns of Parramatta, Windsor, Maitland, Bathurst, and other Towns respectively, and for Removing and Preventing Nuisances and Obstructions, and for the better Alignment of Streets therein."
9. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
10. MR. HOLROYD to move, That there be laid upon the Table of this House, a Return of Fees received upon all Proceedings in the Insolvency Jurisdiction of the Supreme Court, from the 1st of January, 1860, to the 30th of June, 1863, distinguishing in detail the fees taken month by month on swearing affidavits, on filing affidavits, on filing schedules, and on all other proceedings.
11. MR. WALKER to move,—That there be laid upon the Table of this House, a Return of the number of Liens on Yearly Crops, which have been registered under the Act 26 Victoria No. 10, with the amount severally secured thereby, and the names of the Districts in which such Liens have been effected for the Half-year, commencing 1st January, and ending 30th June, 1863.

ORDER OF THE DAY:—

1. Consideration of Return to Order, laid on the Table on the 21st July, in reference to Locomotive Engines for Public Railways.

 WEDNESDAY, AUGUST 5.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider "the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and "to alter the Duty on Bonded Warehouses."
2. Consideration of Governor's Message No. 1, with Estimates of Expenditure for 1863-4.

 FRIDAY, AUGUST 7.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Payment of Wages in Money Compulsion Bill; second reading.

 TUESDAY,

TUESDAY, AUGUST 11.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DARVALL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1863, the sum of £2,000, for the enlargement of the Culverts made through Railway Embankment in Bank-street, East Maitland, and under the Morpeth Road contiguous to that Embankment.
2. MR. SAMUEL to move,—
 - (1.) That this House is of opinion that Messrs. Peto and Co., or some such Eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find every thing except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within five years from the time of signing the Contract, a single Line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - (6.) That "finding everything" shall include the Engineering, Surveying, Preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level crossings with Gates where required, suitable Stations with Platforms, Road approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - (7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 - (8.) That in the event of Messrs. Peto and Co., or other Contractors, according to this request, and causing trial levels and sections to be made to enable them to prepare an Estimate and Tender, they shall, should their Tender not be accepted, be paid the cost of such trial levels, surveys and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.
 - (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
3. MR. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.
4. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all Sums Expended on Minor Roads, from 1st January, 1861, to 30th June, 1863, specifying each particular Line of Road, and the Nature of the Improvements made thereon.
 - (2.) The Name of District, and whether performed by Contract or Day-work.
 - (3.) The Names of the Local Road Superintendents and Overseers.
 - (4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.
 - (5.) The Number of Laborers in each Gang where an Overseer is employed.

New South Wales.

No. 20.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 24 JULY, 1863.

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

Questions on Notice Paper for to-day :—

(1.) Benevolent Asylum, Sydney, and Country Hospitals,—Pastoral Interests Contribution Bill :—Mr. Burns asked the Colonial Secretary, pursuant to Notice No 1,—

(1.) Whether he is aware that the authorities of the Benevolent Asylum have in some cases declined, on the ground of inadequacy of means, or insufficiency of accommodation, to sanction the admission to that Institution of infirm and destitute persons, recommended by the Committee of the Maitland Hospital?

(2.) Under what regulations admissions are made?

(3.) If the Government contributions to country hospitals will be increased, to enable them to maintain persons of this class?

(4.) Whether, in the event of the unclaimed poundages being in future appropriated as proposed in the Pastoral Interests Bill, the Government contemplate giving compensation for the serious losses which the Hospitals will thereby sustain?

Mr. Cowper answered :—

(1.) Although at one time, I believe, the Board did decline to receive some patients on the ground of insufficiency of accommodation, that is no longer a reason why persons, who are otherwise eligible, should not be admitted, and I believe all objection on that ground is now removed, as another house has been rented at Liverpool.

(2.) The Government have given instructions for the admission of such patients, but as the Honorable Gentleman has put the Question, I think I ought not to answer it without making some explanation, and it is this; that the managers of the Country Hospitals—and Maitland is one of them—seemed to think that they could give orders for the admission of patients without making application, or giving such information as the Board required. I find that some particulars, such as age, infirmity, occupation, &c., of the parties are generally required, and that an application should be made, and not an order given, for their admission. It appears the Country Hospitals seem to think they can send all paupers from their District into Sydney, and sometimes the objection is made that they are proper objects for the Hospital rather than for the Benevolent Asylum. The Bye-Laws, in reference to the subject, are the following:—“No. 27—“Persons eligible for admission to the Institution shall be those only, who, in the opinion of the Board, are infirm and destitute. No. 28—Except in cases of great urgency, no person shall be admitted as an inmate of the Institution otherwise than at a meeting of the Board. No. 29—Recommendations for admission must be from those to whom the applicants are personally known, and who, from such personal knowledge, can certify conscientiously to their bodily infirmity and actual destitution.” Some time ago there was considerable difficulty with reference to these applications, but I believe these matters are now better understood, and that applications are made in the proper form, and generally attended to.

(3.) I find that Maitland receives £600 from the Government, in aid of its Hospital, and that, I think, is a contribution not to be despised.

(4.) With regard to the fourth Question, I may say, that the Pastoral Interests Bill has not yet passed; when it has passed, it will be time enough to take that matter into consideration.

(2.)

- (2.) New Court House, Singleton:—Mr. Harpur asked the Secretary for Public Works, pursuant to Notice No. 2,—When the erection of the new Court House at Singleton, for which a sum of money was voted last Session, will be commenced by the Government; and the reason why it has been so long delayed?
Mr. Arnold answered:—The Honorable Member is wrong in supposing that any special vote was taken last Session for this purpose; but it was the intention of the Government to erect a Court House at Singleton out of the general vote which was assented to by the House. The reason why so long a delay has occurred, has been, that Singleton is a private Township, and Government have no land for the purpose of building a Court House. In consequence of this, tenders were called for for land suitable for the site of such a building, and since these tenders were received, they have been referred to the proper Officer for report, but no report has at present been received.
- (3.) Bridge at Nundle:—Mr. Burdekin asked the Secretary for Lands, pursuant to Notice No. 3,—What steps have been taken for the erection of a Bridge over the Peel River at Nundle?
Mr. Robertson answered:—Plans and Specifications have been prepared.
- (4.) Great Southern Railway:—
(1.) Contract No. 2:—Mr. Morrice asked the Secretary for Public Works, pursuant to Notice No. 4:—
(1.) Are the Government aware that the works on Contract No. 2, Great Southern Railway, have been at a standstill for the last seven months?
(2.) What steps do the Government intend to take, and when?
Mr. Arnold answered:—
(1.) The Government are unfortunately aware that the works on Contract No. 2, Great Southern Railway, have been suspended for some time.
(2.) The steps rendered necessary in consequence of this suspension have already been taken; the steps, of course, being to substitute for a defaulting contractor others, we trust, of a more reliable character.
- (2.) Contract No. 3:—Mr. Morrice asked the Secretary for Public Works, pursuant to Notice, No. 5:—
(1.) What time is Mr. Randle allowed, from present date, for the completion of Contract No. 3, Great Southern Railway?
(2.) Has he sufficient plant and men on the work to complete the Contract in the time?
(3.) What penalty will be enforced if the Contract is not carried out in the stated time?
(4.) Has Mr. Randle been written to respecting the progress made?
Mr. Arnold answered:—
(1.) The term allowed for the completion of Mr. Randle's Contract No. 3, expires on the 7th July, 1864.
(2.) In answer to the second Question, I would say, that the plant and men upon the work at the present time are not sufficient to enable Mr. Randle to complete the contract within his term. At the same time, I may observe, that that does not at all prove that Mr. Randle may not increase his plant and men sufficiently to enable him to complete the contract within the specified period; and this, Mr. Randle says, it is his intention to do.
(3.) The penalty for non-completion of the contract is £5,000. That is the penalty named in Mr. Randle's bond.
(4.) Mr. Randle has been written to, not so much respecting the progress made, as respecting the want of progress made.
- (5.) Roads—Singleton and Fall Brook, &c.:—Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 6:—
(1.) When the road from Singleton to Goorengola Creek and Fall Brook, will be proclaimed and opened to the Public, the survey of this road having been completed in May, 1860.
(2.) When will final answers be given to the Petitions and Letters, sent to the Secretary for Lands, on the subject of the Goorengola line of road from Singleton to Fall Brook?
Mr. Robertson answered:—
(1.) If the Road referred to is that leading from Goorengola to Singleton, it is delayed in consequence of the injury that would be inflicted upon the holders of certain enclosed lands through which it passes. It has not been considered to be a road of sufficient importance to be fenced at the public expense, and it would be obviously improper to open the grounds without fencing off the road. If the road intended is that leading from Goorengola to Camberwell, it will provide access to the main road to many of the parties interested in the above, and is considered of sufficient importance to warrant its being fenced through enclosed land, where no road was previously reserved, at the public expense.
(2.) The matter is under consideration, and I shall be able to determine what Government will do in the course of a few days.
(*Mr. Dalgleish not asking the Question standing in his name, No. 7, it dropped.*)
- (6.) Roads, Shoalhaven District:—Mr. Dalgleish asked the Secretary for Lands, pursuant to Notice No. 8:—
(1.) When will the Road from Bomadary Ferry to Nowra, recently proclaimed, and partly fenced, be opened; have the Bench received instructions not to open the said Road?
(2.)

(2.) What is the amount of money appropriated for Roads in the Shoalhaven Police District; what number of Inspectors or Overseers have received Appointments in the said District; their salaries and names?

Mr. Robertson answered:—

(1.) In reply to the first of these Questions, I desire to say, that the opening of the road from Bomadery to Nowra has been delayed through a question as to the legality of carrying it through Mr. Hyam's garden. It has been recommended by Mr. District Surveyor Trynam, that that portion should not be opened till the expiry of Mr. Hyam's lease in 1866 or 1867. Instructions have been given to stay the fencing, pending this decision, when it will be proceeded with. The Road, as intended, passes through a garden, which is under lease to Mr. Hyam. The law prevents our going through this garden without the consent of the owner. The proprietor is willing, the tenant is unwilling, and therefore it is thought desirable to let the road go round in the mean time, till the tenant's lease is up, and in that way to get over the difficulty.

(2.) With regard to the second Question as to the amount of money appropriated for roads in the Police District of Shoalhaven, for 1863, I would say, that from Broughton Creek to the Kangaroo Ground there has been £63; from Nowra Municipality, *via* Ulladulla, to Bateman's Bay, £504; from the Nowra and Ulladulla Road, at Tomerong, to Jervis Bay, £49; from the Nowra Municipality to Greenwell Point, £130; from Nowra, *via* Sassafras Range, to Braidwood, £245; and from Brown's Mountain to Bomadery Ferry, £60. Four working Overseers are employed on the roads in question, namely, Messrs. A. Campbell, E. Ryan, A. McKenzie, and J. Clarke.

2. Church and School Lands Declaratory Bill:—Mr. Sadleir presented a Petition from a Roman Catholic Clergyman and certain Catholics of Raymond Terrace, adverse to this Bill.
Petition received.
3. Paper:—Mr. Robertson laid upon the Table, Regulations for Assisted Immigration, dated 19 May, 1863, (in lieu of those issued on 21 June, 1861.)
Ordered to be printed.
4. Impounding Bill:—Mr. Robertson having *presented* this Bill, Bill, intituled "*A Bill to regulate the Impounding of Cattle,*" read a first time.
Ordered to be printed, and read a second time on Thursday next.
5. Metropolitan Corporation Bill:—Mr. Cowper having *presented* this Bill, Bill, intituled "*A Bill to consolidate and amend the Laws relating to the City of Sydney,*" read a first time.
Ordered to be printed, and read a second time this day week.
6. Paper:—Mr. Cowper laid upon the Table, Police Correspondence in reference to Returns of Apprehensions, Committals, Convictions, and Discharges, laid on the Table by him, on the 22nd instant, (*see Votes and Proceedings No. 13, Entry 2, (3),* and moved, That the said Correspondence be printed.
Debate ensued.
Question put and passed.
Ordered to be printed.
7. Church and School Lands Declaratory Bill:—Mr. Faucett presented a Petition from certain Roman Catholic Inhabitants of the District of Camden, against the passing of this Bill.
Petition received.
8. Member of Legislative Council as Witness:—Mr. Allen moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,—

The Legislative Assembly having appointed a Select Committee, for whose consideration was referred, the "Report of the Select Committee on the Petition of Miss Isabella Mary Kelly, together with the Proceedings of the Committee, Minutes of Evidence, and Appendix, brought up on the 18th December last," and that Committee being desirous to examine the Honorable Sir William Montagu Manning, Knight, Q.C., Member of the Legislative Council, in reference thereto, requests that the Legislative Council will give leave to its said Member to attend, and be examined by the said Committee, on such day and days as shall be arranged between him and the said Committee.

*Legislative Assembly Chamber,
Sydney, 24 July, 1863.*

Speaker.

Question put and passed.

9. Public Education Bill:—Mr. Mate presented a Petition from certain Teachers in and around Albury, praying that the said Bill may be modified, so as to meet their views, as in the Petition set forth.
Petition received.
10. Postponement:—The Order of the Day for the Second Reading of the Law of Evidence in Criminal Cases Amendment Bill postponed, on Motion of Mr. Driver, until Friday, the 7th August.

11. Church and School Lands Declaratory Bill :—The adjourned Debate on the motion of Mr. Wilson, "That" this Bill be now read a second time,—upon which Mr. Cowper had moved, by way of amendment—"That all the words after the word "That" be omitted, with the view of inserting in their place the words :—" in the opinion of this House the Church and School Estates ought to be 'sold' at the earliest possible period that they can be conveniently disposed of, and the proceeds thereof appropriated for 'the purposes of Religion and' the Education of youth in the Colony, in terms of the grant made by the Crown to the Trustees of Clergy and School Lands in New South Wales,"—resumed and continued.

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

Ayes, 17.

Mr. Wilson,
Mr. Burns,
Mr. Caldwell,
Mr. Dalgleish,
Mr. Eagar,
Mr. Sadleir,
Mr. Buchanan,
Mr. Rotton,
Mr. Harpur,
Mr. Driver,
Mr. Piddington,
Mr. Stewart,
Mr. Tighe,
Mr. Love,
Mr. Dalley,

Tellers.

Mr. W. Forster,
Mr. Leary.

Noes, 36.

Mr. Cowper,
Mr. Robertson,
Mr. Smart,
Capt. Moriarty,
Mr. Egan,
Mr. Hart,
Mr. Faucett,
Mr. Wisdom,
Mr. Redman,
Mr. Lackey,
Mr. Allen,
Mr. Macleay,
Mr. Terry,
Mr. Lucas,
Mr. Morrice,
Mr. Haworth,
Mr. Flett,
Mr. Cumneen,
Mr. Sutherland,

Dr. Lang,
Mr. Shepherd,
Mr. Burdekin,
Mr. Darvall,
Mr. Dangar,
Mr. R. Forster,
Mr. Rusden,
Mr. Bell,
Mr. Garrett,
Mr. Mate,
Mr. C. Cowper, junr.,
Mr. Weekes,
Mr. Macpherson,
Mr. Arnold,
Mr. Gordon,

Tellers.

Mr. Holroyd,
Mr. Morris.

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

Mr. Leary moved, That the proposed Amendment be amended by inserting, after the word 'sold,' the words "by auction."

And the Honorable Member proceeding to address the House in reference to his motion,—

A *Question of Order* arose as to the admissibility of a further Debate at this stage of the proceedings,—

And a discussion arising on the point of Order,—

The Speaker said that, although it was not usual to raise a Debate at this particular stage, he was not aware of any Rule of Parliament to prevent it. (*See Rules and Orders of the House of Commons, No. 151.*)

Question then proposed,—That the words proposed to be inserted in the proposed Amendment, be there inserted.

Debate ensued.

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

Mr. Leary moved, That the proposed Amendment be further amended by omitting the words 'the purposes of Religion and.'

Debate ensued.

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

The House divided.

Ayes, 30.

Mr. Cowper,
Mr. Robertson,
Mr. Smart,
Mr. Arnold,
Mr. Haworth,
Mr. Egan,
Mr. Hart,
Capt. Moriarty,
Mr. Garrett,
Mr. Terry,
Mr. Macpherson,
Mr. R. Forster,
Mr. Dangar,
Mr. Shepherd,
Mr. Cumneen,
Mr. Flett,
Mr. Darvall,
Mr. Macleay,
Mr. Gordon,
Mr. Mate,
Mr. Morrice,
Mr. Allen,
Mr. Rusden,
Mr. Lackey,
Mr. Weekes,
Mr. Redman,
Mr. Holroyd,
Mr. C. Cowper, junr.,
Tellers,
Mr. Morris,
Mr. Burdekin

Noes, 19.

Mr. Burns,
Mr. Piddington,
Mr. Dalgleish,
Mr. Eagar,
Mr. Driver,
Mr. Lucas,
Mr. Leary,
Dr. Lang,
Mr. Sutherland,
Mr. Caldwell,
Mr. Harpur,
Mr. Stewart,
Mr. Sadleir,
Mr. W. Forster,
Mr. Tighe,
Mr. Love,
Mr. Rotton,
Tellers,
Mr. Buchanan,
Mr. Wilson.

Mr. Hart moved, That the proposed Amendment be further amended by adding at the end thereof the words "Such Proceeds to be divided rateably among the different Religious Denominations."

"2. That an Address be presented to His Excellency the Governor, with the foregoing Resolution."

Question proposed,—That the words proposed to be added to the proposed Amendment be there added.

Debate ensued.

Motion made by Mr. Wilson, and Question put (after Debate) That this Debate be now adjourned until Friday next.

The

The House divided.

Ayes, 18.

Mr. Dalgleish,	<i>Tellers.</i>
Mr. Sutherland,	
Mr. Wilson,	Mr. Redman,
Capt. Moriarty,	Mr. Lucas.
Mr. Caldwell,	
Mr. Piddington,	
Mr. Eagar,	
Mr. Buchanan,	
Mr. Leary,	
Mr. Stewart,	
Mr. W. Forster,	
Mr. Driver,	
Mr. Love,	
Mr. Harpur,	
Mr. Sadleir,	
Mr. Rotton,	

Noes, 30.

Mr. Cowper,	Mr. Gordon,
Mr. Robertson,	Mr. Mate,
Mr. Smart,	Mr. Shepherd,
Mr. Arnold,	Mr. R. Forster,
Mr. Darvall,	Mr. Burns,
Mr. Morris,	Mr. Tighe,
Mr. Hart,	Mr. Burdekin,
Mr. Macpherson,	Mr. Lackey,
Mr. Macleay,	Mr. Haworth,
Mr. Terry,	Mr. Holroyd,
Mr. Garrett,	Mr. Weekes,
Mr. Cunneen,	Mr. C. Cowper, junr.,
Mr. Morrice,	<i>Tellers.</i>
Mr. Flett,	Mr. Egan,
Mr. Dangar,	Mr. Rusden.
Mr. Allen,	

Question stated.—That the words proposed to be added to the proposed Amendment be there added.

Mr. Leary moved,—That this House do now adjourn.

Debate ensued.

And the House continuing to sit till after Midnight:—

SATURDAY, 25 JULY, 1863, A.M.

Motion for the proposed Adjournment by leave withdrawn.

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

Motion made by Mr. W. Forster, and Question put,—That the proposed Amendment be further amended, by adding at the end thereof the words, “and intimating the further opinion of this House, that no appropriation of such proceeds should be made for any purpose whatever, until an Act of Parliament shall have been passed to authorize the same.”

The House divided.

Ayes, 24.

Mr. Dalgleish,	Mr. Leary,
Mr. Driver,	Mr. Burns,
Mr. R. Forster,	Mr. Tighe,
Mr. Sutherland,	Mr. Harpur,
Mr. Caldwell,	Mr. Piddington,
Mr. Stewart,	Mr. Buchanan,
Mr. Eagar,	Mr. Love,
Mr. Sadleir,	Mr. Rotton,
Mr. W. Forster,	Mr. Holroyd,
Mr. Macleay,	<i>Tellers.</i>
Mr. Macpherson,	Mr. Lucas,
Capt. Moriarty,	Mr. Redman,
Mr. Wilson,	

Noes, 24.

Mr. Cowper,	Mr. Gordon,
Mr. Robertson,	Mr. Mate,
Mr. Smart,	Mr. Shepherd,
Mr. Arnold,	Mr. Cunneen,
Mr. Darvall,	Mr. Lackey,
Mr. Hart,	Mr. C. Cowper, junr.,
Mr. Burdekin,	Mr. Weekes,
Mr. Allen,	Mr. Rusden,
Mr. Morrice,	Mr. Garrett,
Mr. Dangar,	<i>Tellers.</i>
Mr. Terry,	Mr. Egan,
Mr. Haworth,	Mr. Morris.
Mr. Flett,	

The Numbers being equal, the Speaker, being of opinion that the matter should be settled by Legislation, gave his Vote with the Ayes, and declared the Question to have passed in the affirmative.

Question proposed,—That the words of the proposed Amendment, as amended, be added to the remaining word “*That*” of the original Question.

Motion made by Mr. Leary and Question put,—That this Debate be now adjourned.

The House divided.

Ayes, 18.

Mr. Haworth,	Mr. Piddington,
Mr. Driver,	<i>Tellers.</i>
Capt. Moriarty,	
Mr. Sutherland,	Mr. Dalgleish,
Mr. Buchanan,	Mr. Leary,
Mr. Caldwell,	
Mr. Stewart,	
Mr. Redman,	
Mr. Wilson,	
Mr. Love,	
Mr. Eagar,	
Mr. W. Forster,	
Mr. Sadleir,	
Mr. Harpur,	
Mr. Burns,	

Noes, 28.

Mr. Cowper,	Mr. Flett,
Mr. Robertson,	Mr. Macleay,
Mr. Smart,	Mr. Macpherson,
Mr. Arnold,	Mr. Mate,
Mr. Morris,	Mr. Gordon,
Mr. R. Forster,	Mr. Hart,
Mr. Tighe,	Mr. Cunneen,
Mr. Burdekin,	Mr. Rotton,
Mr. Darvall,	Mr. Weekes,
Mr. Garrett,	Mr. C. Cowper, junr.,
Mr. Lucas,	Mr. Morrice,
Mr. Terry,	<i>Tellers.</i>
Mr. Dangar,	
Mr. Egan,	Mr. Holroyd,
Mr. Shepherd,	Mr. Rusden.

Question put,—That the words of the proposed Amendment, as so amended, be added to the remaining word “*That*” of the original Question.

The House divided,—

And Mr. Leary taking his place with the Ayes,—

Mr. C. Cowper, junr., claimed to have Mr. Leary's Vote reckoned with the Noes, on the ground that, after the Speaker had declared that the Ayes had it, that Honorable Member had called “*Divide*.”—

And the Speaker ruling in favor of the claim so made,—

The

The Tellers reported the Numbers as follows :—

Ayes, 24.		Noes, 23.	
Mr. Eagar,	Mr. Caldwell,	Mr. Cowper,	Mr. Flett,
Mr. Lucas,	Mr. Sadleir,	Mr. Robertson,	Mr. Mate,
Mr. Piddington,	Mr. Tighe,	Mr. Smart,	Mr. Gordon,
Mr. R. Forster,	Mr. Darvall,	Mr. Arnold,	Mr. Cunneen,
Mr. Harpur,	Mr. Macpherson,	Mr. Rusden,	Mr. Haworth,
Mr. Buchanan,	Mr. Macleay,	Mr. Allen,	Mr. Weekes,
Mr. Burns,	Mr. Sutherland,	Mr. Terry,	Mr. C. Cowper, junr.,
Mr. Stewart,	Mr. Redman,	Mr. Hart,	Mr. Leary,
Mr. Wilson,	Mr. Holroyd,	Mr. Garrett,	<i>Tellers.</i>
Mr. Love,	<i>Tellers.</i>	Mr. Burdekin,	
Mr. W. Forster,	Mr. Dalglish,	Mr. Morrice,	Mr. Egan,
Mr. Rotton,	Mr. Driver.	Mr. Dangar,	Mr. Morris.
Capt. Moriarty,		Mr. Shepherd,	

Question then,—

- (1.) That, in the opinion of this House, the Church and Schools Estates ought to be sold by auction at the earliest possible period that they can be conveniently disposed of, and the proceeds thereof appropriated for the purposes of Religion and the Education of youth in the Colony, in terms of the grant made by the Crown to the Trustees of Clergy and School Lands in New South Wales,—such proceeds to be divided rateably among the different Religious Denominations.
- (2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution, and intimating the further opinion of this House that no appropriation of such proceeds should be made for any purpose whatever until an Act of Parliament shall have been passed to authorise the same,—put and passed.
- The House adjourned, on motion of Mr. Cowper, at six minutes before One o'clock, A. M., until Tuesday next at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, JULY 28.

QUESTIONS :—

- MR. DALGLEISH to ask THE COLONIAL SECRETARY,—
(1.) The date on which the first payment was authorized or made to any Clergyman from the Church and School Lands Revenue; the amount so paid, and the names and Denominations of Religion of the recipients?
(2.) The date on which the first payment was authorized or made to any Schoolmasters from the Church and School Lands Revenue; the amount so paid, and the names and Denominations of Religion of the recipients?
- MR. DANGAR to ask THE SECRETARY FOR LANDS,—Has Mr. Keele, the Minor Road Superintendent for the County of Cumberland, more authority than other Road Superintendents, and does he advertise Road Contracts in the *Government Gazette* and local newspapers before letting the work.

OTHER BUSINESS—NOTICES OF MOTION :—

- MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Correspondence with the Government and any person or persons, in connection with the case of F. W. Perry, lately charged with fraud.
- MR. HANNELL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present year, a sum not exceeding £2,000, for the purpose of enclosing and improving that piece of Land "situated south of the Military Barracks at Newcastle," which has been reserved for public recreation.
- MR. HANNELL to move, That there be laid upon the Table of this House a Return shewing,—
(1.) The Expenses of maintaining the Harbour and Pilot Establishments at Newcastle, during the years 1860, 1861, and 1862, respectively.
(2.) The amount of Fees received by the above Establishments during the same periods.
- DR. LANG to move, That this House, will on Friday next, resolve itself into a Committee of the Whole, to take into consideration the propriety of addressing His Excellency the Governor to place upon the Estimates the sum of £10,000, for the purchase of the Buildings and Books of the Australian Subscription Library, to serve as a *nucleus* and a temporary place of accommodation for the proposed Free Public Library.
- MR. MATE to move, That the Petition from Robert Stewart, presented by him on the 10th July, be printed.
- MR. ALLEN to move, That in the opinion of this House a Public Analyst should be appointed by the Executive Government.

7. MR. DRIVER to move, That the Report of the Select Committee appointed to inquire into and report upon the Management of the Central Police Office, presented to this House on the 12th December last, be now adopted.
8. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates for the ensuing year a sum of money equal to the amount of the balance now remaining of the proceeds of the Sale of the Goods of John Cockrell, seized and sold by the Government, with the view of refunding the same.
9. MR. LACKEY to move, That there be laid upon the Table of this House,—
 - (1.) A copy of the conditions under which Tenders were called for, for the Leasing of the Railways of the Colony.
 - (2.) Copies of the Tenders sent in, with the names of the Tenderers and Sureties.
 - (3.) Copies of Replies from the Minister for Public Works to parties who tendered.
 - (4.) Any other Communications, having reference thereto, between the Works Department and parties who tendered.
10. MR. W. FORSTER to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all lands originally reserved or dedicated for public roads, which have been subsequently ordered by the Government to be sold, or to be surveyed for purposes of sale, whether by pre-emption or by public auction, since the passing of the Crown Lands Alienation Act, specifying in each case, the situation and locality; the properties contiguous and names of their owners; the number of acres sold or intended to be sold; if sold, the name of the purchaser or purchasers and the price and other particulars of sale; the number of acres, extent and width of road, (if any) still reserved; and the name of applicant or applicants for sale of such land.
 - (2.) A Return of all roads proclaimed by the Government under the Act of Council 4 William IV., No. 11, since the beginning of the year 1856, specifying in each case, the description of road, the contiguous property or properties and names of owner or owners, the nature of any objections offered, and names of parties objecting, and the decision of the Executive Government.
11. DR. LANG to move, That it be referred to the Standing Orders Committee to inquire and report as to the propriety of dispensing with the 65th Standing Order in so far as regards a Private Bill, intituled, "A Bill to Legalize the Exchange of a portion of the Allotment of the Scots Church, Sydney, and to authorize the re-erection of the Tower of the said Church on its present foundation," for the introduction of which leave has been granted by this House during the present Session.
12. DR. LANG to move, That it be referred to the Standing Orders Committee to inquire and report as to the propriety of dispensing with the 65th Standing Order in so far as regards a Private Bill, intituled, "A Bill to incorporate the Presbyterian College in connection with the University of Sydney," for the introduction of which leave has been granted by this House during the present Session.
13. MR. DALGLEISH to move,—
 - (1.) That the Petition of Martin Gardiner, presented to this House on the 17th July, be printed and referred to a Select Committee, with power to send for persons and papers, to inquire into and report upon the allegations therein contained.
 - (2.) That such Committee consist of the following Members:—Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.
14. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.
15. MR. COWPER to move, for leave to introduce a Bill to amend an Act, intituled, "An Act to incorporate the Proprietors of a certain Banking Company, called, 'The Commercial Banking Company of Sydney,' and for other purposes therein mentioned."
16. MR. COWPER to move, That the Petition presented by him on the 21st July, respecting the Insolvent Laws, be printed.
17. MR. DRIVER to move, That the Petition of the Storekeepers and Settlers of Bathurst, with reference to the Regulation of Carriers, presented by him on the 21st July, be printed.
18. MR. W. FORSTER to move, That the Petition, presented by him on Tuesday, July 21st, from Mr. Arthur A. Abbott, complaining of having been unjustly dismissed from the Police, be printed.
19. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of the depositions recently taken at an inquest held before the Coroner for Sydney, on the body of Margaret Gee, together with copies of any correspondence with the Government or the Police authorities, and any persons, in reference to the murder of Margaret Gee.
20. MR. HARPUR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the present year, a sum not exceeding £3,000, to be paid over to Mrs. Caroline Chisholm, as a public acknowledgment of the long course of valuable and gratuitous services rendered by that lady to the Colony, and to assist in placing her above the reach of want in her old age.

21. Mr. COWPER to move,—
 - (1.) That the European Assurance Society's Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. Alexander, Mr. Burdekin, Mr. C. Cowper, junior; Mr. Hart, Mr. Leary, Mr. Piddington, Mr. Stewart, and the Mover.
22. Mr. FAUCETT to move, That the Petition presented by him, on Friday, the 24th of July, against the Church and School Lands Declaratory Bill, be printed.
23. Mr. MATE to move, That the Petition of Teachers in and around Albury, presented by him, on the 24th July, be printed.
24. Mr. BURDEKIN to move, That there be laid upon the Table of this House, a Return of the number of Cases in which, during the last seven years, Appeals have been allowed by the Supreme Court to the Privy Council; the number of Appeals prosecuted; and the number of Cases in which the Decision of the Supreme Court has been maintained.
25. Mr. ALEXANDER to move, That the Petition presented by him on the 22nd July, from the President and Committee of the Goulburn Hospital, be printed.
26. Mr. BUCHANAN to move, That there be laid upon the Table of this House, all Correspondence between the Government and any person or persons with reference to the erection of a Bridge over the Creek at Tenterfield.

ORDERS OF THE DAY:—

1. Waratah Coal Company's Incorporation Bill; second reading.
2. Pawnbrokers Bill:—Consideration in Committee of the propriety of introducing this Bill.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Pastoral Interests Contribution Bill:—Consideration in Committee of the propriety of introducing this Bill.
2. Orders of Sequestration in Insolvency Validating Bill; to be considered in Committee.

WEDNESDAY, JULY 29.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Seamen's Laws Amendment Bill; second reading.
2. Wollongong Tonnage Duty further Postponement Bill; second reading.
3. Kiama Tonnage Duty further Postponement Bill; second reading.
4. Municipalities Law Amendment Bill; to be considered in Committee.
5. Public Education Bill; to be considered in Committee.

THURSDAY, JULY 30.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Impounding Bill; second reading.

FRIDAY, JULY 31.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; second reading.
2. Metropolitan Corporation Bill; second reading.

NOTICE OF MOTION:—

1. Mr. MARTIN to move,—
 - (1.) That in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.
 - (2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 - (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor.

TUESDAY, AUGUST 4.

OTHER BUSINESS—NOTICES OF MOTION:—

1. Mr. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.

2. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
3. DR. LANG to move, That, in the opinion of this House, the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, ought to be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years since.
4. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Colonial and Imperial Governments, and with any person or persons, in reference to the appointment of an Inspector of Prisons, and also of any documents in the Colonial Secretary's Office in relation thereto.
5. MR. HOLROYD to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all Vessels which, under the Immigration Regulations, have brought Immigrants to this Colony, since the 1st day of January, 1860.
 - (2.) A Return of all Fines which have been inflicted upon Officers of such Vessels by the Immigration Board, specifying the names of such Officers, their rank, and the causes for which such Fines have been inflicted, during the same period.
 - (3.) All Correspondence in connection with the infliction of such Fines.
 - (4.) An Account shewing to what Fund such Fines have been paid, and in what manner they have or will be appropriated.
6. MR. HOLROYD to move, That there be laid upon the Table of this House,—
 - (1.) Copy of a Petition, presented in 1857 to the Administrators of the Government, from certain Landowners at Kiama, praying that the land at Kiama, originally reserved for public recreation, might not be converted into a Burial-ground.
 - (2.) Copies of any other Petitions on the same subject.
 - (3.) Copies of all Correspondence with Mr. Joseph King and any other person or persons and the Government in relation thereto.
 - (4.) Copies of all reports of Surveyors, Surveyors General, or any other person, referring to the same.
7. MR. HOLROYD to move, That the Petition presented by him on the 14th July, relative to the Matrimonial Causes Bill, be printed.
8. MR. HOLROYD to move for leave to bring in a Bill to amend "An Act for Regulating the Police in the Towns of Parramatta, Windsor, Maitland, Bathurst, and other Towns respectively, and for Removing and Preventing Nuisances and Obstructions, and for the better Alignment of Streets therein."
9. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
10. MR. HOLROYD to move, That there be laid upon the Table of this House, a Return of Fees received upon all Proceedings in the Insolvency Jurisdiction of the Supreme Court, from the 1st of January, 1860, to the 30th of June, 1863, distinguishing in detail the fees taken month by month on swearing affidavits, on filing affidavits, on filing schedules, and on all other proceedings.
11. MR. WALKER to move,—That there be laid upon the Table of this House, a Return of the number of Liens on Yearly Crops, which have been registered under the Act 26 Victoria No. 10, with the amount severally secured thereby, and the names of the Districts in which such Liens have been effected for the Half-year, commencing 1st January, and ending 30th June, 1863.

ORDER OF THE DAY :—

1. Consideration of Return to Order, laid on the Table on the 21st July, in reference to Locomotive Engines for Public Railways.

 WEDNESDAY, AUGUST 5.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider "the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and "to alter the Duty on Bonded Warehouses."
2. Consideration of Governor's Message No. 1, with Estimates of Expenditure for 1863-4.

 FRIDAY, AUGUST 7.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Payment of Wages in Money Compulsion Bill; second reading.
2. Law of Evidence in Criminal Cases Amendment Bill; second reading.

 TUESDAY,

TUESDAY, AUGUST 11.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DARVALL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1863, the sum of £2,000, for the enlargement of the Culverts made through Railway Embankment in Bank-street, East Maitland, and under the Morpeth Road contiguous to that Embankment.
2. MR. SAMUEL to move,—
 - (1.) That this House is of opinion that Messrs. Peto and Co., or some such Eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgec, from the extension beyond Penrith, for which Contracts have been taken; to find every thing except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within five years from the time of signing the Contract, a single Line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - (6.) That "finding everything" shall include the Engineering, Surveying, Preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - (7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 - (8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made to enable them to prepare an Estimate and Tender, they shall, should their Tender not be accepted, be paid the cost of such trial levels, surveys and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.
 - (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
3. MR. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.
4. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all Sums Expended on Minor Roads, from 1st January, 1861, to 30th June, 1863, specifying each particular Line of Road, and the Nature of the Improvements made thereon.
 - (2.) The Name of the District, and whether performed by Contract or Day-work.
 - (3.) The Names of the Local Road Superintendents and Overseers.
 - (4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.
 - (5.) The Number of Laborers in each Gang where an Overseer is employed.
5. MR. DRIVER to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.

New South Wales.

No. 21.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 28 JULY, 1863.

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

Questions on Notice Paper for to-day:—

- (1.) Payments to Clergymen and Schoolmasters from Church and School Lands Revenue:—Mr. Dalgleish asked the Colonial Secretary, pursuant to Notice No. 1,—

(1.) The date on which the first payment was authorized or made to any Clergyman from the Church and School Lands Revenue; the amount so paid, and the names and Denominations of Religion of the recipients?

(2.) The date on which the first payment was authorized or made to any Schoolmasters from the Church and School Lands Revenue; the amount so paid, and the names and Denominations of Religion of the recipients?

Mr. Cowper answered:—

(1.) In reply to the Honorable gentleman, I would state, that the date on which the first payment was authorized to be made to any Clergyman from the Church and School Lands Revenue, was the 4th October, 1852; that on 30th November, 1854, the sum of £4 3s. 4d. was paid to the Rev. C. P. N. Wilton, as Church of England Chaplain to the Stockade, at Newcastle; and £2 1s. 8d. to the Rev. G. K. Rusden, the Rev. Thomas Sharpe, and the Rev. H. H. Bobart, of the Church of England; and to the Rev. J. T. Lynch, and the Rev. Jerome Keating, of the Church of Rome; all as Chaplains of Gaols.

(2.) In reply to the second Question: In the year 1834, the Church and School Estates Revenues were first paid into the Colonial Treasury; previous to which, there were no accounts of disbursements in the Audit Office. In the year 1851, the accumulated balances up to 1849, were paid over in the proportion of five-sevenths to the Public Worship Fund in gross, and the remaining two-sevenths were paid over in 1851 and 1852 to the Denominational and National Schools in equal proportions; the proportion for the Denominational School being distributed to the four Denominations in the same manner as the Public Worship Fund was distributed at that period, namely, according to the Census of 1841.

- (2.) Mr. Road Superintendent Keele:—Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 2,—Has Mr. Keele, the Minor Road Superintendent for the County of Cumberland, more authority than other Road Superintendents, and does he advertise Road Contracts in the *Government Gazette* and local newspapers before letting the work.

Mr. Robertson answered:—In reply to the Honorable Member, I would say, that Mr. Keele has no more authority than other Road Superintendents. When Road Contracts are called for within Mr. Keele's District, tenders are invited by notice in the *Government Gazette* and the daily journals. It is believed that there are no local newspapers in the County of Cumberland. Contracts for the following works were called for by advertisement in the *Government Gazette*, and both daily papers, viz.:—28th May, 1863, Road from Old Botany Road to La Perouse's Monument; 17th June, Bridge over Mount Hunter Creek; 17th June, Bridge over Cabramatta Creek; 17th June, New Road to Wiseman's Ferry; 17th June, Repairs to Wharf at same place.

2. Papers:—

- (1.) Mr. Robertson laid upon the Table the undermentioned Papers:—

(1.) Road Trust Accounts (1862.)

(2.) Return to Order, in reference to "Culture of Fish," made by the Legislative Assembly, on motion of Mr. Sadleir, on 19 December, 1862 (A.M.)

(3.)

(3.) Despatch, dated May 10, 1862, from the Duke of Newcastle, (with Enclosure) having reference to the refusal of the Retiring Allowance to H. H. Browne, Esq., upon the abolition of his Office as Agent for Immigration—(being in continuation of Correspondence laid on Table on 23rd October, 1862.)

Ordered to be printed.

- (2.) Mr. Cowper laid upon the Table, Return to Address in reference to "Removal of Mr. Sanders as Teacher under National School Board," adopted by this House, on motion of Mr. Wilson, on 30th June, 1863.
3. Presbyterian College Bill:—Mr. Darvall presented a Petition from Thomas Craig, Moderator, and James Milne, Clerk, of the Synod of Australia, praying that this Bill may be rejected.
Petition received.
4. Motion Withdrawn:—Mr. Lucas withdrew the Motion standing in his name, No. 1 on the Notice Paper for to-day.
5. Enclosing and Improving Land Reserve at Newcastle:—Mr. Hannell moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present year, a sum not exceeding £2,000, for the purpose of enclosing and improving that piece of Land "situated south of the Military Barracks at Newcastle," which has been reserved for public recreation.
Debate ensued.
Question put.
The House divided.

Ayes, 27.

Mr. Cowper,	Mr. Dalgleish.
Mr. Robertson,	Mr. Gordon,
Mr. Smart,	Mr. Sadleir,
Mr. Lucas,	Mr. Harpur,
Mr. Alexander,	Mr. Raper,
Mr. Haworth,	Mr. Driver,
Mr. Allen,	Dr. Lang,
Mr. Sutherland,	Mr. Garrett,
Mr. Terry,	Mr. Holroyd,
Mr. Morrice,	Mr. Arnold,
Mr. Dangar,	
Mr. Darvall,	<i>Tellers.</i>
Mr. Piddington,	Mr. Tighe,
Mr. Cunneen,	Mr. Hannell,
Mr. Mate,	

Noes, 9.

Mr. Egan,
Mr. Wilson,
Mr. Lackey,
Mr. Stewart,
Mr. Caldwell,
Mr. Buchanan,
Mr. Rotton,
<i>Tellers.</i>
Mr. W. Forster,
Capt. Moriarty,

6. Harbour and Pilot Establishments at Newcastle:—Mr. Hannell moved; pursuant to notice,—That there be laid upon the Table of this House a Return shewing,—
(1.) The Expenses of maintaining the Harbour and Pilot Establishments at Newcastle, during the years 1860, 1861, and 1862, respectively.
(2.) The amount of Fees received by the above Establishments during the same periods.
Question put and passed.
7. Proposed Purchase of Buildings and Books of Australian Subscription Library for Free Library:—Dr. Lang moved, pursuant to notice,—That this House, will on Friday next, resolve itself into a Committee of the Whole, to take into consideration the propriety of addressing His Excellency the Governor to place upon the Estimates the sum of £10,000, for the purchase of the Buildings and Books of the Australian Subscription Library, to serve as a nucleus and a temporary place of accommodation for the proposed Free Public Library.
Debate ensued.
Motion by leave withdrawn.
8. Robert Stewart:—Mr. Mate moved, pursuant to notice,—That the Petition from Robert Stewart, presented by him on the 10th July, be printed.
Question put and passed.
Ordered to be printed.
9. Proposed Public Analyst:—Mr. Allen moved, pursuant to notice, That in the opinion of this House a Public Analyst should be appointed by the Executive Government.
Debate ensued.
Question put.
The House divided.

Ayes, 13.

Mr. Love,
Mr. Morrice,
Mr. Allen,
Mr. Eagar,
Mr. Macpherson,
Mr. Stewart,
Mr. Dangar,
Mr. Sutherland,
Mr. Sadleir,
Mr. Raper,
Mr. Harpur,

Tellers.

Mr. Caldwell,
Mr. Wilson.

Noes, 23.

Mr. Cowper,	Mr. Cunneen,
Mr. Robertson,	Mr. Wisdom,
Mr. Smart,	Mr. Rusden,
Mr. C. Cowper, junr.,	Mr. Gordon,
Mr. W. Forster,	Mr. Mate,
Mr. Piddington,	Mr. Lackey,
Mr. Alexander,	Mr. Holroyd,
Mr. Dalgleish,	Mr. Rotton,
Mr. Garrett,	
Mr. Driver,	<i>Tellers.</i>
Mr. Lucas,	Mr. Egan,
Mr. Flett,	Mr. Morris.
Mr. Arnold,	

10. Presbyterian College Bill:—Mr. Lucas presented a Petition from James Fullerton L.L.D., Minister of the Scots Church, Pitt-street, Sydney, praying that this Bill may be rejected.
Petition received.
11. Motion Withdrawn:—Mr. Driver withdrew the Motion standing in his name, No. 7, on the Notice Paper for to-day.
12. John Cockerell:—Mr. Driver moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates for the ensuing year a sum of money equal to the amount of the balance now remaining of the proceeds of the Sale of the Goods of John Cockerell, seized and sold by the Government, with the view of refunding the same.
Debate ensued.
Question put.
The House divided.

Ayes, 20.

Mr. Garrett,	Mr. Flett,
Mr. Sutherland,	Mr. Dangar,
Mr. R. Forster,	Mr. Cunneen,
Mr. Caldwell,	Mr. Harpur,
Mr. Alexander,	Mr. Raper,
Mr. Morrice,	Mr. Allen,
Mr. Stewart,	Mr. Wilson,
Mr. W. Forster,	
Mr. Eagar,	<i>Tellers.</i>
Mr. Dalgleish,	Mr. Driver,
Mr. Rotton,	Mr. Lucas.

Noes, 15.

Mr. Cowper,	Mr. Holroyd,
Mr. Robertson,	Mr. Lackey,
Mr. Smart,	<i>Tellers.</i>
Mr. Arnold,	
Mr. C. Cowper, junr.,	Mr. Macpherson,
Mr. Egan,	Mr. Morris.
Mr. Piddington,	
Mr. Wisdom,	
Mr. Rusden,	
Mr. Gordon,	
Mr. Mate,	

13. Tenders for Leasing Railways:—Mr. Lackey moved, pursuant to notice, That there be laid upon the Table of this House,—
(1.) A copy of the conditions under which Tenders were called for, for the Leasing of the Railways of the Colony.
(2.) Copies of the Tenders sent in, with the names of the Tenderers and Sureties.
(3.) Copies of Replies from the Minister for Public Works to parties who tendered.
(4.) Any other Communications, having reference thereto, between the Works Department and parties who tendered.
Question put and passed.
14. Road Reserves Sold or Surveyed for Sale—and Roads Proclaimed:—Mr. W. Forster, with the Concurrence of the House, moved, pursuant to *amended* notice, That there be laid upon the Table of this House,—
(1.) A Return of all lands originally reserved or dedicated for Public Roads, which have been subsequently ordered by the Government to be sold, or to be surveyed for purposes of sale, whether by pre-emption or by public auction, since the passing of the Crown Lands Alienation Act, specifying in each case, the situation and locality; the properties contiguous and names of their owners; the number of acres sold or intended to be sold; if sold, the name of the purchaser or purchasers and the price and other particulars of sale; the number of acres, extent and width of road, (if any) still reserved; and the name of applicant or applicants for sale of such land.
(2.) A Return of all Roads proclaimed by the Government under the Act of Council 4 William IV., No. 11, since the beginning of the year 1856, giving a general description in each case.
Debate ensued.
Question put and passed.
15. Exchange of Land, Scots Church, Jamison Street, Legalizing Bill:—Dr. Lang moved, pursuant to Notice,—That it be referred to the Standing Orders Committee to inquire and report as to the propriety of dispensing with the 65th Standing Order in so far as regards a Private Bill, intituled, "A Bill to Legalize the Exchange of a portion of the Allotment of the Scots Church, Sydney, and to authorize the re-erection of the Tower of the said Church on its present foundation," for the introduction of which leave has been granted by this House during the present Session.
Question put and passed.
16. Presbyterian College Bill:—Dr. Lang moved, pursuant to notice, That it be referred to the Standing Orders Committee to inquire and report as to the propriety of dispensing with the 65th Standing Order in so far as regards a Private Bill, intituled, "A Bill to incorporate the Presbyterian College in connection with the University of Sydney," for the introduction of which leave has been granted by this House during the present Session.
Question put and passed.
17. Martin Gardiner:—Mr. Dalgleish moved, pursuant to notice,—
(1.) That the Petition of Martin Gardiner, presented to this House on the 17th July, be printed and referred to a Select Committee, with power to send for persons and papers, to inquire into and report upon the allegations therein contained.

(2.)

(2.) That such Committee consist of the following Members:—Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.
Debate ensued.

And the House continuing to sit till after Midnight;—

WEDNESDAY, 29 JULY, 1863, A.M.

Question put.
The House divided.

Ayes, 14.

Mr. Alexander,	Dr. Lang,
Mr. W. Forster,	Mr. Piddington,
Mr. Raper,	Mr. Wilson,
Mr. Stewart,	<i>Tellers.</i>
Mr. Wisdom,	Mr. Macpherson,
Mr. Eagar,	Mr. Dalgleish.
Mr. Morrice,	
Mr. Dangar,	
Mr. Sutherland,	

Noes, 16.

Mr. Cowper,	Mr. Macleay,
Mr. Robertson,	Mr. Lackey,
Mr. Smart,	Mr. Mate,
Mr. Arnold,	Mr. Garrett,
Mr. C. Cowper, junr.,	Mr. Dalley,
Mr. Driver,	<i>Tellers.</i>
Mr. R. Forster,	
Mr. Morris,	Mr. Burdekin,
Mr. Harpur,	Mr. Cunneen.

The House adjourned, on motion of Mr. Cowper, at seventeen minutes before One o'clock, A.M., until Three o'clock, P.M., This Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, JULY 29.

QUESTIONS:—

- MR. W. FORSTER *to ask* THE COLONIAL SECRETARY,—
(1.) Is it the intention of the Government to continue the payment of stipends to other Ministers of Religion, during their absence from the Colony, as well as to the Bishop of Sydney?
(2.) If so, from what fund, and by what authority?
- MR. DALGLEISH *to ask* THE COLONIAL SECRETARY,—
(1.) Whose duty is it to cause to be laid upon the Table of this House, an Account in detail of the appropriation of the Police Reward Fund and Superannuation Fund, in accordance with the Act 16th Vict., No. 25, sec. 31?
(2.) Has such Account been laid upon the Table of this House; if so, when?
- MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—When Trustees will be appointed for the various Commons dedicated, and Deeds of Grant issued, as required by law?
- MR. STEWART *to ask* THE COLONIAL TREASURER,—Have the Government taken any steps to establish a Registry of Wrecks and Loss of Life which take place on the coast, in accordance with a Resolution of this House, of 16th December last?
- MR. STEWART *to ask* THE COLONIAL TREASURER,—What amount of Pilotage and Harbour Dues were collected at Twofold Bay, during the year 1862?
- MR. DALGLEISH *to ask* THE SECRETARY FOR PUBLIC WORKS,—If a letter from Mr. Williams, on the subject of the Tender of Mr. Chas. Fowler for the supply of eighteen Locomotives, has been omitted from the papers laid upon the Table of this House?

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

- Seamen's Laws Amendment Bill; second reading.
- Wollongong Tonnage Duty further Postponement Bill; second reading.
- Kiama Tonnage Duty further Postponement Bill; second reading.
- Municipalities Law Amendment Bill; to be considered in Committee.
- Public Education Bill; to be considered in Committee.
- Pastoral Interests Contribution Bill:—Consideration in Committee of the propriety of introducing this Bill.
- Orders of Sequestration in Insolvency Validating Bill; to be considered in Committee.

OTHER

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. SABLEIR to move, That the Petition presented by him, on Friday, 24 July, from certain residents of Raymond Terrace, respecting the sale of the Church and School Lands, be printed.
2. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.
3. MR. COWPER to move, for leave to introduce a Bill to amend an Act, intituled, "An Act to incorporate the Proprietors of a certain Banking Company, called, 'The Commercial Banking Company of Sydney,' and for other purposes therein mentioned."
4. MR. COWPER to move, That the Petition presented by him on the 21st July, respecting the Insolvent Laws, be printed.
5. MR. DRIVER to move, That the Petition of the Storekeepers and Settlers of Bathurst, with reference to the Regulation of Carriers, presented by him on the 21st July, be printed.
6. MR. W. FORSTER to move, That the Petition, presented by him on Tuesday, July 21st, from Mr. Arthur A. Abbott, complaining of having been unjustly dismissed from the Police, be printed.
7. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of the depositions recently taken at an inquest held before the Coroner for Sydney, on the body of Margaret Gee, together with copies of any correspondence with the Government or the Police authorities, and any persons, in reference to the murder of Margaret Gee.
8. MR. HANPUR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the present year, a sum not exceeding £3,000, to be paid over to Mrs. Caroline Chisholm, as a public acknowledgment of the long course of valuable and gratuitous services rendered by that lady to the Colony, and to assist in placing her above the reach of want in her old age.
9. MR. COWPER to move,—
 - (1.) That the European Assurance Society's Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. Alexander, Mr. Burdakin, Mr. C. Cowper, junior; Mr. Hart, Mr. Leary, Mr. Piddington, Mr. Stewart, and the Mover.
10. MR. FAUCETT to move, That the Petition presented by him, on Friday, the 24th of July, against the Church and School Lands Declaratory Bill, be printed.
11. MR. MATE to move, That the Petition of Teachers in and around Albury, presented by him, on the 24th July, be printed.
12. MR. BURDEKIN to move, That there be laid upon the Table of this House, a Return of the number of Cases in which, during the last seven years, Appeals have been allowed by the Supreme Court to the Privy Council; the number of Appeals prosecuted; and the number of Cases in which the Decision of the Supreme Court has been maintained.
13. MR. ALEXANDER to move, That the Petition presented by him on the 22nd July, from the President and Committee of the Goulburn Hospital, be printed.
14. MR. BUCHANAN to move, That there be laid upon the Table of this House, all Correspondence between the Government and any person or persons with reference to the erection of a Bridge over the Creek at Tentersfield.

ORDERS OF THE DAY:—

1. Waratah Coal Company's Incorporation Bill; second reading.
2. Pawnbrokers Bill:—Consideration in Committee of the propriety of introducing this Bill.

THURSDAY, JULY 30.

QUESTIONS:—

1. DR. LANG to ask THE SECRETARY FOR LANDS,—When will the Government be prepared to carry out the proposed Repairs on the Minor Road from Gunning to Burrowa?
2. MR. DRIVER to ask THE COLONIAL SECRETARY,—
 - (1.) Are the Government aware that, with only one Court House in the Town of Bathurst, Judge Cary has fixed the 14th day of September next, for holding the District Court there, at which time the Sittings of the Supreme Court, for the trial of causes, will be held?
 - (2.) Will any steps be taken by the Government to alter the date of the September Sittings of the said District Court?

3. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 (1.) The number of Men each Road Overseer has to superintend, and watch, under the directions of Mr. Superintendent Keele, and his assistants?
 (2.) Where the Overseers are stationed, and the names of those appointed, and the Districts for the nineteen Working Overseers?

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Impounding Bill; second reading.

FRIDAY, JULY 31.

QUESTION:—

1. MR. W. FORSTER *to ask* THE SECRETARY FOR LANDS,—With reference to certain Lands, in or near the County of Cumberland, comprising, respectively, 60 acres 2 roods 11 perches, and 60 acres, and more specially described in the “Abstract of Lands dedicated to Religious and Public Purposes,” ordered by Legislative Assembly, on June 11, 1863, to be printed, the dedication of which purports to have been authorized, respectively, for an “Episcopal Residence,” and for a “Roman Catholic Episcopal Residence” :—
 (1.) Have Grants of the said Lands, or of any portion thereof, been issued?
 (2.) To whom have such Grants been, or are they intended to be, issued?
 (3.) Have such Grants been made, or are they intended to be made in trust or otherwise?
 (4.) Was the dedication of the said lands authorized in consequence of a previous promise or promises, in either case?
 (5.) If so, when, and under what circumstances, was any such promise or promises made?
 (6.) By what authority are such dedications for “Religious Purposes” authorized?

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; second reading.
 2. Metropolitan Corporation Bill; second reading.
 3. Enclosing and Improving Reserve at Newcastle; Consideration in Committee of an Address for Funds for.
 4. Confiscated Property of John Cockerell; Consideration in Committee of an Address for refunding the same.

NOTICES OF MOTION:—

1. MR. MARTIN *to move*,—
 (1.) That in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.
 (2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor.
 2. MR. MORRICE *to move*, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1864, the sum of £1,500, for the erection of a Court House at Picton.
 3. MR. SADDLER *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, the whole of the Correspondence which has taken place between the Patrons of the National School at Seaham, and any Reports of the Inspector of Schools, and the National Board of Education, in respect to the Teacher of the said School being withdrawn from the School, and his appointment to Gunnedah.

TUESDAY, AUGUST 4.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR *to move*, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
 2. MR. HARRUP *to move* for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.

3. DR. LANG to move, That, in the opinion of this House, the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, ought to be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years since.
4. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Colonial and Imperial Governments, and with any person or persons, in reference to the appointment of an Inspector of Prisons, and also of any documents in the Colonial Secretary's Office in relation thereto.
5. MR. HOLROYD to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all Vessels which, under the Immigration Regulations, have brought Immigrants to this Colony, since the 1st day of January, 1860.
 - (2.) A Return of all Fines which have been inflicted upon Officers of such Vessels by the Immigration Board, specifying the names of such Officers, their rank, and the causes for which such Fines have been inflicted, during the same period.
 - (3.) All Correspondence in connection with the infliction of such Fines.
 - (4.) An Account shewing to what Fund such Fines have been paid, and in what manner they have or will be appropriated.
6. MR. HOLROYD to move, That there be laid upon the Table of this House,—
 - (1.) Copy of a Petition, presented in 1857 to the Administrators of the Government, from certain Landowners at Kiama, praying that the land at Kiama, originally reserved for public recreation, might not be converted into a Burial-ground.
 - (2.) Copies of any other Petitions on the same subject.
 - (3.) Copies of all Correspondence with Mr. Joseph King and any other person or persons and the Government in relation thereto.
 - (4.) Copies of all reports of Surveyors, Surveyors General, or any other person, referring to the same.
7. MR. HOLROYD to move, That the Petition presented by him on the 14th July, relative to the Matrimonial Causes Bill, be printed.
8. MR. HOLROYD to move for leave to bring in a Bill to amend "An Act for Regulating the Police in the Towns of Parramatta, Windsor, Maitland, Bathurst, and other Towns respectively, and for Removing and Preventing Nuisances and Obstructions, and for the better Alignment of Streets therein."
9. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
10. MR. HOLROYD to move, That there be laid upon the Table of this House, a Return of Fees received upon all Proceedings in the Insolvency Jurisdiction of the Supreme Court, from the 1st of January, 1860, to the 30th of June, 1863, distinguishing in detail the fees taken month by month on swearing affidavits, on filing affidavits, on filing schedules, and on all other proceedings.
11. MR. WALKER to move,—That there be laid upon the Table of this House, a Return of the number of Liens on Yearly Crops, which have been registered under the Act 26 Victoria No. 10, with the amount severally secured thereby, and the names of the Districts in which such Liens have been effected for the Half-year, commencing 1st January, and ending 30th June, 1863.
12. MR. DARVALL to move, That the Petition presented by him, on the 28th July, in opposition to the Presbyterian College Bill, be printed.
13. MR. MATE to move, That the Petition of the Committee of the Albury Hospital, presented by him on the 16th July, be printed.
14. MR. STEWART to move, That in the opinion of this House, Mullet Island, near Broken Bay, should be permanently reserved for Public Purposes.
15. MR. STEWART to move,—
 - (1.) That in the opinion of this House, a Steam-tug should be provided for the Pilot Service of the Richmond River.
 - (2.) That an Address be presented to the Governor, embodying the above resolution.
16. MR. STEWART to move, That in the opinion of this House, it is desirable that a Harbour Light should be placed at the entrance to Broken Bay, it being the only Harbour of Refuge between Sydney and Newcastle.
17. MR. RORTON to move,—That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the expediency of introducing the following Resolution:—That, in the opinion of this House, the deposits required to be paid under the 2nd Clause of the Immigration Regulations, now in force, should be reduced to the rates chargeable under the 1st Clause thereof.
18. MR. LUCAS to move, That the Petition presented by him, on 28th July, from the Revd. Dr. Fullerton, be printed.

ORDER OF THE DAY:—

1. Consideration of Return to Order, laid on the Table on the 21st July, in reference to Locomotive Engines for Public Railways.

WEDNESDAY, AUGUST 5.

QUESTION:—

1. MR. ALEXANDER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) The number of miles opened for Traffic on the Southern Railway?
 - (2.) The number of miles opened for Traffic on the Northern Railway?
 - (3.) The number of miles opened for Traffic on the Western Railway?
 - (4.) The number of miles Contracted for on the Southern, Northern and Western Lines of Railway?
 - (5.) What progress has been made in the Southern, Northern and Western Lines of Railway?
 - (6.) What is the cost per mile of the Southern, Northern and Western Lines of Railway?
 - (7.) What are the dates when Contract for Railway from Parranatta to Liverpool was accepted, and when was the Line opened?
 - (8.) What are the dates when Contract for Railway from Liverpool to Campbelltown was accepted, and when was that Line opened?
 - (9.) What are the dates when Contracts for Railway from Campbellton to Picton was accepted, and when was that Line opened?
 - (10.) Was the Contract time for these extensions exceeded; if so, how much?
 - (11.) Has the Contract No. 2, from Picton, that was surrendered by Shuttleworth and Wallace, accepted by Larkin and Wakeford, been confirmed; if so, what time has elapsed since the offer was made by Larkin and Wakeford?
 - (12.) Does the Secretary for Public Works purpose to carry out his promise made to the Deputation that waited on him on the 4th June, 1862; "that within fifteen months Tenders would be called for, for the Line of Railway to Goulburn"?

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
2. Consideration of Governor's Message No. 1, with Estimates of Expenditure for 1863-4.

FRIDAY, AUGUST 7.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Payment of Wages in Money Compulsion Bill; second reading.
2. Law of Evidence in Criminal Cases Amendment Bill; second reading.

TUESDAY, AUGUST 11.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DARVALL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1863, the sum of £2,000, for the enlargement of the Culverts made through Railway Embankment in Bank-street, East Maitland, and under the Morpeth Road contiguous to that Embankment.
2. MR. SAMUEL to move,—
 - (1.) That this House is of opinion that Messrs. Peto and Co., or some such Eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find every thing except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within five years from the time of signing the Contract, a single Line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(4.)

- (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- (6.) That "finding everything" shall include the Engineering, Surveying, Preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- (7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- (8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made to enable them to prepare an Estimate and Tender, they shall, should their Tender not be accepted, be paid the cost of such trial levels, surveys and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.
- (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
3. MR. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.
4. MR. DANGAR to move, That there be laid upon the Table of this House,—
- (1.) A Return of all Sums Expended on Minor Roads, from 1st January, 1861, to 30th June, 1863, specifying each particular Line of Road, and the Nature of the Improvements made thereon.
 - (2.) The Name of the District, and whether performed by Contract or Day-work.
 - (3.) The Names of the Local Road Superintendents and Overseers.
 - (4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.
 - (5.) The Number of Laborers in each Gang where an Overseer is employed.
5. MR. DRIVER to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
6. MR. WILSON to move, That the Order of the Day for the Second Reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper's amended Resolution on Friday 24th July, stand an Order of the Day for Friday, 21st August.
7. MR. MATE to move,—
- (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of Robert Stewart, presented on the 10th July.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Cunneen, Mr. W. Forster, Mr. Terry, Mr. Lucas, Mr. Allen, Mr. Sutherland, Mr. Hart, and the Mover.

TUESDAY, AUGUST 18.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
2. DR. LANG to move,—
 - (1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of "New South Wales," having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.

(2.)

(2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated "Cooksland."

(3.) That the recent change of the name of a neighbouring Australian Colony from "Van Diemen's Land" to "Tasmania," in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.

3. MR. ALLEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency, praying that a sum not exceeding £500 may be placed on the Supplementary Estimates for this year, to defray the expense of a Public Analyst.

[*Prise, 9d.*]

New South Wales.

No. 22.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 29 JULY, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) Payment of Stipends to Absent Ministers of Religion :—Mr. W. Forster asked the Colonial Secretary, pursuant to Notice No. 1 :—

(1.) Is it the intention of the Government to continue the payment of stipends to other Ministers of Religion, during their absence from the Colony, as well as to the Bishop of Sydney ?

(2.) If so, from what fund, and by what authority ?

Mr. Cowper answered :—I beg to state, it is the intention of Government to give Stipends to Clergymen who may obtain leave of absence for a time ; and I believe I am right in stating, there is nothing in law to prevent the payment of Salaries to those Clergymen who may obtain leave of absence under the regulations of the Government, and during which time they will be paid such proportions of their Stipends as the regulations of Government fix.

- (2.) Account in Detail of Appropriation of Police Reward and Superannuation Funds :—Mr. Dalgleish asked the Colonial Secretary, pursuant to Notice No. 2 :—

(1.) Whose duty is it to cause to be laid upon the Table of this House, an Account in detail of the Appropriation of the Police Reward Fund and Superannuation Fund, in accordance with the Act 16th Vict., No. 25, sec. 31 ?

(2.) Has such Account been laid upon the Table of this House ; if so, when ?

Mr. Cowper answered :—

(1.) I hope my reply will clear me from the charge of either want of knowledge of the law, or of neglect of having complied with it. The Act the Honorable Member quotes relates to Foreign Seamen, and, in no respect, to the subject brought under the consideration of the House.

(2.) Accounts in detail, in accordance with the 25th Victoria, No. 16, not the 16th Victoria, No. 25, sec. 31, of the funds referred to, included in the Abstracts of the Public Accounts, were laid upon the Table of the House, on the 23rd of last month ; I hold them in my hand, and beg to refer the Honorable Member to pages 83 and 85 of that Return.

- (3.) Commons :—Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 3, —When Trustees will be appointed for the various Commons dedicated, and Deeds of Grant issued, as required by law ?

Mr. Robertson answered :—In reply to the Honorable Member, I would suggest to him that I am afraid he misconceives the intention of the law. As I understand him, he seems under the impression that the Government have the appointment of the Trustees of Commons ; such is not the case. I may add, in order to give the Honorable Member the information I imagine he desires, that instructions were some time back given, that all Commons within Municipalities should be handed over to such Municipalities, in accordance with the law. Also, I would convey to the Honorable Member, that the law provides, that Commons, not within Municipalities, shall only be handed over to Trustees after their election by the Commoners. Arrangements are now in progress to carry out such elections.

(4.)

- (4.) Registry of Wrecks, &c. :—Mr. Stewart asked the Colonial Treasurer, pursuant to Notice No. 4,—Have the Government taken any steps to establish a Registry of Wrecks and Loss of Life which take place on the coast, in accordance with a Resolution of this House, of 16th December last?
Mr. Smart answered :—In answer to the Honorable Member's Question, I beg to inform him, that a Register has been kept since the 1st of January, 1863, according to a form that has been distributed at all the sea-ports, where all Wrecks that are known to have occurred are recorded.
- (5.) Pilotage and Harbour Dues, at Twofold Bay :—Mr. Stewart asked the Colonial Treasurer, pursuant to Notice No. 5,—What amount of Pilotage and Harbour Dues were collected at Twofold Bay, during the year 1862?
Mr. Smart answered :—I beg, in answer to the Honorable Member's Question, to state, that £63 15s. have been received from Pilotage for the year 1862. Nothing has been received from Harbour Dues by the Government.
- (6.) Tender of Mr. Charles Fowler for Railway Locomotives :—Mr. Dalgleish asked the Secretary for Public Works, pursuant to Notice No. 6,—If a letter from Mr. Williams, on the subject of the Tender of Mr. Chas. Fowler for the supply of eighteen Locomotives, has been omitted from the papers laid upon the Table of this House?
Mr. Arnold answered :—I beg to inform the Honorable Member, that I find a letter from Mr. Williams has been omitted from this Return. There is no objection to lay the letter upon the Table of the House.
2. Motion Withdrawn :—Mr. Morris withdrew the Motion standing in his name, No. 2 on the Notice Paper of Other Business for to-day.
3. Public Education Bill :—Mr. Smart presented a Petition from certain Members of the Church of England, holding the position of Members of Local Boards for the Management of Schools in various Parishes, adverse to this Bill,—
And the same having been read at length by the Clerk, by direction of the Speaker,—
Petition received.
4. Seamen's Laws Amendment Bill :—The Order of the Day for the Second Reading of this Bill discharged, on motion of Mr. Smart.
Bill then withdrawn, on motion of Mr. Smart.
5. Wollongong Tonnage Duty further Postponement Bill, on motion of Mr. Smart read a second time.
Mr. Smart then moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, for the consideration of this Bill.
Debate ensued.
Question put.
The House divided.

Ayes, 43.

Mr. Cowper,	Mr. Faucett,
Mr. Robertson,	Mr. Leary,
Mr. Arnold,	Mr. Dangar,
Mr. Smart,	Mr. Garrett,
Mr. C. Cowper, junr.,	Mr. Mate,
Mr. Burdekin,	Mr. Sadleir,
Mr. Haworth,	Mr. Morris,
Mr. Rusden,	Mr. Buchanan,
Mr. Sutherland,	Mr. Hart,
Mr. Cunneen,	Mr. Morrice,
Mr. Stewart,	Mr. Wilson,
Mr. Holt,	Mr. Rotton,
Mr. Darvall,	Dr. Lang,
Capt. Moriarty,	Mr. Weekes,
Mr. Macpherson,	Mr. Driver,
Mr. Terry,	Mr. Eckford,
Mr. Egan,	Mr. Holroyd,
Mr. Allen,	Mr. Wisdom,
Mr. Gray,	
Mr. Alexander,	<i>Tellers.</i>
Mr. Caldwell,	Mr. Gordon,
Mr. Raper,	Mr. Lucas.
Mr. Dalgleish,	

Noes, 4.

Mr. W. Forster,
Mr. R. Forster,
<i>Tellers.</i>
Mr. Hannell,
Mr. Tighe.

Whereupon the Speaker left the Chair, and the House resolved itself into the said Committee.

The Chairman having reported the Bill without Amendment, the House adopted the Report, and ordered the Bill, as so reported, to be read a Third time To-morrow.

6. Kiama Tonnage Duty further Postponement Bill, on motion of Mr. Smart, read a Second time.
Whereupon, on motion of Mr. Smart, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the Consideration of this Bill.
The Chairman having reported the Bill without Amendment, the House adopted the Report, and ordered the Bill, as so reported, to be read a Third time to-morrow.

7. Postponement :—The Order of the Day for the consideration in Committee of the Municipalities Law Amendment Bill postponed, on motion of Mr. Cowper, to follow next after the Order of the Day for the consideration in Committee of the Orders of Sequestration in Insolvency Validating Bill.
8. Public Education Bill :—On motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the Consideration of this Bill.

And the Committee having continued to sit until after Midnight ;—

THURSDAY, 30 JULY, 1863, A.M.

The Chairman reported progress, and obtained leave to sit again at a later hour this day.

The House adjourned, on motion of Mr. Cowper, at twenty-five minutes before One o'clock, A.M., until Three o'clock, P.M., This Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, JULY 30.

QUESTIONS :—

1. DR. LANG *to ask* THE SECRETARY FOR LANDS,—When will the Government be prepared to carry out the proposed Repairs on the Minor Road from Gunning to Burrowa ?
2. MR. DRIVER *to ask* THE COLONIAL SECRETARY,—
(1.) Are the Government aware that, with only one Court House in the Town of Bathurst, Judge Cary has fixed the 14th day of September next, for holding the District Court there, at which time the Sittings of the Supreme Court, for the trial of causes, will be held ?
(2.) Will any steps be taken by the Government to alter the date of the September Sittings of the said District Court ?
3. MR. DANGAN *to ask* THE SECRETARY FOR LANDS,—
(1.) The number of Men each Road Overseer has to superintend, and watch, under the directions of Mr. Superintendent Keele, and his assistants ?
(2.) Where the Overseers are stationed, and the names of those appointed, and the Districts for the nineteen Working Overseers ?
4. MR. STEWART *to ask* THE COLONIAL TREASURER,—What number of Vessels entered outwards for Broken Bay ; what number for Brisbane Water ; and what number for the Hawkesbury River, from 1st April to 30th June last, inclusive ; what was the amount of Tonnage and the number of Crew and Passengers in each case ?
5. MR. DALGLEISH *to ask* THE COLONIAL SECRETARY,—If there are not daily and weekly Charge Sheets made out at every Police Station in the Colony, and forwarded to the Central Police Office, where they were available, to furnish the materials of the Criminal Statistics laid upon the Table of this House by the Colonial Secretary ?

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Impounding Bill ; second reading.
2. Wollongong Tonnage Duty further Postponement Bill ; third reading.
3. Kiama Tonnage Duty further Postponement Bill ; third reading.
4. Public Education Bill ; to be further considered in Committee.
5. Pastoral Interests Contribution Bill :—Consideration in Committee of the propriety of introducing this Bill.
6. Orders of Sequestration in Insolvency Validating Bill ; to be considered in Committee.
7. Municipalities Law Amendment Bill ; to be considered in Committee.

OTHER

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. SADLER to move, That the Petition presented by him, on Friday, 24 July, from certain residents of Raymond Terrace, respecting the sale of the Church and School Lands, be printed.
2. MR. COWPER to move, for leave to introduce a Bill to amend an Act, intituled, "An Act to incorporate the Proprietors of a certain Banking Company, called, 'The Commercial Banking Company of Sydney,' and for other purposes therein mentioned."
3. MR. COWPER to move, That the Petition presented by him on the 21st July, respecting the Insolvent Laws, be printed.
4. MR. DRIVER to move, That the Petition of the Storekeepers and Settlers of Bathurst, with reference to the Regulation of Carriers, presented by him on the 21st July, be printed.
5. MR. W. FORSTER to move, That the Petition, presented by him on Tuesday, July 21st, from Mr. Arthur A. Abbott, complaining of having been unjustly dismissed from the Police, be printed.
6. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of the depositions recently taken at an inquest held before the Coroner for Sydney, on the body of Margaret Gee, together with copies of any correspondence with the Government or the Police authorities, and any persons, in reference to the murder of Margaret Gee.
7. MR. HARRIS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the present year, a sum not exceeding £3,000, to be paid over to Mrs. Caroline Chisholm, as a public acknowledgment of the long course of valuable and gratuitous services rendered by that lady to the Colony, and to assist in placing her above the reach of want in her old age.
8. MR. COWPER to move,—
 - (1.) That the European Assurance Society's Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. Alexander, Mr. Burdekin, Mr. C. Cowper, junior; Mr. Hart, Mr. Leary, Mr. Piddington, Mr. Stewart, and the Mover.
9. MR. FAUCETT to move, That the Petition presented by him, on Friday, the 24th of July, against the Church and School Lands Declaratory Bill, be printed.
10. MR. MATE to move, That the Petition of Teachers in and around Albury, presented by him, on the 24th July, be printed.
11. MR. BURDEKIN to move, That there be laid upon the Table of this House, a Return of the number of Cases in which, during the last seven years, Appeals have been allowed by the Supreme Court to the Privy Council; the number of Appeals prosecuted; and the number of Cases in which the Decision of the Supreme Court has been maintained.
12. MR. ALEXANDER to move, That the Petition presented by him on the 22nd July, from the President and Committee of the Goulburn Hospital, be printed.
13. MR. BUCHANAN to move, That there be laid upon the Table of this House, all Correspondence between the Government and any person or persons with reference to the erection of a Bridge over the Creek at Tenterfield.

ORDERS OF THE DAY:—

1. Waratah Coal Company's Incorporation Bill; second reading.
2. Pawnbrokers Bill:—Consideration in Committee of the propriety of introducing this Bill.

FRIDAY, JULY 31.

QUESTION:—

1. MR. W. FORSTER to ask THE SECRETARY FOR LANDS,—With reference to certain Lands, in or near the County of Cumberland, comprising, respectively, 60 acres 2 roods 11 perches, and 60 acres, and more specially described in the "Abstract of Lands dedicated to Religious and Public Purposes," ordered by Legislative Assembly, on June 11, 1863, to be printed, the dedication of which purports to have been authorized, respectively, for an "Episcopal Residence," and for a "Roman Catholic Episcopal Residence":—
 - (1.) Have Grants of the said Lands, or of any portion thereof, been issued?
 - (2.) To whom have such Grants been, or are they intended to be, issued?
 - (3.) Have such Grants been made, or are they intended to be made in trust or otherwise?
 - (4.) Was the dedication of the said lands authorized in consequence of a previous promise or promises, in either case?
 - (5.) If so, when, and under what circumstances, was any such promise or promises made?
 - (6.) By what authority are such dedications for "Religious Purposes" authorized?

OTHER

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; second reading.
2. Metropolitan Corporation Bill; second reading.
3. Enclosing and Improving Reserve at Newcastle; Consideration in Committee of an Address for Funds for.
4. Confiscated Property of John Cockerell; Consideration in Committee of an Address for refunding the same.

NOTICES OF MOTION:—

1. MR. MARTIN to move,—
 - (1.) That in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.
 - (2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 - (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor.
2. MR. MORRICE to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1864, the sum of £1,500, for the erection of a Court House at Picton.
3. MR. SADLER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, the whole of the Correspondence which has taken place between the Patrons of the National School at Seaham, and any Reports of the Inspector of Schools, and the National Board of Education, in respect to the Teacher of the said School being withdrawn from the School, and his appointment to Gunnedah.

TUESDAY, AUGUST 4.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
2. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
3. DR. LANG to move, That, in the opinion of this House, the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, ought to be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years since.
4. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Colonial and Imperial Governments, and with any person or persons, in reference to the appointment of an Inspector of Prisons, and also of any documents in the Colonial Secretary's Office in relation thereto.
5. MR. HOLROYD to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all Vessels which, under the Immigration Regulations, have brought Immigrants to this Colony, since the 1st day of January, 1860.
 - (2.) A Return of all Fines which have been inflicted upon Officers of such Vessels by the Immigration Board, specifying the names of such Officers, their rank, and the causes for which such Fines have been inflicted, during the same period.
 - (3.) All Correspondence in connection with the infliction of such Fines.
 - (4.) An Account shewing to what Fund such Fines have been paid, and in what manner they have or will be appropriated.
6. MR. HOLROYD to move, That there be laid upon the Table of this House,—
 - (1.) Copy of a Petition, presented in 1857 to the Administrators of the Government, from certain Landowners at Kiama, praying that the land at Kiama, originally reserved for public recreation, might not be converted into a Burial-ground.
 - (2.) Copies of any other Petitions on the same subject.
 - (3.) Copies of all Correspondence with Mr. Joseph King and any other person or persons and the Government in relation thereto.
 - (4.) Copies of all reports of Surveyors, Surveyors General, or any other person, referring to the same.
7. MR. HOLROYD to move, That the Petition presented by him on the 14th July, relative to the Matrimonial Causes Bill, be printed.

8. MR. HOLROYD to move for leave to bring in a Bill to amend "An Act for Regulating the Police in the Towns of Parramatta, Windsor, Maitland, Bathurst, and other Towns respectively, and for Removing and Preventing Nuisances and Obstructions, and for the better Alignment of Streets therein."
9. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
10. MR. HOLROYD to move, That there be laid upon the Table of this House, a Return of Fees received upon all Proceedings in the Insolvency Jurisdiction of the Supreme Court, from the 1st of January, 1860, to the 30th of June, 1863, distinguishing in detail the fees taken month by month on swearing affidavits, on filing affidavits, on filing schedules, and on all other proceedings.
11. MR. WALKER to move,—That there be laid upon the Table of this House, a Return of the number of Liens on Yearly Crops, which have been registered under the Act 26 Victoria No. 10, with the amount severally secured thereby, and the names of the Districts in which such Liens have been effected for the Half-year, commencing 1st January, and ending 30th June, 1863.
12. MR. DARVALL to move, That the Petition presented by him, on the 28th July, in opposition to the Presbyterian College Bill, be printed.
13. MR. MATE to move, That the Petition of the Committee of the Albury Hospital, presented by him on the 16th July, be printed.
14. MR. STEWART to move, That in the opinion of this House, Mullet Island, near Broken Bay, should be permanently reserved for Public Purposes.
15. MR. STEWART to move,—
 - (1.) That in the opinion of this House, a Steam-tug should be provided for the Pilot Service of the Richmond River.
 - (2.) That an Address be presented to the Governor, embodying the above resolution.
16. MR. STEWART to move, That in the opinion of this House, it is desirable that a Harbour Light should be placed at the entrance to Broken Bay, it being the only Harbour of Refuge between Sydney and Newcastle.
17. MR. ROTTON to move,—That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the expediency of introducing the following Resolution:—That, in the opinion of this House, the deposits required to be paid under the 2nd Clause of the Immigration Regulations, now in force, should be reduced to the rates chargeable under the 1st Clause thereof.
18. MR. LUCAS to move, That the Petition presented by him, on 28th July, from the Revd. Dr. Fullerton, be printed.

ORDER OF THE DAY:—

1. Consideration of Return to Order, laid on the Table on the 21st July, in reference to Locomotive Engines for Public Railways.

WEDNESDAY, AUGUST 5.

QUESTION:—

1. MR. ALEXANDER to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) The number of miles opened for Traffic on the Southern Railway?
 - (2.) The number of miles opened for Traffic on the Northern Railway?
 - (3.) The number of miles opened for Traffic on the Western Railway?
 - (4.) The number of miles Contracted for on the Southern, Northern and Western Lines of Railway?
 - (5.) What progress has been made in the Southern, Northern and Western Lines of Railway?
 - (6.) What is the cost per mile of the Southern, Northern and Western Lines of Railway?
 - (7.) What are the dates when Contract for Railway from Parramatta to Liverpool was accepted, and when was the Line opened?
 - (8.) What are the dates when Contract for Railway from Liverpool to Campbelltown was accepted, and when was that Line opened?
 - (9.) What are the dates when Contracts for Railway from Campbellton to Picton was accepted, and when was that Line opened?
 - (10.) Was the Contract time for these extensions exceeded; if so, how much?
 - (11.) Has the Contract No. 2, from Picton, that was surrendered by Shuttleworth and Wallace, accepted by Larkin and Wakeford, been confirmed; if so, what time has elapsed since the offer was made by Larkin and Wakeford?
 - (12.) Does the Secretary for Public Works purpose to carry out his promise made to the Deputation that waited on him on the 4th June, 1862; "that within fifteen months Tenders would be called for, for the Line of Railway to Goulburn"?

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider "the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and "to alter the Duty on Bonded Warehouses."
2. Consideration of Governor's Message No. 1, with Estimates of Expenditure for 1863-4.

FRIDAY,

FRIDAY, AUGUST 7.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Payment of Wages in Money Compulsion Bill ; second reading.
2. Law of Evidence in Criminal Cases Amendment Bill ; second reading.

NOTICE OF MOTION :—

1. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.

TUESDAY, AUGUST 11.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DARVALL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1863, the sum of £2,000, for the enlargement of the Culverts made through Railway Embankment in Bank-street, East Maitland, and under the Morpeth Road contiguous to that Embankment.
2. MR. SAMUEL to move,—
 - (1.) That this House is of opinion that Messrs. Peto and Co., or some such Eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions :—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken ; to find every thing except Land ; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within five years from the time of signing the Contract, a single Line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 - (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - (6.) That "finding everything" shall include the Engineering, Surveying, Preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - (7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 - (8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made to enable them to prepare an Estimate and Tender, they shall, should their Tender not be accepted, be paid the cost of such trial levels, surveys and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.
 - (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
3. MR. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.

4. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all Sums Expended on Minor Roads, from 1st January, 1861, to 30th June, 1863, specifying each particular Line of Road, and the Nature of the Improvements made thereon.
 - (2.) The Name of the District, and whether performed by Contract or Day-work.
 - (3.) The Names of the Local Road Superintendents and Overseers.
 - (4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.
 - (5.) The Number of Laborers in each Gang where an Overseer is employed.
5. MR. DRIVER to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dagleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
6. MR. WILSON to move, That the Order of the Day for the Second Reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper's amended Resolution on Friday 24th July, stand an Order of the Day for Friday, 21st August.
7. MR. MATE to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of Robert Stewart, presented on the 10th July.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Cunneen, Mr. W. Forster, Mr. Terry, Mr. Lucas, Mr. Allen, Mr. Sutherland, Mr. Hart, and the Mover.

TUESDAY, AUGUST 18.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
 2. DR. LANG to move,—
 - (1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of "New South Wales," having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.
 - (2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated "Cook'sland."
 - (3.) That the recent change of the name of a neighbouring Australian Colony from "Van Diemen's Land" to "Tasmania," in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.
 3. MR. ALLEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency, praying that a sum not exceeding £500 may be placed on the Supplementary Estimates for this year, to defray the expense of a Public Analyst.
 4. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum, not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment, as Agent for Immigration.
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New South Wales.

No. 23.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 30 JULY, 1863.

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

Questions on Notice Paper for to-day:—

- (1.) Road from Gunning to Burrowa:—Dr. Lang asked the Secretary for Lands, pursuant to Notice No. 1,—When will the Government be prepared to carry out the proposed Repairs on the Minor Road from Gunning to Burrowa?

Mr. Robertson answered:—In reply to my Honorable and Reverend friend, I would say, that the expenditure of the money granted for repairs of this road is delayed until the course which it will ultimately take has been determined by survey. The field work has been completed, and plans may be expected daily.

- (2.) Supreme and District Court Sittings at Bathurst:—Mr. Driver asked the Colonial Secretary, pursuant to Notice No. 2,—

(1.) Are the Government aware that, with only one Court House in the Town of Bathurst, Judge Cary has fixed the 14th day of September next, for holding the District Court there, at which time the Sittings of the Supreme Court, for the trial of causes, will be held?

(2.) Will any steps be taken by the Government to alter the date of the September Sittings of the said District Court?

Mr. Cowper answered:—It is not impossible that the Sittings of the Supreme Court may be closed by the 14th September next; if so, no inconvenience will arise. I will take care that communication shall be made to Mr. Justice Cary, if any inconvenience should arise, that steps may be taken by him to adjourn his Court.

- (3.) Mr. Road Superintendent Keele:—Mr. Daugar asked the Secretary for Lands, pursuant to Notice No. 3,—

(1.) The number of Men each Road Overseer has to Superintend, and watch, under the directions of Mr. Superintendent Keele, and his assistants?

(2.) Where the Overseers are stationed, and the names of those appointed, and the Districts for the nineteen Working Overseers?

Mr. Robertson answered:—In reply to the Honorable Member, I would say that I have ascertained this morning that Mr. Keele is now examining the road from Manly Beach to Lake Macquarie by way of Pitt Water, a road which is considered to be of some importance, and very desirable to be thrown open;—thus I have not had an opportunity of ascertaining from that gentleman the information required by the Honorable Member, but I believe he will be in town to-morrow or the day after, and I shall then be able to answer the Question if the Honorable Member will ask it to-morrow or on Tuesday next.

(Mr. Stewart withdrew the Question standing in his name, No. 4.)

- (4.) Criminal Statistics—Charge Sheets:—Mr. Dalgleish asked the Colonial Secretary, pursuant to Notice No. 5,—If there are not daily and weekly Charge Sheets made out at every Police Station in the Colony, and forwarded to the Central Police Office, where they were available, to furnish the materials of the Criminal Statistics laid upon the Table of this House by the Colonial Secretary?

Mr. Cowper answered:—I have been informed that, as soon as practicable after the introduction of the New Police system, printed Charge Books were supplied to be kept at each Lock-up in the Colony, to contain the name and other particulars respecting every prisoner arrested; a copy of the entries each week being transcribed upon the Daily Report furnished to each Superintendent, and by

by him transmitted to the Inspector General. Such returns were not available to furnish the materials for the statistics referred to, as it was not possible to bring the books into general use for some months after the new system commenced (1st March, 1862) the date from which the Return of Apprehensions, &c. commenced; and further, even from the date the Lock-up Returns are perfect, it would occupy several months close attention to prepare statistics therefrom, and they only give the result of the cases before Petty Sessions.

2. Member of Legislative Council as Witness:—The Speaker reported that the following Message had been received, yesterday, from the Legislative Council:—

MR. SPEAKER,—

In answer to the Message from the Legislative Assembly, dated the 24th July, 1863, requesting leave for the Honorable Sir William Montagu Manning, Knight, Q.C., a Member of the Legislative Council, to attend and be examined before a Select Committee of the Legislative Assembly, "for whose consideration" was referred the 'Report of the Select Committee on the Petition of Miss "Isabella Mary Kelly, together with the Proceedings of the Committee, Minutes "of Evidence, and Appendix, brought up on the 18th December last," the Council acquaints the Assembly that leave has been granted to its said Member to attend and be examined by the said Committee, if he think fit.

Legislative Council Chamber,
Sydney, 29th July, 1863.

T. A. MURRAY,
President.

3. Entry of Questions and Answers on Votes:—Mr. Dalgleish, on the ground of *Privilege*, moved, without notice,—That in the opinion of this House, it is a breach of the Sessional Order of this House, adopted on the 25th of June, to alter the Answers that have been read, or handed in in writing, by the Ministers answering such Questions.

Debate ensued.

Motion by leave withdrawn.

4. Mr. Thomas Cook:—Mr. W. Forster presented a Petition from Thomas Cook, Justice of the Peace, late of the River Williams, now residing in Sydney, complaining of injury sustained by him arising out of his loss of office as Police Magistrate of the Upper Williams River in 1843, and praying redress.
Petition received.

5. Public Education Bill:—Mr. Faucett presented a Petition from the Roman Catholic Archbishop and Clergy of Sydney, adverse to this Bill.
Petition received.

6. Papers:—

(1.) Mr. Arnold laid upon the Table, Letter from Mr. D. Williams, dated 9th June, 1863, *being in continuation of Papers laid upon the Table by him on 21st July*, in Return to Order in reference to "Locomotive Engines for Public Railways," made by this House on motion of Mr. W. Forster, on 15th July.
Ordered to be printed.

(2.) Mr. Cowper laid upon the Table, Return to Address, in reference to "Mr. Andrew Wotherspoon," adopted by this House, on motion of Mr. W. Forster, on 14th July, 1863.

7. Postponement:—The Order of the Day for the second reading of the Impounding Bill, postponed, on motion of Mr. Cowper, until Wednesday next.

8. Wollongong Tonnage Duty further Postponement Bill, on motion of Mr. Smart, read a third time and *passed*.

Mr. Smart then moved, That the Title of this Bill be, "*An Act to postpone for a further limited time the levying of the Wollongong Harbour Tonnage Duty.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to postpone for a further limited time the levying of the Wollongong Harbour Tonnage Duty,*" presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 30th July, 1863.

Speaker.

Question put and passed.

9. Kiama Tonnage Duty further Postponement Bill, on motion of Mr. Smart, read a third time and *passed*.

Mr. Smart then moved, That the Title of this Bill be "*An Act to postpone for a further limited time the levying of the Kiama Harbour Tonnage Duty.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to postpone for a further limited time the levying of the Kiama Harbour Tonnage Duty,*" presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 30th July, 1863.

Speaker.

Question put and passed.

10. Public Education Bill :—On the Order of the Day being read, for the further consideration in Committee of this Bill, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such further consideration.

And the Committee having continued to sit until after Midnight;—

FRIDAY, 31 JULY, 1863, A.M.

*The Chairman reported progress, and asked leave to sit again to-morrow.
Question proposed, That the Committee have leave to sit again "to-morrow."
Mr. Dalgleish moved, That the Question be amended by omitting the word "to-morrow," with a view to inserting in its place the words "this day month,"—
Question put, That the word proposed to be omitted stand part of the Question.
The House divided.

Ayes, 30.

Mr. Cowper,	Mr. Stewart,
Mr. Smart,	Mr. Raper,
Mr. Burdekin,	Mr. W. Forster,
Mr. Wisdom,	Mr. Sutherland,
Mr. Leary,	Mr. Eckford,
Mr. Garrett,	Mr. Haworth,
Mr. Gordon,	Mr. Holt,
Mr. Rusden,	Mr. Driver,
Mr. Rotton,	Mr. Wilson,
Mr. Caldwell,	Mr. Alexander,
Mr. Allen,	Mr. Arnold,
Mr. Morrice,	Mr. C. Cowper, junr.,
Dr. Lang,	<i>Tellers.</i>
Mr. Sadleir,	Mr. Bell,
Mr. Cunneen,	Mr. Macpherson,
Mr. Mate,	

Noes, 5.

Mr. Piddington,
Mr. Dalgleish,
Mr. R. Forster,
Tellers.
Mr. Close,
Mr. Lucas.

Original Question stated.
Debate ensued.
Original Question put.
The House divided.

Ayes, 29.

Mr. Cowper,	Mr. Cunneen,
Mr. Smart,	Mr. Stewart,
Mr. Arnold,	Mr. W. Forster,
Mr. Macpherson,	Mr. Sutherland,
Mr. Burdekin,	Mr. Eckford,
Mr. Gordon,	Mr. Gray,
Mr. Rusden,	Mr. Haworth,
Mr. Leary,	Mr. Wilson,
Mr. Caldwell,	Mr. Alexander,
Mr. Close,	Mr. C. Cowper, junr.,
Mr. Morrice,	Mr. Bell,
Mr. Rotton,	<i>Tellers.</i>
Mr. Allen,	Mr. Garrett,
Dr. Lang,	Mr. Wisdom.
Mr. Driver,	
Mr. Mate,	

Noes, 4.

Mr. Piddington,
Mr. Dalgleish,
Tellers.
Mr. Lucas,
Mr. R. Forster.

The House adjourned, on motion of Mr. Cowper, at twenty-five minutes before Two o'clock A.M., until Three o'clock P.M., This Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, JULY 31.

QUESTIONS :—

1. MR. W. FORSTER *to ask* THE SECRETARY FOR LANDS,—With reference to certain Lands, in or near the County of Cumberland, comprising, respectively, 60 acres 2 roods 11 perches, and 60 acres, and more specially described in the “ Abstract of Lands dedicated to Religious and Public Purposes,” ordered by Legislative Assembly, on June 11, 1863, to be printed, the dedication of which purports to have been authorized, respectively, for an “ Episcopal Residence,” and for a “ Roman Catholic Episcopal Residence ”:—
 - (1.) Have Grants of the said Lands, or of any portion thereof, been issued?
 - (2.) To whom have such Grants been, or are they intended to be, issued?
 - (3.) Have such Grants been made, or are they intended to be made in trust or otherwise?
 - (4.) Was the dedication of the said lands authorized in consequence of a previous promise or promises, in either case?
 - (5.) If so, when, and under what circumstances, was any such promise or promises made?
 - (6.) By what authority are such dedications for “ Religious Purposes ” authorized?
2. MR. STEWART *to ask* THE COLONIAL TREASURER,—What number of Vessels entered outwards for Broken Bay; what number for Brisbane Water; and what number for the Hawkesbury River, from 1st April to 30th June last, inclusive; what was the amount of Tonnage and the number of Crew and Passengers in each case?
3. MR. W. FORSTER *to ask* THE COLONIAL SECRETARY,—By what special authority, statutory, or otherwise, are the Government empowered to make or issue Regulations, under which the Payment of Stipends, or of any portion of the same, to Clergymen absent from the Colony, is permitted or legalized?
4. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—
 - (1.) If it is the intention of the Government to recommend a pension or gratuity to the Police Magistrate at Port Macquarie, for his long servitude in the Public Service, and from his general imbecility?
 - (2.) And do the Government intend to appoint an efficient Police Magistrate for this District, for the reasons named above?
5. MR. HART *to ask* THE COLONIAL SECRETARY,—If the Government intend to proceed with the Clergy Returns Registration Bill, that lapsed last Session?
6. MR. HART *to ask* THE COLONIAL SECRETARY,—
 - (1.) What are the hours assigned to the Schoolmaster at Cockatoo Island for the performance of his duties?
 - (2.) Has any Time Table been established for his guidance?
 - (3.) Who has the superintendence of the School?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; second reading.
2. Metropolitan Corporation Bill; second reading.
3. Enclosing and Improving Reserve at Newcastle; Consideration in Committee of an Address for Funds for.
4. Confiscated Property of John Cockerell; Consideration in Committee of an Address for refunding the same.
5. Waratah Coal Company's Incorporation Bill; second reading.
6. Pawnbrokers Bill:—Consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION :—

1. MR. MORRICE *to move*, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1864, the sum of £1,500, for the erection of a Court House at Picton.
2. MR. SADDLER *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, the whole of the Correspondence which has taken place between the Patrons of the National School at Seaham, and any Reports of the Inspector of Schools, and the National Board of Education, in respect to the Teacher of the said School being withdrawn from the School, and his appointment to Gunnedah.
3. MR. MARTIN *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid on the Table of the House, a Return, setting forth :—
 - (1.) The names and residences of all Justices of the Peace for the Colony, appointed since the 1st January, 1849, with the date of each appointment, or set of appointments.
 - (2.) The names of all Officers of the Police Force, with the date of their appointments, and a statement of their salaries respectively.
 - (3.) The present number of the Police Force, shewing the number of persons in each grade.
 - (4.) The sums expended in each year for Police purposes since 1842.

4. MR. SADDLER to move, That the Petition presented by him, on Friday, 24 July, from certain residents of Raymond Terrace, respecting the sale of the Church and School Lands, be printed.
5. MR. COWPER to move, for leave to introduce a Bill to amend an Act, intituled, "An Act to incorporate the Proprietors of a certain Banking Company, called, 'The Commercial Banking Company of Sydney,' and for other purposes therein mentioned."
6. MR. COWPER to move, That the Petition presented by him on the 21st July, respecting the Insolvent Laws, be printed.
7. MR. DRIVER to move, That the Petition of the Storekeepers and Settlers of Bathurst, with reference to the Regulation of Carriers, presented by him on the 21st July, be printed.
8. MR. W. FORSTER to move, That the Petition, presented by him on Tuesday, July 21st, from Mr. Arthur A. Abbott, complaining of having been unjustly dismissed from the Police, be printed.
9. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of the depositions recently taken at an inquest held before the Coroner for Sydney, on the body of Margaret Gee, together with copies of any correspondence with the Government or the Police authorities, and any persons, in reference to the murder of Margaret Gee.
10. MR. HARRUP to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the present year, a sum not exceeding £3,000, to be paid over to Mrs. Caroline Chisholm, as a public acknowledgment of the long course of valuable and gratuitous services rendered by that lady to the Colony, and to assist in placing her above the reach of want in her old age.
11. MR. COWPER to move,—
 - (1.) That the European Assurance Society's Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. Alexander, Mr. Burdekin, Mr. C. Cowper, junior; Mr. Hart, Mr. Leary, Mr. Piddington, Mr. Stewart, and the Mover.
12. MR. FAUCETT to move, That the Petition presented by him, on Friday, the 24th of July, against the Church and School Lands Declaratory Bill, be printed.
13. MR. MATE to move, That the Petition of Teachers in and around Albury, presented by him, on the 24th July, be printed.
14. MR. BURDEKIN to move, That there be laid upon the Table of this House, a Return of the number of Cases in which, during the last seven years, Appeals have been allowed by the Supreme Court to the Privy Council; the number of Appeals prosecuted; and the number of Cases in which the Decision of the Supreme Court has been maintained.
15. MR. ALEXANDER to move, That the Petition presented by him on the 22nd July, from the President and Committee of the Goulburn Hospital, be printed.
16. MR. BUCHANAN to move, That there be laid upon the Table of this House, all Correspondence between the Government and any person or persons with reference to the erection of a Bridge over the Creek at Tenterfield.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Public Education Bill; to be further considered in Committee.
2. Pastoral Interests Contribution Bill:—Consideration in Committee of the propriety of introducing this Bill.
3. Orders of Sequestration in Insolvency Validating Bill; to be considered in Committee.
4. Municipalities Law Amendment Bill; to be considered in Committee.

TUESDAY, AUGUST 4.

QUESTIONS:—

1. MR. DANGAR to ask THE SECRETARY FOR LANDS,—
 - (1.) The number of Men each Road Overseer has to superintend, and watch, under the directions of Mr. Superintendent Keele, and his assistants?
 - (2.) Where the Overseers are stationed, and the names of those appointed, and the Districts for the nineteen Working Overseers?
 - (3.) What roads are placed under the management of Mr. Keele; the amount of money allowed for each road so placed; also the amount expended on each road up to the 25th July.
2. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—If he will cause to be laid upon the Table of this House, copies of the following documents:—
 - (1.) Letter from Martin Gardiner, dated from Melbourne, 22nd May, 1860.
 - (2.) Letter from Martin Gardiner to Engineer-in-Chief, dated 11th December, 1860, and the Engineer-in-Chief's reply, 14th December, 1860.
 - (3.) Minute Papers relating to, and preceding the appointment of Martin Gardiner, "to carry out certain Surveys on the Line of Road from Bowenfels to Mudgee."
 - (4.) Minutes and Correspondence relating to the Survey and laying out of the Road over Cherry Tree Hill, by Mr. Gardiner.
 - (5.) All Correspondence between Martin Gardiner and the late Commissioner for Roads, Mr. Collett.

OTHER

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
2. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
3. DR. LANG to move, That, in the opinion of this House, the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, ought to be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years since.
4. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Colonial and Imperial Governments, and with any person or persons, in reference to the appointment of an Inspector of Prisons, and also of any documents in the Colonial Secretary's Office in relation thereto.
5. MR. HOLROYD to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all Vessels which, under the Immigration Regulations, have brought Immigrants to this Colony, since the 1st day of January, 1860.
 - (2.) A Return of all Fines which have been inflicted upon Officers of such Vessels by the Immigration Board, specifying the names of such Officers, their rank, and the causes for which such Fines have been inflicted, during the same period.
 - (3.) All Correspondence in connection with the infliction of such Fines.
 - (4.) An Account shewing to what Fund such Fines have been paid, and in what manner they have or will be appropriated.
6. MR. HOLROYD to move, That there be laid upon the Table of this House,—
 - (1.) Copy of a Petition, presented in 1857 to the Administrators of the Government, from certain Landowners at Kiama, praying that the land at Kiama, originally reserved for public recreation, might not be converted into a Burial-ground.
 - (2.) Copies of any other Petitions on the same subject.
 - (3.) Copies of all Correspondence with Mr. Joseph King and any other person or persons and the Government in relation thereto.
 - (4.) Copies of all reports of Surveyors, Surveyors General, or any other person, referring to the same.
7. MR. HOLROYD to move, That the Petition presented by him on the 14th July, relative to the Matrimonial Causes Bill, be printed.
8. MR. HOLROYD to move for leave to bring in a Bill to amend "An Act for Regulating the Police in the Towns of Parramatta, Windsor, Maitland, Bathurst, and other Towns respectively, and for Removing and Preventing Nuisances and Obstructions, and for the better Alignment of Streets therein."
9. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
10. MR. HOLROYD to move, That there be laid upon the Table of this House, a Return of Fees received upon all Proceedings in the Insolvency Jurisdiction of the Supreme Court, from the 1st of January, 1860, to the 30th of June, 1863, distinguishing in detail the fees taken month by month on swearing affidavits, on filing affidavits, on filing schedules, and on all other proceedings.
11. MR. WALKER to move,—That there be laid upon the Table of this House, a Return of the number of Liens on Yearly Crops, which have been registered under the Act 26 Victoria No. 10, with the amount severally secured thereby, and the names of the Districts in which such Liens have been effected for the Half-year, commencing 1st January, and ending 30th June, 1863.
12. MR. DARVALL to move, That the Petition presented by him, on the 28th July, in opposition to the Presbyterian College Bill, be printed.
13. MR. MATE to move, That the Petition of the Committee of the Albury Hospital, presented by him on the 16th July, be printed.
14. MR. STEWART to move, That in the opinion of this House, Mullet Island, near Broken Bay, should be permanently reserved for Public Purposes.
15. MR. STEWART to move,—
 - (1.) That in the opinion of this House, a Steam-tug should be provided for the Pilot Service of the Richmond River.
 - (2.) That an Address be presented to the Governor, embodying the above resolution.
16. MR. STEWART to move, That in the opinion of this House, it is desirable that a Harbour Light should be placed at the entrance to Broken Bay, it being the only Harbour of Refuge between Sydney and Newcastle.
17. MR. ROTTON to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the expediency of introducing the following Resolution :—That, in the opinion of this House, the deposits required to be paid under the 2nd Clause of the Immigration Regulations, now in force, should be reduced to the rates chargeable under the 1st Clause thereof.
18. MR. LUCAS to move, That the Petition presented by him, on 28th July, from the Revd. Dr. Fullerton, be printed.

19. MR. FAUCETT to move, That the Petition presented by him on 30 July, from the Roman Catholic Archbishop and Clergy of Sydney, against the Public Education Bill, be printed.
20. MR. W. FORSTER to move, That the Petition from Mr. Thomas Cook, presented by him, on Thursday, July 30, be printed.

ORDER OF THE DAY :—

1. Consideration of Return to Order, laid on the Table on the 21st July, in reference to Locomotive Engines for Public Railways.

WEDNESDAY, AUGUST 5.

QUESTION :—

1. MR. ALEXANDER to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) The number of miles opened for Traffic on the Southern Railway ?
 - (2.) The number of miles opened for Traffic on the Northern Railway ?
 - (3.) The number of miles opened for Traffic on the Western Railway ?
 - (4.) The number of miles Contracted for on the Southern, Northern and Western Lines of Railway ?
 - (5.) What progress has been made in the Southern, Northern and Western Lines of Railway ?
 - (6.) What is the cost per mile of the Southern, Northern and Western Lines of Railway ?
 - (7.) What are the dates when Contract for Railway from Parramatta to Liverpool was accepted, and when was the Line opened ?
 - (8.) What are the dates when Contract for Railway from Liverpool to Campbelltown was accepted, and when was that Line opened ?
 - (9.) What are the dates when Contracts for Railway from Campbellton to Picton was accepted, and when was that Line opened ?
 - (10.) Was the Contract time for these extensions exceeded ; if so, how much ?
 - (11.) Has the Contract No. 2, from Picton, that was surrendered by Shuttleworth and Wallace, accepted by Larkin and Wakeford, been confirmed ; if so, what time has elapsed since the offer was made by Larkin and Wakeford ?
 - (12.) Does the Secretary for Public Works purpose to carry out his promise made to the Deputation that waited on him on the 4th June, 1862 ; “ that within fifteen months Tenders would be called for, for the Line of Railway to Goulburn ” ?

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. SMART to move, That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill “ to Amend “ and Consolidate the Laws relating to Merchant Seamen.”
2. MR. ARNOLD to move, for leave to introduce a Bill to facilitate the transmission by Post of Government Maps or Plans.

ORDERS OF THE DAY :—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, “ That this “ House will, to-morrow, resolve itself into a Committee of the Whole, to consider “ the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and “ to alter the Duty on Bonded Warehouses.”
2. Consideration of Governor's Message No. 1, with Estimates of Expenditure for 1863-4.
3. Impounding Bill ; second reading.

FRIDAY, AUGUST 7.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Payment of Wages in Money Compulsion Bill ; second reading.
2. Law of Evidence in Criminal Cases Amendment Bill ; second reading.

NOTICE OF MOTION :—

1. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.

TUESDAY,

TUESDAY, AUGUST 11.

OTHER BUSINESS—NOTICES OF MOTION:—

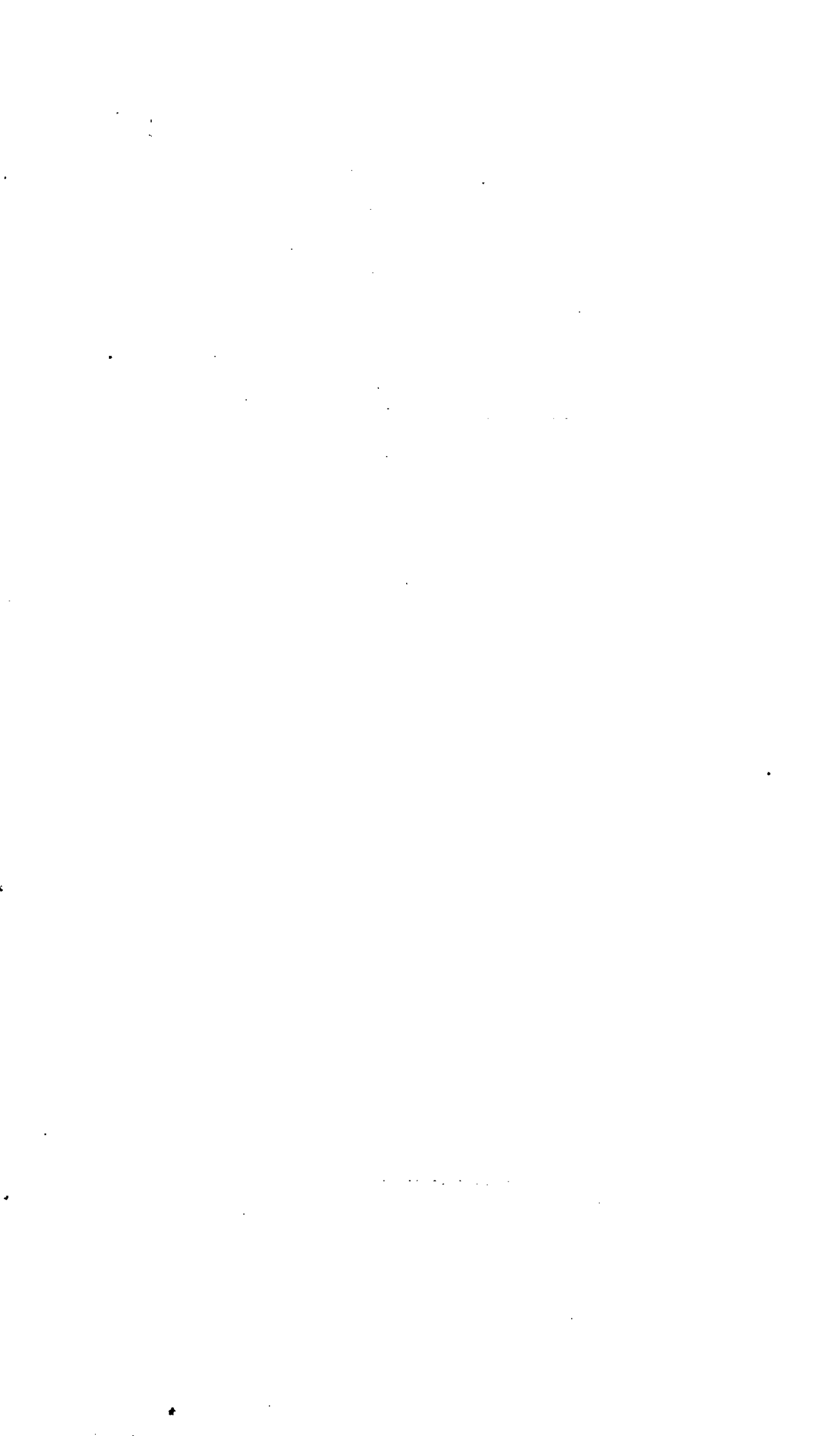
1. MR. DARVALL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1863, the sum of £2,000, for the enlargement of the Culverts made through Railway Embankment in Bank-street, East Maitland, and under the Morpeth Road contiguous to that Embankment.
2. MR. SAMUEL to move,—
 - (1.) That this House is of opinion that Messrs. Peto and Co., or some such Eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find every thing except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within five years from the time of signing the Contract, a single Line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - (6.) That "finding everything" shall include the Engineering, Surveying, Preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - (7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 - (8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made to enable them to prepare an Estimate and Tender, they shall, should their Tender not be accepted, be paid the cost of such trial levels, surveys and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.
 - (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
3. MR. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.
4. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all Sums Expended on Minor Roads, from 1st January, 1861, to 30th June, 1863, specifying each particular Line of Road, and the Nature of the Improvements made thereon.
 - (2.) The Name of the District, and whether performed by Contract or Day-work.
 - (3.) The Names of the Local Road Superintendents and Overseers.
 - (4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.
 - (5.) The Number of Laborers in each Gang where an Overseer is employed.
5. MR. DRIVER to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.

6. **MR. WILSON** to move, That the Order of the Day for the Second Reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper's amended Resolution on Friday 24th July, stand an Order of the Day for Friday, 21st August.
7. **MR. MATE** to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of Robert Stewart, presented on the 10th July.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Cunneen, Mr. W. Forster, Mr. Terry, Mr. Lucas, Mr. Allen, Mr. Sutherland, Mr. Hart, and the Mover.
8. **MR. W. FORSTER** to move, That this House is of opinion, that the proceedings and results of the Intercolonial Conference, held at Melbourne, in the months of March and April last, as disclosed by the Papers laid before the House during the present Session, have been highly unsatisfactory.

TUESDAY, AUGUST 18.

OTHER BUSINESS—NOTICES OF MOTION :—

1. **MR. LUCAS** to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
 2. **DR. LANG** to move,—
 - (1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of "New South Wales," having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.
 - (2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated "Cooksland."
 - (3.) That the recent change of the name of a neighbouring Australian Colony from "Van Diemen's Land" to "Tasmania," in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.
 3. **MR. ALLEN** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency, praying that a sum not exceeding £500 may be placed on the Supplementary Estimates for this year, to defray the expense of a Public Analyst.
 4. **MR. ALEXANDER** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum, not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment, as Agent for Immigration.
 5. **MR. MARTIN** to move,—
 - (1.) That in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.
 - (2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 - (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor.
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New South Wales.

No. 24.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 31 JULY, 1863.

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

Questions on Notice Paper for to-day :—

(1.) Lands set apart for Episcopal Residences :—Mr. W. Forster asked the Secretary for Lands, pursuant to Notice No. 1,—With reference to certain Lands, in or near the County of Cumberland, comprising, respectively, 60 acres 2 roods 11 perches, and 60 acres, and more specially described in the “ Abstract of Lands dedicated to Religious and Public Purposes,” ordered by Legislative Assembly, on June 11, 1863, to be printed, the dedication of which purports to have been authorized, respectively, for an “ Episcopal Residence,” and for a “ Roman Catholic Episcopal Residence ” :—

- (1.) Have Grants of the said Lands, or of any portion thereof, been issued ?
- (2.) To whom have such Grants been, or are they intended to be, issued ?
- (3.) Have such Grants been made, or are they intended to be made, in trust or otherwise ?
- (4.) Was the dedication of the said lands authorized in consequence of a previous promise or promises, in either case ?
- (5.) If so, when, and under what circumstances, was any such promise or promises made ?
- (6.) By what authority are such dedications for “ Religious Purposes ” authorized ?

Mr. Robertson answered :—

- (1.) In reply to the Honorable Member's first Question, I would say, that Deeds of Grant have not yet been issued.
- (2.) To the second, that in the first case, the Bishop of Sydney, for the time being, is proposed as sole Trustee ; in the other case, the approved Trustees are, The Most Reverend Archbishop Polding, the Revds. P. Newman and S. A. Sheehy, and Peter Faucett, and Francis McNab, Esquires.
- (3.) With regard to the third Question, the Grants are intended to be made in Trust.
- (4.) To the fourth Question ; the dedication in either case was in fulfilment of a promise made before the introduction of Responsible Government.
- (5.) In reply to the fifth Question, the Government of Sir Charles Fitz Roy, with the sanction of the Secretary of State, granted a site, and also a sum of money for residence for each of the Bishops of the Church of England then in New South Wales, and also for the Roman Catholic Archbishop. The residences of the Bishop of Sydney and the Roman Catholic Archbishop were originally intended to have been erected on a portion of Grose Farm, five acres being promised for such purpose. The Bishop of Sydney, from choice, desired to select elsewhere ; and the Roman Catholic Archbishop was compelled to select elsewhere, the land intended for him having been inadvertently devoted to another purpose. The formal authorization of sites for these purposes, at Grose Farm, was made on or before 6th August, 1851, and the altered selections were approved ;—that for the Bishop of Sydney, on the 31st March, 1856, and that for the Roman Catholic Archbishop, on the 29th April, 1859. In the latter case, two or three intermediate selections had been refused by the Government.
- (6.) With regard to the sixth Question, the dedications alluded to are made by the Governor and Executive Council, under the authority provided by the Crown Lands Alienation Act of 1861.

(2.)

- (2.) Vessels Entered for Broken Bay, Brisbane Water, and the Hawkesbury ;—
Mr. Stewart asked the Colonial Treasurer, pursuant to Notice No. 2,—What number of Vessels entered outwards for Broken Bay ; what number for Brisbane Water ; and what number for the Hawkesbury River, from 1st April to 30th June last, inclusive ; what was the amount of Tonnage and the number of Crew and Passengers in each case ?
Mr. Smart answered :—I beg to inform the Honorable Member, that from the 1st April to the 30th June last inclusive, the following vessels cleared :—For Broken Bay, 9 vessels, 135 tons, having 20 men and 4 passengers on board ; for the Hawkesbury River, 24 vessels, 555 tons, 60 men, and 73 passengers ; for Brisbane Water, 64 vessels, 1,922 tons, 199 men, and 100 passengers.
- (3.) Regulations for payment of Stipends to absent Clergymen :—Mr. W. Forster asked the Colonial Secretary, pursuant to Notice No. 3,—By what special authority, statutory, or otherwise, are the Government empowered to make or issue Regulations, under which the Payment of Stipends, or of any portion of the same, to Clergymen absent from the Colony, is permitted or legalized ?
Mr. Cowper answered :—In reply to the Honorable Member, I would state, I am advised, that by a fair construction of the Grants for Public Worship Prohibition Act, the course is strictly legal.
- (4.) Pension or Gratuity to Police Magistrate, Port Macquarie :—Mr. Dangar asked the Colonial Secretary, pursuant to Notice No. 4,—
(1.) If it is the intention of the Government to recommend a pension or gratuity to the Police Magistrate at Port Macquarie, for his long servitude in the Public Service, and from his general imbecility ?
(2.) And do the Government intend to appoint an efficient Police Magistrate for this District, for the reasons named above ?
Mr. Cowper answered :—Although I did not hear the Honorable Member's Question, I have had an opportunity of reading it ; and I will state, for the information of the House, that no official complaint has been made to me of the general imbecility of Major Crummer, or of his incapacity to perform his duty.
(2.) If that gentleman should apply for a pension, such application being supported by the usual certificate, the Government will submit the matter to the Parliament.
- (5.) Clergy Returns Registration Bill of last Session :—Mr. Hart asked the Colonial Secretary, pursuant to Notice No. 5,—If the Government intend to proceed with the Clergy Returns Registration Bill, that lapsed last Session ?
Mr. Cowper answered :—This subject has again been under my consideration, and a correspondence is still going on in reference to it. When I fully understand the terms which Mr. James is prepared to accept, I shall determine whether it is worth while to come to Parliament again on the question.
(*Mr. Hart withdrew the Question standing in his name No. 6.*)
2. Law for Regulation of Carriers :—Mr. Dalley presented a Petition from the Storekeepers, Merchants, and Settlers of Mudgee, praying for the enactment of some Law for the better Regulation of Carriage into the Interior.
Petition received.
3. Vacant Seat—Acceptance of Office :—Mr. Cowper moved, That the Seat of John Bayley Darvall, Esquire, hath become and is now vacant, by reason of his acceptance of the Office of Attorney General, since his Election and Return to serve in this House as a Member for the Electoral District of East Maitland.
Debate ensued.
Question put and passed.
4. Public Education Bill :—Mr. C. Cowper, Junior, presented a Petition from the Local Board of Education, in connection with the Church of England, at Wollongong, adverse to this Bill,—
And the same having been read at length by the Clerk, by direction of the Speaker,—
Petition received.
5. Scab in Sheep Act :—Mr. Gordon presented a Petition from certain Sheep Owners, resident in the District of New England, expressing their opinion that the provisions of this Act should be most rigorously enforced, and suggesting the introduction of certain other stringent regulations relative to Scab in Sheep.
Petition received.
6. Appeal against Summary Proceedings before Justices of the Peace Bill :—Mr. Holroyd moved, That this Bill be now read a second time.
Debate ensued.
Motion made by Mr. Morris, and Question,—That this Debate be now adjourned until this day fortnight,—put and passed (after Debate).
7. Metropolitan Corporation Bill :—Mr. Cowper moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed,—
And Bill read a second time.
Ordered, on motion of Mr. Cowper, that the consideration in Committee of this Bill stand an Order of the Day for this day fortnight.
8. Enclosing and Improving Reserve at Newcastle :—On motion of Mr. Hannell, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will

will be pleased to cause to be placed on the Supplementary Estimates for the present year, a sum not exceeding £2,000, for the purpose of enclosing and improving that piece of Land "situated south of the Military Barracks at Newcastle," which has been reserved for public recreation.

The Committee reported the following Resolution:—

Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £500, to be paid on condition of an equal amount being raised by voluntary contribution, for the purpose of enclosing and improving that piece of Land "situated south of the Military Barracks at Newcastle," which has been reserved for public recreation.

Mr. Haunell then moved, That this House do now adopt this Resolution.

Question put and passed.

9. Confiscated Property of John Cockerell:—The Order of the Day for the consideration in Committee of an Address for refunding the Confiscated Property of John Cockerell discharged, on motion of Mr. Driver.
10. Postponement:—The Order of the Day for the second reading of the Waratah Coal Company's Incorporation Bill postponed, until this day week, on motion of Mr. W. Forster.
11. Pawnbrokers Bill:—
 - (1.) On motion of Mr. Holroyd, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the propriety of introducing this Bill.
The Chairman reported the following Resolution:—
Resolved,—That in the opinion of this Committee it is desirable to introduce a Bill to amend an Act, intituled "*An Act for regulating the Trade or Business of Pawnbrokers in New South Wales.*"
Mr. Holroyd then moved, That this House do now adopt this Resolution.
Question put and passed.
 - (2.) Mr. Holroyd having presented this Bill, Bill, intituled "*A Bill to amend an Act intituled 'An Act for regulating the Trade or Business of Pawnbrokers in 'New South Wales,'*" read a first time.
Ordered to be printed, and read a second time on Friday next.
12. Proposed Court House at Picton:—Mr. Morrice moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1864, "the sum of" £1,500, for the erection of a Court House at Picton.
Debate ensued.
Mr. Macpherson moved, That the Question be amended, by omitting the words "the sum of," with a view to inserting in their place the words "a sum not exceeding."
Debate continued.
Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
Question,—That the words proposed to be inserted in the place of the words omitted be so inserted,—put and passed.
Question then,—That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1864, a sum not exceeding £1,500, for the erection of a Court House at Picton,—put and passed.
13. Transfer of Teacher of National School:—Mr. Sadleir moved, pursuant to notice: That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, the whole of the Correspondence which has taken place between the Patrons of the National School at Seaham, and any Reports of the Inspector of Schools, and the National Board of Education, in respect to the Teacher of the said School being withdrawn from the School, and his appointment to Gunnedah.
Question put and passed.
14. Motion dropped:—Mr. Martin not making the Motion standing in his name, No. 3 on the Notice Paper for to-day, it dropped.
15. Church and School Lands Declaratory Bill:—Mr. Sadleir moved, pursuant to notice, That the Petition presented by him on Friday, 24th July, from certain residents of Raymond Terrace, respecting the sale of the Church and School Lands, be printed.
Question put and passed.
Ordered to be printed.
16. Commercial Banking Company's Act Amendment Bill:—
 - (1.) Mr. Cowper moved, pursuant to notice, for leave to introduce a Bill to amend an Act, intituled, "*An Act to incorporate the Proprietors of a certain Banking Company, called, 'The Commercial Banking Company of Sydney,' and for 'other purposes therein mentioned.'*"
Question put and passed.

- (2.) Mr. Cowper having *presented* this Bill, and produced a certificate of the payment of twenty-five pounds to the credit of the Consolidated Revenue of the Colony, Bill, intituled, "*A Bill to amend an Act intituled 'An Act to Incorporate the Proprietors of a certain Banking Company called 'The Commercial Banking Company of Sydney' and for other purposes therein mentioned,'*" read a first time.
17. Orders of Sequestration in Insolvency:—Mr. Cowper moved, pursuant to notice, That the Petition presented by him on the 21st July, respecting the Insolvent Laws, be printed.
Question put and passed.
Ordered to be printed.
18. Regulation of Carriage into the Interior:—Mr. Driver moved, pursuant to notice, That the Petition of the Storekeepers and Settlers of Bathurst, with reference to the Regulation of Carriers, presented by him on the 21st July, be printed.
Question put and passed.
Ordered to be printed.
19. Mr. Arthur Arlington Abbott:—Mr. W. Forster moved, pursuant to notice, That the Petition presented by him on Tuesday, July 21st, from Mr. Arthur A. Abbott, complaining of having been unjustly dismissed from the Police, be printed.
Question put and passed.
Ordered to be printed.
20. Margaret Gee:—Mr. Holroyd moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of the Depositions recently taken at an inquest held before the Coroner for Sydney, on the body of Margaret Gee, together with copies of any correspondence with the Government or the Police authorities, and any persons, in reference to the murder of Margaret Gee.
Question put and passed.
21. Motion withdrawn:—Mr. R. Forster, on behalf of Mr. Harpur, withdrew the Motion standing in the name of Mr. Harpur, No. 10 on the Notice Paper for to-day.
22. European Assurance Society's Bill:—Mr. Cowper moved, pursuant to notice,—
(1.) That the European Assurance Society's Bill be referred to a Select Committee for consideration and report.
(2.) That such Committee consist of Mr. Alexander, Mr. Burdekin, Mr. C. Cowper, junior; Mr. Hart, Mr. Leary, Mr. Piddington, Mr. Stewart, and the Mover.
Question put and passed.
23. Motion Dropped:—Mr. Faucett not making the Motion standing in his name, No. 12 on the Notice Paper for to-day, it dropped.
24. Public Education Bill:—Mr. Mate moved, pursuant to notice, That the Petition of Teachers in and around Albury, presented by him on the 24th July, be printed.
Question put and passed.
Ordered to be printed.
25. Appeals to Privy Council:—Mr. Burdekin moved, pursuant to *amended* notice, That there be laid upon the Table of this House, a Nominal Return of the Cases in which, during the last seven years, Appeals have been allowed by the Supreme Court to the Privy Council; the Appeals prosecuted; and the Cases in which the Decision of the Supreme Court has been maintained.
Question put and passed.
26. Motions dropped:—
(1.) Mr. Alexander not making the Motion standing in his name, No. 15 on the Notice Paper for to-day, it dropped.
(2.) Mr. Buchanan not making the Motion standing in his name, No. 16 on the Notice Paper for to-day, it dropped.
- The House adjourned, on motion of Mr. Cowper, at ten minutes before Eleven o'clock, until Tuesday next at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, AUGUST 4.

QUESTIONS:—

1. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
(1.) The number of Men each Road Overseer has to superintend, and watch, under the directions of Mr. Superintendent Keele, and his assistants?
(2.) Where the Overseers are stationed, and the names of those appointed, and the Districts for the nineteen Working Overseers?
(3.)

- (3.) What roads are placed under the management of Mr. Keele; the amount of money allowed for each road so placed; also the amount expended on each road up to the 25th July.
2. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—If he will cause to be laid upon the Table of this House, copies of the following documents:—
- (1.) Letter from Martin Gardiner, dated from Melbourne, 22nd May, 1860.
 - (2.) Letter from Martin Gardiner to Engineer-in-Chief, dated 11th December, 1860, and the Engineer-in-Chief's reply, 14th December, 1860.
 - (3.) Minute Papers relating to, and preceding the appointment of Martin Gardiner, "to carry out certain Surveys on the Line of Road from Bowenfells to Mudgee."
 - (4.) Minutes and Correspondence relating to the Survey and laying out of the Road over Cherry Tree Hill, by Mr. Gardiner.
 - (5.) All Correspondence between Martin Gardiner and the late Commissioner for Roads, Mr. Collett.
3. MR. HART to ask THE COLONIAL SECRETARY,—
- (1.) What are the hours assigned to the Schoolmaster at Cockatoo Island for the performance of his duties?
 - (2.) Has any Time Table been established for his guidance?
 - (3.) Who has the superintendence of the School?
4. MR. RUSDEN to ask THE SECRETARY FOR LANDS,—When the Returns moved for by the Honorable Member for East Sydney, Mr. Forster, having reference to the Gocup and Godara Runs, on the 22nd July, 1862, will be laid on the Table of the House?
5. MR. ROTTON to ask THE COLONIAL SECRETARY,—Has he any intention of bringing in any measure during the present Session for the suppression and punishment of the offence of drunkenness?
6. MR. GORDON to ask THE SECRETARY FOR LANDS,—
- (1.) How many sheep have been destroyed under the "Scab Act" since the 20th November, 1862?
 - (2.) In what localities?
 - (3.) Has compensation been given, in all instances, to the owners of these sheep?
 - (4.) What sum of money is at the credit of the "Scab in Sheep Act Fund"?
 - (5.) Is it the intention of the Government to introduce a new Scab Act shortly; if so, when?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
2. MR. HARPER to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
3. DR. LANG to move, That, in the opinion of this House, the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, ought to be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years since.
4. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Colonial and Imperial Governments, and with any person or persons, in reference to the appointment of an Inspector of Prisons, and also of any documents in the Colonial Secretary's Office in relation thereto.
5. MR. HOLROYD to move, That there be laid upon the Table of this House,—

 - (1.) A Return of all Vessels which, under the Immigration Regulations, have brought Immigrants to this Colony, since the 1st day of January, 1860.
 - (2.) A Return of all Fines which have been inflicted upon Officers of such Vessels by the Immigration Board, specifying the names of such Officers, their rank, and the causes for which such Fines have been inflicted, during the same period.
 - (3.) All Correspondence in connection with the infliction of such Fines.
 - (4.) An Account shewing to what Fund such Fines have been paid, and in what manner they have or will be appropriated.

6. MR. HOLROYD to move, That there be laid upon the Table of this House,—

 - (1.) Copy of a Petition, presented in 1857 to the Administrators of the Government, from certain Landowners at Kiama, praying that the land at Kiama, originally reserved for public recreation, might not be converted into a Burial-ground.
 - (2.) Copies of any other Petitions on the same subject.
 - (3.) Copies of all Correspondence with Mr. Joseph King and any other person or persons and the Government in relation thereto.
 - (4.) Copies of all reports of Surveyors, Surveyors General, or any other person, referring to the same.

7. MR. HOLROYD to move, That the Petition presented by him on the 14th July, relative to the Matrimonial Causes Bill, be printed.

8. MR. HOLROYD to move for leave to bring in a Bill to amend "An Act for Regulating the Police in the Towns of Parramatta, Windsor, Maitland, Bathurst, and other Towns respectively, and for Removing and Preventing Nuisances and Obstructions, and for the better Alignment of Streets therein."
9. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
10. MR. HOLROYD to move, That there be laid upon the Table of this House, a Return of Fees received upon all Proceedings in the Insolvency Jurisdiction of the Supreme Court, from the 1st of January, 1860, to the 30th of June, 1863, distinguishing in detail the fees taken month by month on swearing affidavits, on filing affidavits, on filing schedules, and on all other proceedings.
11. MR. WALKER to move, That there be laid upon the Table of this House, a Return of the number of Liens on Yearly Crops which have been registered under the Act 26 Victoria No. 10, with the amounts severally secured thereby, and the names of the Districts in which such Liens have been effected, for the Half-year commencing 1st January and ending 30th June, 1863.
12. MR. DARVAULT to move, That the Petition presented by him on the 28th July, in opposition to the Presbyterian College Bill, be printed.
13. MR. MATE to move, That the Petition of the Committee of the Albury Hospital, presented by him on the 16th July, be printed.
14. MR. STEWART to move, That in the opinion of this House, Mullet Island, near Broken Bay, should be permanently reserved for Public Purposes.
15. MR. STEWART to move,—
 - (1.) That in the opinion of this House, a Steam-tug should be provided for the Pilot Service of the Richmond River.
 - (2.) That an Address be presented to the Governor, embodying the above resolution.
16. MR. STEWART to move, That in the opinion of this House, it is desirable that a Harbour Light should be placed at the entrance to Broken Bay, it being the only Harbour of Refuge between Sydney and Newcastle.
17. MR. ROTTON to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the expediency of introducing the following Resolution:—That, in the opinion of this House, the deposits required to be paid under the 2nd Clause of the Immigration Regulations, now in force, should be reduced to the rates chargeable under the 1st Clause thereof.
18. MR. LUCAS to move, That the Petition presented by him on 28th July, from the Revd. Dr. Fullerton, be printed.
19. MR. FACCEIT to move, That the Petition presented by him on 30th July, from the Roman Catholic Archbishop and Clergy of Sydney, against the Public Education Bill, be printed.
20. MR. W. FORSTER to move, That the Petition from Mr. Thomas Cook, presented by him on 30th July, be printed.
21. MR. EGAR to move, That there be laid upon the Table of this House, a Return specifying,—
 - (1.) The names of all Public Contractors now engaged upon the Railway Works of the Colony.
 - (2.) The date of the commencement of each contract entered into with those persons.
 - (3.) The term within which the works under each contract, respectively, are agreed to be completed.
 - (4.) The nature and extent of the works to be performed under each contract.
 - (5.) The amount agreed to be paid, under each contract, for the works contracted for thereunder.
 - (6.) The quantity of work actually performed under each contract, respectively, at the date of this Return.
22. MR. C. COWPER, Junr., to move, That the Petition presented by him on the 31st July, from the Local Board of Education, in connection with the Church of England, at Wollongong, be printed.
23. MR. GORDON to move, That the Petition presented by him on the 31st July, from Sheep Owners in the District of New England, relative to the Scab Disease, be printed.

ORDERS OF THE DAY:—

1. Consideration of Return to Order, laid on the Table on the 21st July, in reference to Locomotive Engines for Public Railways.
2. Proposed Court House, Picton; Consideration in Committee of Address for Funds for.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Public Education Bill; to be further considered in Committee.
2. Pastoral Interests Contribution Bill:—Consideration in Committee of the propriety of introducing this Bill.
3. Orders of Sequestration in Insolvency Validating Bill; to be considered in Committee.
4. Municipalities Law Amendment Bill; to be considered in Committee.

WEDNESDAY, AUGUST 5.

QUESTION:—

1. MR. ALEXANDER to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) The number of miles opened for Traffic on the Southern Railway?
 - (2.) The number of miles opened for Traffic on the Northern Railway?
 - (3.) The number of miles opened for Traffic on the Western Railway?
 - (4.) The number of miles Contracted for on the Southern, Northern and Western Lines of Railway?
 - (5.) What progress has been made in the Southern, Northern and Western Lines of Railway?
 - (6.) What is the cost per mile of the Southern, Northern and Western Lines of Railway?
 - (7.) What are the dates when Contract for Railway from Parramatta to Liverpool was accepted, and when was the Line opened?
 - (8.) What are the dates when Contract for Railway from Liverpool to Campbelltown was accepted, and when was that Line opened?
 - (9.) What are the dates when Contracts for Railway from Campbelltown to Picton was accepted, and when was that Line opened?
 - (10.) Was the Contract time for these extensions exceeded; if so, how much?
 - (11.) Has the Contract No. 2, from Picton, that was surrendered by Shuttleworth and Wallace, accepted by Larkin and Wakeford, been confirmed; if so, what time has elapsed since the offer was made by Larkin and Wakeford?
 - (12.) Does the Secretary for Public Works purpose to carry out his promise made to the Deputation that waited on him on the 4th June, 1862; "that within fifteen months Tenders would be called for, for the Line of Railway to Goulburn"?

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. SMART to move, That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill "to Amend and Consolidate the Laws relating to Merchant Seamen."
2. MR. ARNOLD to move for leave to introduce a Bill to facilitate the transmission by Post of Government Maps or Plans.

ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
2. Consideration of Governor's Message No. 1; with Estimates of Expenditure for 1863-4.
3. Impounding Bill; second reading.

FRIDAY, AUGUST 7.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Payment of Wages in Money Compulsion Bill; second reading.
2. Law of Evidence in Criminal Cases Amendment Bill; second reading.
3. Waratah Coal Company's Incorporation Bill; second reading.
4. Pawnbrokers Bill; second reading.

NOTICE OF MOTION:—

1. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.

TUESDAY, AUGUST 11.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DARVALL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1863, the sum of £2,000, for the enlargement of the Culverts made through Railway Embankment in Bank-street, East Maitland, and under the Morpeth Road contiguous to that Embankment.
2. MR. SAMUEL to move,—
 - (1.) That this House is of opinion that Messrs. Peto and Co., or some such Eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present

present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(3.) To make and completely finish, within five years from the time of signing the Contract, a single Line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

(5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

(6.) That "finding everything" shall include the Engineering, Surveying, Preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

(7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

(8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made to enable them to prepare an Estimate and Tender, they shall, should their Tender not be accepted, be paid the cost of such trial levels, surveys and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.

- (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
3. MR. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.
4. MR. DANGAR to move, That there be laid upon the Table of this House,—
- (1.) A Return of all Sums Expended on Minor Roads, from 1st January, 1861, to 30th June, 1863, specifying each particular Line of Road, and the Nature of the Improvements made thereon.
 - (2.) The Name of the District, and whether performed by Contract or Day-work.
 - (3.) The Names of the Local Road Superintendents and Overseers.
 - (4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.
 - (5.) The Number of Laborers in each Gang where an Overseer is employed.
5. MR. DRIVER to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
6. MR. WILSON to move, That the Order of the Day for the second reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper's amended Resolution on Friday 24th July, stand an Order of the Day for Friday, 21st August.
7. MR. MATE to move,—
- (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of Robert Stewart, presented on the 10th July.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Cunneen, Mr. W. Forster, Mr. Terry, Mr. Lucas, Mr. Allen, Mr. Sutherland, Mr. Hart, and the Mover.
8. MR. W. FORSTER to move, That this House is of opinion, that the proceedings and results of the Intercolonial Conference, held at Melbourne, in the months of March and April last, as disclosed by the Papers laid before the House during the present Session, have been highly unsatisfactory.

FRIDAY, AUGUST 14.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”
2. Metropolitan Corporation Bill; to be considered in Committee.

TUESDAY, AUGUST 18.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
2. DR. LANG to move,—
 - (1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of “New South Wales” having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.
 - (2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated “Cookslaud.”
 - (3.) That the recent change of the name of a neighbouring Australian Colony from “Van Diemen’s Land” to “Tasmania,” in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.
3. MR. ALLEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency, praying that a sum not exceeding £500 may be placed on the Supplementary Estimates for this year, to defray the expense of a Public Analyst.
4. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum, not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
5. MR. MARTIN to move,—
 - (1.) That in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty’s Ministers in this Colony.
 - (2.) That the conduct of Her Majesty’s Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 - (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor.

TUESDAY, AUGUST 25.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.



New South Wales.

No. 25.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 4 AUGUST, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) Mr. Road Superintendent Keele :—Mr. Harpur, on behalf of Mr. Dangar, asked the Secretary for Lands, pursuant to Notice No. 1,—

(1.) The number of Men each Road Overseer has to superintend, and watch, under the directions of Mr. Superintendent Keele, and his assistants?

(2.) Where the Overseers are stationed, and the names of those appointed, and the Districts for the nineteen Working Overseers?

(3.) What roads are placed under the management of Mr. Keele; the amount of money allowed for each road so placed; also the amount expended on each road up to the 25th July.

Mr. Robertson answered :—Mr. Keele has but one Overseer to assist him in the management of the working parties under his charge. There were nineteen of these working parties, thirteen of which consisted of three men; four of four men; one of six men; and one of eight men; including in each case the working overseer. I may take this opportunity of saying that, on a question being put by the same Honorable Member, a little time ago, I spoke of all these overseers as being in the County of Cumberland; some of these parties are outside that County, but the error arose from the Superintendents being called the Superintendents of Minor Roads in the County of Cumberland. The roads on which the parties I have referred to are employed, are,—the road from Newtown *via* Enmore and Undercliff Bridge to George's River;—that is the road on which this party is now employed;—the additional roads which they will have to take charge of will be Newtown Road, near the Church, to Botany Road, and the same by Unwin's Bridge to Undercliff Road. Another road is Rocky Point Road to George's River Road; another from St. Leonard's to Pennant Hills (first half); Manly Cove to Pitt Water; St. Leonard's to Pennant Hills (second half); Parramatta to Bedlam Ferry; Pitt Town to Wiseman's Ferry; Black Town Road to Windsor Road; Main Western Road, near Penrith, to Bringelly; from Main Western Road, near Parramatta, *via* Smithfield towards Cabramatta; Menangle to Picton; Menangle to Main Southern Road, at foot of Razorback; Appin *via* Rixon's Pass to Wollongong and Bulli Road; Appin *via* Broughton's Pass and Mount Keira to Wollongong and Kiama Road; Nowra Municipality to Greenwell Point; Nowra and Ulladulla Road, at Tomcrang, to Jervis Bay; Nowra Municipality *via* Ulladulla to Bateman's Bay; Main Southern Road, at Camden, towards Burragorang; Nowra Municipality *via* Sassafras Range to Braidwood. The Honorable Member also asks of me to say what amount of money has been expended on each road up to the 25th of July. The accounts are made up only to the end of each month, and, therefore, I am not in a position to give the information.

- (2.) Mr. Martin Gardiner :—Mr. Dalgleish asked the Secretary for Public Works, pursuant to Notice No. 2,—If he will cause to be laid upon the Table of this House, copies of the following documents :—

(1.) Letter from Martin Gardiner, dated from Melbourne, 22nd May, 1860.

(2.) Letter from Martin Gardiner to Engineer-in-Chief, dated 11th December, 1860, and the Engineer-in-Chief's reply, 14th December, 1860.

(3.) Minute Papers relating to, and preceding the appointment of Martin Gardiner, "to carry out certain Surveys on the Line of Road from Bowenfells to Mudgee."

(4.)

(4.) Minutes and Correspondence relating to the Survey and laying out of the Road over Cherry Tree Hill, by Mr. Gardiner.

(5.) All Correspondence between Martin Gardiner and the late Commissioner for Roads, Mr. Collett.

Mr. Arnold answered :—I beg to inform the Honorable Member, that I shall not feel justified in procuring copies and laying upon the Table of the House documents that I have no reason to suppose will be of general interest to the House, without an express order to that effect, but I am not aware of any objection to their production. In the absence of the Engineer-in-Chief, I am unable to speak more precisely.

(3.) Schoolmaster at Cockatoo Island :—Mr. Hart asked the Colonial Secretary, pursuant to Notice No. 3,—

(1.) What are the hours assigned to the Schoolmaster at Cockatoo Island for the performance of his duties ?

(2.) Has any Time Table been established for his guidance ?

(3.) Who has the superintendence of the School ?

Mr. Cowper answered :—

(1.) The hours are from 9 a.m. to 1 p.m., and from 2 to 3 p.m., daily. On Saturdays from 9 a.m. to 1 p.m. only.

(2.) In reply to the second Question, I beg to say that there is not what is technically a Time Table, but there is a record of attendance and progress kept.

(3.) The Schoolmaster is under the Superintendent of the Island.

(4.) Reservations upon Runs in Tumut District :—Mr. Rusden asked the Secretary for Lands, pursuant to Notice No. 4,—When the Returns moved for by the Honorable Member for East Sydney, Mr. Forster, having reference to the Gocup and Gadura Runs, on the 22nd July, 1862, will be laid on the Table of the House ?

Mr. Robertson answered :—I believe the Returns will be ready in the course of a week.

(5.) Suppression and Punishment of Drunkenness :—Mr. Rotton asked the Colonial Secretary, pursuant to Notice No. 5,—Has he any intention of bringing in any measure during the present Session for the suppression and punishment of the offence of drunkenness ?

Mr. Cowper answered :—I beg to state that, in the Bill which is now before the other branch of the Legislature, intituled, "A Bill for Amending and Consolidating the Criminal Law," there will be a clause introduced specially dealing with this offence.

(6.) Scab in Sheep Act :—Mr. Gordon asked the Secretary for Lands, pursuant to Notice No. 6,—

(1.) How many sheep have been destroyed under the "Scab Act" since the 20th November, 1862 ?

(2.) In what localities ?

(3.) Has compensation been given, in all instances, to the owners of these sheep ?

(4.) What sum of money is at the credit of the "Scab in Sheep Act Fund" ?

(5.) Is it the intention of the Government to introduce a new Scab Act shortly ; if so, when ?

Mr. Robertson answered :—I think, by reading the following Return, I shall answer all the Questions of my Honorable friend excepting one, and that Question I will answer separately. The number of sheep destroyed, the locality, and the compensation paid, stand thus :—2,909 were destroyed at Colypen Station, £581 16s. (this compensation is paid, or is yet to be paid, under a schedule setting out the particulars) ; 802 at Appletree Flat, £160 8s. ; 200 at Middle Island, £40 ; 11,986, Mooki Station, £2,397 4s. ; 2,105, Liverpool Plains, £421 ; 1,851, Bald Hills, £370 4s. ; 1,819, Cathabri Station, £364 ; 2,400, Miller's Creek, £480 ; 600, Bevigella East, £120 ; 308, Lemon Grove, £61 12s. ; 266, Warkworth, £53 4s. ; 1,400, Parramatta, £280 ; 220, Doctor's Creek, £44 ; 2,626, Arrowfield and Sadleir's Creek, £43. This last sum is for the cost of destruction, under Schedule E of 24th Vict., No. 9. The balance to the credit of the fund is £1,102 18s. 7d. It is the intention of the Government to bring in a Scab Act, and I have no doubt I shall be able to shew it to my Honorable friend to-morrow. I believe the House is already aware, that in consequence of some change in the practice as to the introduction of Money Bills, there has been a difficulty in bringing in this Bill. A question has arisen in the way I have referred to, and we are not even now in a position to determine the kind of Message it will be proper for the Government to send down with this Bill. It seems now, for the first time, that a Message must come down from the Governor with this Bill, and that is the reason of the delay.

2. Impounding Bill :—Mr. Walker presented a Petition from the Committee of Management of the Hawkesbury Benevolent Society, praying that the 39th Section of said Bill may not be passed.
Petition received.

3. Motion Withdrawn :—Mr. Harpur, on behalf of Mr. Dangar, withdrew the Motion standing in the name of Mr. Dangar, No. 1, on the Notice Paper for to-day.

4. Presbyterian College Bill :—Mr. Cowper presented a Petition from William McKee, of Campbelltown, a Minister of the Presbyterian Church in connexion with the Synod of Australia, against the passing of this Bill.
Petition received.

5. Motion Withdrawn :—Mr. Harpur withdrew the Motion standing in his name, No. 2, on the Notice Paper for to-day.

6. Motion Dropped :—Dr. Lang not making the Motion standing in his name, No. 3, on the Notice Paper for to-day, it dropped.
7. Inspector of Prisons :—Mr. Holroyd moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Colonial and Imperial Governments, and with any person or persons, in reference to the appointment of an Inspector of Prisons, and also of any documents in the Colonial Secretary's Office in relation thereto.
Question put and passed.
8. Immigrant Vessels, and Fines inflicted on Officers of such Vessels :—Mr. Holroyd moved, pursuant to notice, That there be laid upon the Table of this House,—
(1.) A Return of all Vessels which, under the Immigration Regulations, have brought Immigrants to this Colony, since the 1st day of January, 1860.
(2.) A Return of all Fines which have been inflicted upon Officers of such Vessels by the Immigration Board, specifying the names of such Officers, their rank, and the causes for which such Fines have been inflicted, during the same period.
(3.) All Correspondence in connection with the infliction of such Fines.
(4.) An Account shewing to what Fund such Fines have been paid, and in what manner they have or will be appropriated.
Question put and passed.
9. Reserved Land at Kiama :—Mr. Holroyd moved, pursuant to notice, That there be laid upon the Table of this House,—
(1.) Copy of a Petition, presented in 1857 to the Administrators of the Government, from certain Landowners at Kiama, praying that the land at Kiama, originally reserved for public recreation, might not be converted into a Burial-ground.
(2.) Copies of any other Petitions on the same subject.
(3.) Copies of all Correspondence with Mr. Joseph King and any other person or persons and the Government in relation thereto.
(4.) Copies of all reports of Surveyors, Surveyors General, or any other person, referring to the same.
Question put and passed.
10. Matrimonial Causes Bill :—Mr. Holroyd moved, pursuant to notice, That the Petition presented by him on the 14th July, relative to the Matrimonial Causes Bill, be printed.
Question put and passed.
Ordered to be printed.
11. Towns Police Bill :—
(1.) Mr. Holroyd moved, pursuant to notice, for leave to bring in a Bill to amend "An Act for Regulating the Police in the Towns of Parramatta, Windsor, Maitland, Bathurst, and other Towns respectively, and for Removing and Preventing Nuisances and Obstructions, and for the better Alignment of Streets therein."
Question put and passed.
(2.) Mr. Holroyd having presented this Bill, Bill, intituled, "*A Bill to amend an Act intituled 'An Act for regulating the Police in the Towns of Parramatta 'Windsor Maitland Bathurst and other Towns respectively and for removing 'and preventing Nuisances and Obstructions and for the better alignment of 'Streets therein,'*"—read a first time.
Ordered to be printed, and read a second time on Friday week.
12. Motion Withdrawn :—Mr. Holroyd withdrew the Motion standing in his name, No. 9, on the Notice Paper for to-day.
13. Fees received in Insolvency Jurisdiction of Supreme Court—Administration of Justice :—Mr. Holroyd moved, pursuant to notice, That there be laid upon the Table of this House, a Return of Fees received upon all Proceedings in the Insolvency Jurisdiction of the Supreme Court, from the 1st of January, 1860, to the 30th of June, 1863, distinguishing in detail the fees taken month by month on swearing affidavits, on filing affidavits, on filing schedules, and on all other proceedings.
Question put and passed.
14. Registered Liens on Yearly Crops :—Mr. Walker moved, pursuant to notice, That there be laid upon the Table of this House, a Return of the number of Liens on Yearly Crops which have been registered under the Act 26 Victoria No. 10, with the amounts severally secured thereby, and the names of the Districts in which such Liens have been effected, for the Half-year commencing 1st January and ending 30th June, 1863.
Question put and passed.
15. Motion Dropped :—The Motion, standing in the name of Mr. Darvall, No. 12, on the Notice Paper for to-day, dropped.
16. Pastoral Interests Contribution Bill :—Mr. Mate moved, pursuant to notice, That the Petition of the Committee of the Albury Hospital, presented by him on the 16th July, be printed.
Question put and passed.
Ordered to be printed.
17. Mullet Island, near Broken Bay :—Mr. Stewart moved, pursuant to notice, That in the opinion of this House, Mullet Island, near Broken Bay, should be permanently reserved for Public Purposes.
Debate ensued.
Motion by leave withdrawn.

18. Motion Withdrawn:—Mr. Stewart withdrew the Motion standing in his name, No. 15 on the Notice Paper for to-day.
19. Proposed Harbour Light at Entrance of Broken Bay:—Mr. Stewart moved, pursuant to notice, That in the opinion of this House, it is desirable that a Harbour Light should be placed at the entrance to Broken Bay, it being the only Harbour of Refuge between Sydney and Newcastle.
Debate ensued.
Motion by leave withdrawn.
20. Deposits under Immigration Regulations:—Mr. Rotton moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the expediency of introducing the following Resolution:—That, in the opinion of this House, the deposits required to be paid under the 2nd Clause of the Immigration Regulations, now in force, should be reduced to the rates chargeable under the 1st Clause thereof.
Debate ensued.
Question put.
The House divided.

Ayes, 18.

Mr. Buchanan,	Dr. Lang,
Mr. Macpherson,	Mr. Morrice,
Mr. Eagar,	Mr. Holroyd,
Mr. W. Forster,	Mr. Lucas,
Mr. Sadleir,	
Mr. Driver,	Tellers.
Mr. Mate,	Mr. Rotton,
Mr. Wilson,	Mr. Morris.
Mr. Gordon,	
Mr. Macleay,	
Mr. Rusden,	
Mr. Piddington,	

Noes, 21.

Mr. Cowper,	Mr. Laycock,
Mr. Robertson,	Mr. Raper,
Mr. Smart,	Mr. Harpur,
Mr. Arnold,	Mr. Cunneen,
Mr. C. Cowper, jun.,	Mr. Caldwell,
Mr. Tighe,	Mr. Faucett,
Mr. Dalglough,	Mr. Garrett,
Mr. Allen,	
Mr. Wisdom,	Tellers.
Mr. Alexander,	Mr. Bell,
Mr. Stewart,	Mr. R. Forster.
Mr. Sutherland,	

21. Proposal to dispense with 65th Standing Order:—Mr. Wisdom, on behalf of the Chairman, brought up the following Report from the Standing Orders Committee:—

“The Standing Orders Committee having had under consideration the “Questions referred to them on 28th July, 1863, (See Votes and Proceedings, “No. 21, Entries 15 and 16) as to the propriety of dispensing with the “65th Standing Order of the House, in respect of two Private Bills introduced “and proceeded with last Session, viz. :—‘A Bill to Legalize the Exchange of a “‘portion of the Allotment of the Scots Church, Sydney, and to authorize the “‘re-erection of the Tower of the said Church on its present foundation,’—and, “‘A Bill to Incorporate the Presbyterian College in connection with the “‘University of Sydney,’—and having inquired into the precedents and practice “in regard thereto, and taken evidence thereon, are of opinion, That the “requirements of the said Standing Order, in the cases now referred to them, “should be dispensed with.

“Legislative Assembly Chamber,
“Sydney, 4th August, 1863.

“JOHN HAY,
“Chairman,”

Ordered, on motion of Mr. Wisdom, to be printed.

22. Cardiff Coal Company's Incorporation Bill:—Mr. Garrett presented a Petition from certain Proprietors of the Cardiff Coal Company, praying for leave to introduce a Bill to Incorporate the said Company,—
And Mr. Garrett having produced the *Government Gazette*, and the *Sydney Morning Herald* and *Empire* Newspapers, containing notices for four consecutive weeks, in the months of June and July last, of the intention to apply for such Bill,—

Petition received.

23. Church and School Lands Declaratory Bill:—Mr. Macpherson presented a Petition from the Inhabitants of Burragorang, against the passing of this Bill.

Petition received.

24. Municipalities Act (22 Vict., No. 13):—Mr. Sutherland presented a Petition from “the Chairman and Councillors of the Municipality of Redfern,” under the Signature of the Chairman, and the Seal of the Corporation, setting forth certain losses sustained by the Corporation in consequence of the defective provisions of the said Act, under which the Redfern Municipality was constituted; and praying relief.

Petition received.

25. Presbyterian College Bill:—Mr. Lucas moved, pursuant to notice, That the Petition presented by him on 28th July, from the Revd. Dr. Fullerton, be printed.

Question put and passed.

Ordered to be printed.

26. Public Education Bill:—Mr. Faucett moved, pursuant to notice, That the Petition presented by him on 30th July, from the Roman Catholic Archbishop and Clergy of Sydney, against the Public Education Bill, be printed.

Question put and passed.

Ordered to be printed.

27. Mr. Thomas Cook:—Mr. W. Forster moved, pursuant to notice, That the Petition from Mr. Thomas Cook, presented by him on 30th July, be printed.

Question put and passed.

Ordered to be printed.

28. Public Contractors on Railway Works:—Mr. Bagar, with the concurrence of the House, moved, pursuant to *amended* notice, That there be laid upon the Table of this House, a Tabular Return specifying,—
- (1.) The names of all Public Contractors now engaged upon the Railway Works of the Colony, and dates of their respective Contracts.
 - (2.) The date of the commencement of the works to be performed under each contract entered into with those persons.
 - (3.) The term within which the works under each contract, respectively, are agreed to be completed.
 - (4.) The nature and extent of the works to be performed under each contract.
 - (5.) The amount agreed to be paid, under each contract, for the works contracted for thereunder.
 - (6.) The quantity of work actually performed under each contract, respectively, at the date of this Return.
 - (7.) The names of the Sureties under each contract; the amount of their respective bonds; and the cases, if any, in which the obligation of those bonds has not been satisfied.
- Question put and passed.
29. Public Education Bill:—Mr. C. Cowper, Junr., moved, pursuant to notice, That the Petition presented by him on the 31st July, from the Local Board of Education, in connection with the Church of England, at Wollongong, be printed.
- Question put and passed.
- Ordered to be printed.
30. Scab in Sheep Act:—Mr. Gordon moved, pursuant to notice, That the Petition presented by him on the 31st July, from Sheep Owners in the District of New England, relative to the Scab Disease, be printed.
- Question put and passed.
- Ordered to be printed.
31. Postponement:—The Order of the Day for the consideration of Return to Order, laid on the Table, on the 21st July, in reference to Locomotive Engines for Public Railways, postponed, on motion of Mr. Dalgleish, until Friday next.
32. Proposed Court House, Picton:—On motion of Mr. Morrice, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1864 a sum not exceeding £1,500, for the erection of a Court House at Picton.
- The Chairman reported the following Resolution:—
- Resolved*,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1864, a sum not exceeding £1,500 for the erection of a Court House at Picton.
- Mr. Morrice then moved, That this House do now adopt this Resolution.
- Question put and passed.
- The House adjourned, on motion of Mr. Smart, at half-past Nine o'clock, until To-morrow at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, AUGUST 5.

QUESTIONS:—

1. MR. ALEXANDER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
- (1.) The number of miles opened for Traffic on the Southern Railway?
 - (2.) The number of miles opened for Traffic on the Northern Railway?
 - (3.) The number of miles opened for Traffic on the Western Railway?
 - (4.) The number of miles Contracted for on the Southern, Northern and Western Lines of Railway?
 - (5.) What progress has been made in the Southern, Northern and Western Lines of Railway?
 - (6.) What is the cost per mile of the Southern, Northern and Western Lines of Railway?
 - (7.)

- (7.) What are the dates when Contract for Railway from Parramatta to Liverpool was accepted, and when was the Line opened ?
- (8.) What are the dates when Contract for Railway from Liverpool to Campbelltown was accepted, and when was that Line opened ?
- (9.) What are the dates when Contracts for Railway from Campbelltown to Picton was accepted, and when was that Line opened ?
- (10.) Was the Contract time for these extensions exceeded ; if so, how much ?
- (11.) Has the Contract No. 2, from Picton, that was surrendered by Shuttleworth and Wallace, accepted by Larkin and Wakeford, been confirmed ; if so, what time has elapsed since the offer was made by Larkin and Wakeford ?
- (12.) Does the Secretary for Public Works purpose to carry out his promise made to the Deputation that waited on him on the 4th June, 1862 ; " that within fifteen months Tenders would be called for, for the Line of Railway to Goulburn" ?
2. MR. RYTON *to ask* THE COLONIAL SECRETARY,—When the " Return shewing the " Names of all Members of Parliament who have in any way been employed by the " Government or its officers, the Nature of the Employment, and the Amount of " Remuneration paid for such Services, during the present Parliament," ordered by this House on the 21st October last, will be laid upon the Table ?
3. MR. RYTON *to ask* THE SECRETARY FOR LANDS,—
- (1.) Is he aware whether His Excellency the Governor has received any Communication from the Duke of Newcastle, with reference to the formation and objects of the National and Colonial Emigration Society ?
- (2.) If so, is there any objection to furnish this House with a copy of such Communication, and His Excellency's answer thereto ?
- (3.) Has the Government had any Correspondence with the Committee of the Society referred to ?
- (4.) If so, is there any objection to furnish this House with a copy of such Correspondence ?

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. SMART to move, That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill " to Amend " and Consolidate the Laws relating to Merchant Seamen."
2. MR. ARNOLD to move for leave to introduce a Bill to facilitate the transmission by Post of Government Maps or Plans.

ORDERS OF THE DAY :—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, " That this " House will, to-morrow, resolve itself into a Committee of the Whole, to consider " the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and " to alter the Duty on Bonded Warehouses."
2. Consideration of Governor's Message No. 1, with Estimates of Expenditure for 1863-4.
3. Impounding Bill ; second reading.
4. Public Education Bill ; to be further considered in Committee.
5. Pastoral Interests Contribution Bill :—Consideration in Committee of the propriety of introducing this Bill.
6. Orders of Sequestration in Insolvency Validating Bill ; to be considered in Committee.
7. Municipalities Law Amendment Bill ; to be considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. COWPER to move,—
- (1.) That the Commercial Banking Company's Act Amendment Bill be referred to a Select Committee, for consideration and Report
- (2.) Such Committee to consist of Mr. Caldwell, Mr. Hart, Mr. Holt, Mr. Leary, Mr. Piddington, Mr. Samuel, Mr. C. Cowper, junr., Mr. Weekes, and the Mover.
2. MR. GARRETT to move, for leave to introduce a Bill to incorporate the Cardiff Coal Company.

THURSDAY, AUGUST 6.

QUESTION :—

1. MR. WALKER *to ask* THE SECRETARY FOR PUBLIC WORKS,—Is it the intention of the Government to erect a new Watch-house at Windsor ; and, if so, when, and in what situation ?

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. WALKER to move, That the Petition, presented by him on the 4th August, from the Committee of the Hawkesbury Benevolent Society, be printed.

FRIDAY, AUGUST 7.

QUESTIONS :—

1. DR. LANG *to ask* THE SECRETARY FOR LANDS,—Whether the Government are prepared to issue the necessary Regulations, in the case of applicants for the Bounty guaranteed on the growth of Cotton in this Colony, under the Resolution of this House of the 21st October last.

2. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—If the Government intend introducing, this Session, a Superannuation Bill; and if so, when?

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Payment of Wages in Money Compulsion Bill; second reading.
2. Law of Evidence in Criminal Cases Amendment Bill; second reading.
3. Waratah Coal Company's Incorporation Bill; second reading.
4. Pawnbrokers Bill; second reading.
5. Consideration of Return to Order, laid on the Table on the 21st July, in reference to Locomotive Engines for Public Railways.

NOTICES OF MOTION:—

1. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.
2. DR. LANG to move, That, in the opinion of this House, the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, ought to be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years since.
3. MR. WISDOM to move, That the Report from the Standing Orders Committee, in reference to the propriety of dispensing with the 65th Standing Order in the matter of two Private Bills introduced this Session by Dr. Lang, brought up and laid upon the Table on the 4th August, be now adopted by this House.
4. MR. MACPHERSON to move, That the Petition from the Inhabitants of Burragorang, against the Church and School Lands Declaratory Bill, presented by him on 4th August, be printed.
5. MR. SUTHERLAND to move, That that the Petition presented by him on the 4th August, from the Municipal Council of Redfern, be printed.

TUESDAY, AUGUST 11.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. SAMUEL to move,—
 - (1.) That this House is of opinion that Messrs. Peto and Co., or some such Eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find every thing except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within five years from the time of signing the Contract, a single Line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - (6.) That "finding everything" shall include the Engineering, Surveying, Preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - (7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 - (8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made to enable them

them to prepare an Estimate and Tender, they shall, should their Tender not be accepted, be paid the cost of such trial levels, surveys and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.

- (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
2. MR. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.
3. MR. DANGAR to move, That there be laid upon the Table of this House,—
- (1.) A Return of all Sums Expended on Minor Roads, from 1st January, 1861, to 30th June, 1863, specifying each particular Line of Road, and the Nature of the Improvements made thereon.
 - (2.) The Name of the District, and whether performed by Contract or Day-work.
 - (3.) The Names of the Local Road Superintendents and Overseers.
 - (4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.
 - (5.) The Number of Laborers in each Gang where an Overseer is employed.
4. MR. DRIVER to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalglish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
5. MR. WILSON to move, That the Order of the Day for the second reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper's amended Resolution on Friday 24th July, stand an Order of the Day for Friday, 21st August.
6. MR. MATE to move,—
- (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of Robert Stewart, presented on the 10th July.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Cunneen, Mr. W. Forster, Mr. Terry, Mr. Lucas, Mr. Allen, Mr. Sutherland, Mr. Hart, and the Mover.
7. MR. W. FORSTER to move, That this House is of opinion, that the proceedings and results of the Intercolonial Conference, held at Melbourne, in the months of March and April last, as disclosed by the Papers laid before the House during the present Session, have been highly unsatisfactory.
8. MR. ALEXANDER to move, That the Petition, presented by him on the 22nd July last, from the President and Committee of the Goulburn Hospital, be printed.

FRIDAY, AUGUST 14.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”
 2. Metropolitan Corporation Bill; to be considered in Committee.
 3. Towns Police Bill; second reading.
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TUESDAY, AUGUST 18.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
2. DR. LANG to move,—
 - (1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of “New South Wales” having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.

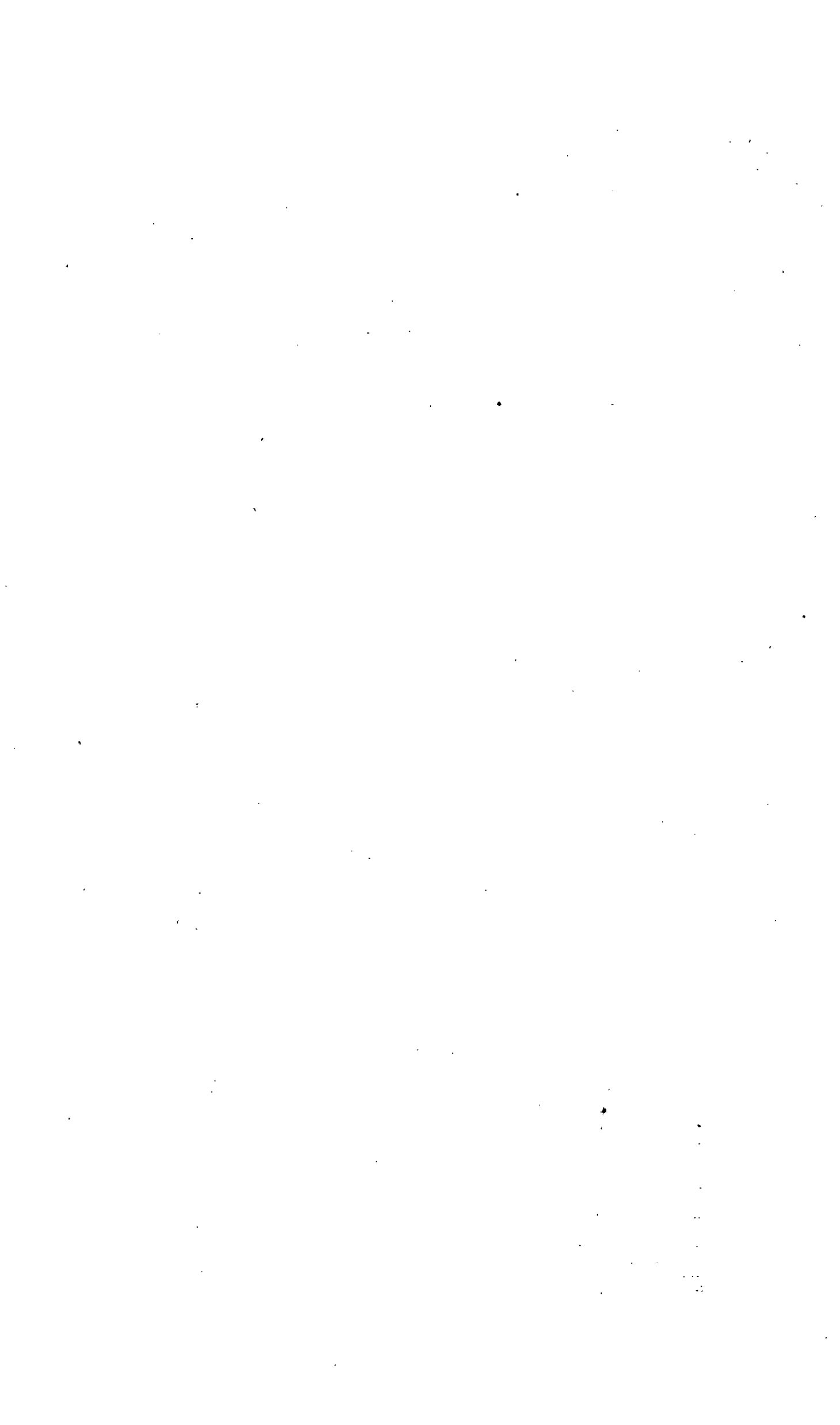
(2.)

- (2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated "Cook'sland."
- (3.) That the recent change of the name of a neighbouring Australian Colony from "Van Diemen's Land" to "Tasmania," in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.
3. Mr. ALLEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency, praying that a sum not exceeding £500 may be placed on the Supplementary Estimates for this year, to defray the expense of a Public Analyst.
4. Mr. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum, not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
5. Mr. MARTIN to move,—
- (1.) That in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.
- (2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
- (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor.
6. Mr. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.

TUESDAY, AUGUST 25.

OTHER BUSINESS—NOTICES OF MOTION:—

1. Mr. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
2. Mr. RUSDEN to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Ruus, known as "Gocup" and "Gadura," in the District of Tumut.
- (2.) Such Committee to consist of Mr. Burdekin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
3. Mr. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
4. Mr. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.



New South Wales.

No. 26.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 5 AUGUST, 1863.

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

Questions on Notice Paper for to-day:—

- (1.) Railway Statistics:—Mr. Alexander asked the Secretary for Public Works, pursuant to Notice No. 1,—

- (1.) The number of miles opened for Traffic on the Southern Railway?
- (2.) The number of miles opened for Traffic on the Northern Railway?
- (3.) The number of miles opened for Traffic on the Western Railway?
- (4.) The number of miles Contracted for on the Southern, Northern and Western Lines of Railway?
- (5.) What progress has been made in the Southern, Northern and Western Lines of Railway?
- (6.) What is the cost per mile of the Southern, Northern and Western Lines of Railway?
- (7.) What are the dates when Contract for Railway from Parramatta to Liverpool was accepted, and when was the Line opened?
- (8.) What are the dates when Contract for Railway from Liverpool to Campbelltown was accepted, and when was that Line opened?
- (9.) What are the dates when Contracts for Railway from Campbelltown to Picton was accepted, and when was that Line opened?
- (10.) Was the Contract time for these extensions exceeded; if so, how much?
- (11.) Has the Contract No. 2, from Picton, that was surrendered by Shuttleworth and Wallace, accepted by Larkin and Wakeford, been confirmed; if so, what time has elapsed since the offer was made by Larkin and Wakeford?
- (12.) Does the Secretary for Public Works purpose to carry out his promise made to the Deputation that waited on him on the 4th June, 1862; "that within fifteen months Tenders would be called for, for the Line of Railway to Goulburn"?

Mr. Arnold answered:—

- (1.) The number of miles opened upon the Southern Railway, that is to say, from Sydney to Picton, is 53.
- (2.) The number of miles opened for traffic on the Northern Railway, that is to say, from Newcastle to Singleton, is 49.
- (3.) The number of miles opened for traffic on the Western Railway, that is to say, from Sydney to Penrith, is 34.
- (4.) The number of miles of new Railway extension contracted for to the south, is 88, and 7 chains. The number contracted for to the north, 15, and 37 chains, and to the west, 38, and 8 chains.
- (5.) I hardly understand the Honorable Member's fifth Question, for it appears to me to be answered by the answers to the other Questions, unless he means the progress that has been made in the new contracts. The progress that has been made upon the extensions under the new contracts will perhaps be best indicated by the amounts expended upon certificates, up to those last received a month ago. These amounts were—for works towards the South, £27,433; towards the West, £24,471; and towards the North £2,514.

(6.)

(6.) The cost per mile of the Southern Railway to Picton has been £25,910. The cost per mile to Singleton has been £16,071. The cost per mile to Penrith—that is to say, from the Parramatta Junction, has been £15,191.

(7.) The date of the contract from Parramatta to Liverpool was the 12th November, 1855, and the line was opened on the 1st September, 1856.

(8.) The date of the contract for the Railway from Liverpool to Campbelltown was the 30th June, 1857, and a subsequent contract for another portion of the work was made on the 1st October, 1857. That line was opened on the 17th May, 1858.

(9.) The date of the contract for the Railway from Campbelltown to Picton was the 15th April, 1859, and that line was opened on the 1st July, 1863.

(10.) The contract time for the line from Parramatta to Liverpool was not exceeded, the contractor having been Mr. Randle. The contract time for the completion of the line from Liverpool to Campbelltown was exceeded by forty-seven days; that was also completed by Mr. Randle. The contract time for the completion of the line from Campbelltown to Picton was exceeded by thirty months; that was one of the contracts of Messrs. Peto and Company.

(11.) The contract for No. 2, from Picton, has been transferred to Messrs. Larkin and Wakeford. The first offer made by Larkin and Wakeford, was dated 4th March last, but in consequence of several difficulties intervening, the terms of assignment were not finally agreed upon until the 20th June.

(12.) With regard to the twelfth Question, I may tell the Honorable gentleman, generally, that I intend to carry out all the promises I make to everyone, but I do not admit that I made any such promise as that suggested in this Question. I find from a report of the meeting that took place between the deputation and myself, on the occasion in question, that I am said to have informed this deputation that, acting under the order of the House, I should feel myself obliged to carry on the different extensions as nearly simultaneously as possible, and the Honorable gentleman will perceive that, if I have deviated from the strict letter of this intention, it has been in favor of the Southern Line.

- (2.) Members of Parliament employed by the Government:—Mr. Rotton asked the Colonial Secretary, pursuant to Notice No. 2,—When the “Return shewing the Names of all Members of Parliament who have in any way been employed by the Government or its officers, the Nature of the Employment, and the Amount of Remuneration paid for such Services, during the present Parliament,” ordered by this House on the 21st October last, will be laid upon the Table?

Mr. Cowper answered:—I beg to lay upon the Table of the House, the Return in answer to an Address of the Legislative Assembly, dated 21st October last, alluded to by the Honorable Member.

- (3.) National and Colonial Emigration Society:—Mr. Rotton asked the Secretary for Lands, pursuant to Notice No. 3,—

(1.) Is he aware whether His Excellency the Governor has received any Communication from the Duke of Newcastle, with reference to the formation and objects of the National and Colonial Emigration Society?

(2.) If so, is there any objection to furnish this House with a copy of such Communication, and His Excellency's answer thereto?

(3.) Has the Government had any Correspondence with the Committee of the Society referred to?

(4.) If so, is there any objection to furnish this House with a copy of such Correspondence?

Mr. Robertson answered:—

(1.) In reply to the first and third questions of my Honourable friend, I would say, that there has been a Circular Despatch from the Duke of Newcastle on the subject referred to, and there has, also, been some Correspondence with the Society.

(2.) In regard to the second question, I would say, that the Government have no objection, provided the House desire it.

(3.) With regard to the fourth question, I would make the same reply as to the second.

2. Paper:—Mr. Cowper laid upon the Table Return to Address, in reference to “Members of Parliament employed by the Government,” adopted by the Legislative Assembly, on motion of Mr. Rotton, on 21 October, 1862. (*Being the Return mentioned in Mr. Cowper's Answer to Question (2) above.*)

Ordered to be printed.

3. Public Education Bill:—Mr. Robertson presented a Petition from certain National Teachers of the District of Shoalhaven, praying that in the said Bill the duties of Teachers may be defined

Petition received.

4. Paper:—Mr. Smart laid upon the Table, Return to Order, in reference to “Harbour and Pilot Establishments at Newcastle,” made by this House, on motion of Mr. Hannell, on 28 July, 1863.

Ordered to be printed.

5. Public Education Bill:—Mr. Weekes presented a Petition from the Clergyman, Churchwardens, and Parishioners of St. Mary's Parish, West Maitland, praying for the introduction of certain provisions respecting School Premises into the said Bill.

Petition received.

6. Paper:—Mr. Cowper laid upon the Table, Appendix to Report on National Education for 1862.
Ordered to be printed.
7. Merchant Seamen's Laws Amendment and Consolidation Bill:—Mr. Smart moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill "to Amend and Consolidate the Laws relating to Merchant Seamen."
Question put and passed.
8. Removal of Mr. Sanders as Teacher under National School Board:—Mr. Cowper moved, without notice, That the Return on this subject, laid upon the Table by him on 28th July last, (*See Votes and Proceedings, No. 21, Entry 2*) be printed.
Question put and passed.
Ordered to be printed.
9. Motion Dropped:—Mr. Arnold not making the Motion standing in his name, No. 2 on the Notice Paper of Government Business for to-day, it dropped.
10. Postponements:—The undermentioned Orders of the Day Postponed respectively, as follows:—
(1.) On motion of Mr. Smart:—
(1.) Order No. 1, until Wednesday the 26th instant.
(2.) Order No. 2, (after Debate) until this day fortnight.
(2.) On motion of Mr. Cowper:—
(3.) Order No. 3, to follow Order No. 4.
11. Public Education Bill:—On the Order of the Day (No. 4), for the further consideration in Committee of the Public Education Bill, being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for such further consideration.
The Chairman reported progress, and obtained leave to sit again at a later hour this day.
12. *Privilege*:—Mr. Dalgleish brought forward, as matter of Privilege, certain statements contained in the Papers laid upon the Table by Mr. Cowper this day, and recorded in Entry No. 2, above. But no Motion being proposed, the matter dropped for the present.
13. Public Education Bill:—On motion of Mr. Cowper, the Speaker left the Chair, and the Committee of the Whole, for the further consideration of this Bill, resumed.
The Chairman reported progress, and obtained leave to sit again, to-morrow.
The House adjourned, on motion of Mr. Cowper, at twenty minutes after Eleven o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, AUGUST 6.

QUESTIONS:—

1. MR. WALKER *to ask* THE SECRETARY FOR PUBLIC WORKS,—Is it the intention of the Government to erect a new Watch-house at Windsor; and, if so, when, and in what situation?
2. MR. LAYCOCK *to ask* THE SECRETARY FOR LANDS,—Whether Free Selectors have the right to Impound?
3. MR. LAYCOCK *to ask* THE SECRETARY FOR PUBLIC WORKS,—Do the Government intend to construct a Tramway between Tenterfield and Grafton; if so, when is it likely to be commenced?
4. MR. LAYCOCK *to ask* THE SECRETARY FOR PUBLIC WORKS,—Do the Government intend to erect a Telegraphic Wire from Grafton to the Clarence River Heads; if not, do the Government intend to have the Road, lately surveyed between Grafton and the Clarence Heads, stumped and cleared?

• GOVERNMENT

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Seamen's Laws Amendment and Consolidation Bill ; Consideration in Committee of the propriety of introducing this Bill.
2. Public Education Bill ; to be further considered in Committee.
3. Impounding Bill ; second reading.
4. Pastoral Interests Contribution Bill :—Consideration in Committee of the propriety of introducing this Bill.
5. Orders of Sequestration in Insolvency Validating Bill ; to be considered in Committee.
6. Municipalities Law Amendment Bill ; to be considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WALKER to move, That the Petition, presented by him on the 4th August, from the Committee of the Hawkesbury Benevolent Society, be printed.
2. MR. COWPER to move,—
 - (1.) That the Commercial Banking Company's Act Amendment Bill be referred to a Select Committee, for consideration and Report
 - (2.) Such Committee to consist of Mr. Caldwell, Mr. Hart, Mr. Holt, Mr. Leary, Mr. Piddington, Mr. Samuel, Mr. C. Cowper, junr., Mr. Weekes, and the Mover.
3. MR. GARRETT to move, for leave to introduce a Bill to incorporate the Cardiff Coal Company.

FRIDAY, AUGUST 7.

QUESTIONS :—

1. DR. LANG to ask THE SECRETARY FOR LANDS,—Whether the Government are prepared to issue the necessary Regulations, in the case of applicants for the Bounty guaranteed on the growth of Cotton in this Colony, under the Resolution of this House of the 21st October last.
2. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—If the Government intend introducing, this Session, a Superannuation Bill ; and if so, when ?

Contingent Notice of Motion :—

1. MR. DALGLEISH to move, (*on the motion being made for the second reading of the Pawnbrokers' Bill*) :—
 - (1.) That the Order of the Day be discharged, and that the Bill be referred to a Select Committee, for their consideration and Report, with power to send for persons and papers.
 - (2.) That such Committee consist of the following Members:—Mr. Holroyd, Mr. Caldwell, Mr. Lucas, Mr. Piddington, Mr. Sutherland, Mr. Holt, Dr. Lang, Mr. W. Forster, Mr. Harpur, and the Mover.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Payment of Wages in Money Compulsion Bill ; second reading.
2. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
3. Waratah Coal Company's Incorporation Bill ; second reading.
4. Pawnbrokers Bill ; second reading.
5. Consideration of Return to Order, laid on the Table on the 21st July, in reference to Locomotive Engines for Public Railways.

NOTICES OF MOTION :—

1. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.
2. DR. LANG to move, That, in the opinion of this House, the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, ought to be cancelled ; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years since.
3. MR. WISDOM to move, That the Report from the Standing Orders Committee, in reference to the propriety of dispensing with the 65th Standing Order in the matter of two Private Bills introduced this Session by Dr. Lang, brought up and laid upon the Table on the 4th August, be now adopted by this House.
4. MR. MACPHERSON to move, That the Petition from the Inhabitants of Burrarorang, against the Church and School Lands Declaratory Bill, presented by him on 4th August, be printed.
5. MR. SUTHERLAND to move, That that the Petition presented by him on the 4th August, from the Municipal Council of Redfern, be printed.
6. MR. WEEKES to move, That the Petition of the Clergyman, Churchwardens, and Parishioners of St. Mary's Parish, West Maitland, presented by him on 5th August, be printed.

TUESDAY,

TUESDAY, AUGUST 11.

QUESTION:—

1. **MR. LORD** to ask **THE SECRETARY FOR LANDS**,—Whether there is a Commissioner of Crown Lands appointed for the Bligh District; if so, who is the party, and where does he reside?

OTHER BUSINESS—NOTICES OF MOTION:—

1. **MR. SAMUEL** to move,—

(1.) That this House is of opinion that Messrs. Peto and Co., or some such Eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—

(1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find every thing except Land; uphold and keep the same in repair for a period of one year after completion.

(3.) To make and completely finish, within five years from the time of signing the Contract, a single Line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

(5.) That the Government furnish Messrs. Peto and Co. or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

(6.) That "finding everything" shall include the Engineering, Surveying, Preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

(7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

(8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made to enable them to prepare an Estimate and Tender, they shall, should their Tender not be accepted, be paid the cost of such trial levels, surveys and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.

(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

2. **MR. RUSDEN** to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.

3. **MR. DANGAR** to move, That there be laid upon the Table of this House,—

(1.) A Return of all Sums Expended on Minor Roads, from 1st January, 1861, to 30th June, 1863, specifying each particular Line of Road, and the Nature of the Improvements made thereon.

(2.) The Name of the District, and whether performed by Contract or Day-work.

(3.) The Names of the Local Road Superintendents and Overseers.

(4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.

(5.) The Number of Laborers in each Gang where an Overseer is employed.

4. **MR. DRIVER** to move,—

(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.

(2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.

5. MR. WILSON to move, That the Order of the Day for the second reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper's amended Resolution on Friday 24th July, stand an Order of the Day for Friday, 21st August.
6. MR. MATE to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of Robert Stewart, presented on the 10th July.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Cunneen, Mr. W. Forster, Mr. Terry, Mr. Lucas, Mr. Allen, Mr. Sutherland, Mr. Hart, and the Mover.
7. MR. W. FORSTER to move, That this House is of opinion, that the proceedings and results of the Intercolonial Conference, held at Melbourne, in the months of March and April last, as disclosed by the Papers laid before the House during the present Session, have been highly unsatisfactory.
8. MR. ALEXANDER to move, That the Petition, presented by him on the 22nd July last, from the President and Committee of the Goulburn Hospital, be printed.

WEDNESDAY, AUGUST 12.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. ROBERTSON to move, That this House will, on Wednesday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to promote the better Drainage of Lands.
2. MR. ROBERTSON to move, That this House will, on Wednesday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill for the Prevention of Scab in Sheep.

FRIDAY, AUGUST 14.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Appeal against Summary Proceedings before Justices of the Peace Bill ; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“ That this Bill be now read a second time.”
2. Metropolitan Corporation Bill ; to be considered in Committee.
3. Towns Police Bill ; second reading.

TUESDAY, AUGUST 18.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
2. DR. LANG to move,—
 - (1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of “New South Wales” having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.
 - (2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook ; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated “Cookland.”
 - (3.) That the recent change of the name of a neighbouring Australian Colony from “Van Diemen's Land” to “Tasmania,” in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.
3. MR. ALLEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency, praying that a sum not exceeding £500 may be placed on the Supplementary Estimates for this year, to defray the expense of a Public Analyst.

4. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum, not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
5. MR. MARTIN to move,—
 - (1.) That in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.
 - (2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 - (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor.
6. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.

WEDNESDAY, AUGUST 19.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Consideration of Governor's Message No. 1, with Estimates of Expenditure for 1863-4.

TUESDAY, AUGUST 25.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
2. MR. RUSDEN to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs, known as "Gocup" and "Gadura," in the District of Tumut.
 - (2.) Such Committee to consist of Mr. Burdekin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
3. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
4. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.

WEDNESDAY, AUGUST 26.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."



New South Wales.

No. 27.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 6 AUGUST, 1863.

1. There being only seventeen Members present, exclusive of the Speaker,—namely,—Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Buchanan, Mr. Cowper, Mr. C. Cowper, junr., Mr. Dalgleish, Mr. Garrett, Mr. Gordon, Mr. Harpur, Mr. Laycock, Mr. Lucas, Mr. Mate, Mr. Rotton, Mr. Smart, Mr. Tighe, and Mr. Wisdom,—The Speaker adjourned the House, at half-past Three o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, AUGUST 7.

QUESTIONS:—

1. DR. LANG *to ask* THE SECRETARY FOR LANDS,—Whether the Government are prepared to issue the necessary Regulations, in the case of applicants for the Bounty guaranteed on the growth of Cotton in this Colony, under the Resolution of this House of the 21st October last.
2. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY,—If the Government intend introducing, this Session, a Superannuation Bill; and if so, when?
3. MR. WALKER *to ask* THE SECRETARY FOR PUBLIC WORKS,—Is it the intention of the Government to erect a new Watch-house at Windsor; and, if so, when, and in what situation?
4. MR. LAYCOCK *to ask* THE SECRETARY FOR LANDS,—Whether Free Selectors have the right to Impound?
5. MR. LAYCOCK *to ask* THE SECRETARY FOR PUBLIC WORKS,—Do the Government intend to construct a Tramway between Tenterfield and Grafton; if so, when is it likely to be commenced?
6. MR. LAYCOCK *to ask* THE SECRETARY FOR PUBLIC WORKS,—Do the Government intend to erect a Telegraphic Wire from Grafton to the Clarence River Heads; if not, do the Government intend to have the Road, lately surveyed between Grafton and the Clarence Heads, stumped and cleared?

Contingent

Contingent Notice of Motion :—

1. **MR. DALGLEISH** to move, (*on the motion being made for the second reading of the Pawnbrokers Bill*) :—
 - (1.) That the Order of the Day be discharged, and that the Bill be referred to a Select Committee, for their consideration and Report, with power to send for persons and papers.
 - (2.) That such Committee consist of the following Members :—Mr. Holroyd, Mr. Caldwell, Mr. Lucas, Mr. Piddington, Mr. Sutherland, Mr. Holt, Dr. Lang, Mr. W. Forster, Mr. Harpur, and the Mover.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Payment of Wages in Money Compulsion Bill ; second reading.
2. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
3. Waratah Coal Company's Incorporation Bill ; second reading.
4. Pawnbrokers Bill ; second reading.
5. Consideration of Return to Order, laid on the Table on the 21st July, in reference to Locomotive Engines for Public Railways.

NOTICES OF MOTION :—

1. **MR. MORRIS** to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.
2. **DR. LANG** to move, That, in the opinion of this House, the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, ought to be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years since.
3. **MR. WISDOM** to move, That the Report from the Standing Orders Committee, in reference to the propriety of dispensing with the 65th Standing Order in the matter of two Private Bills introduced this Session by Dr. Lang, brought up and laid upon the Table on the 4th August, be now adopted by this House.
4. **MR. MACPHERSON** to move, That the Petition from the Inhabitants of Burraborang, against the Church and School Lands Declaratory Bill, presented by him on 4th August, be printed.
5. **MR. SUTHERLAND** to move, That the Petition presented by him on the 4th August, from the Municipal Council of Redfern, be printed.
6. **MR. WEEKES** to move, That the Petition of the Clergyman, Churchwardens, and Parishioners of St. Mary's Parish, West Maitland, presented by him on 5th August, be printed.
7. **MR. WALKER** to move, That the Petition, presented by him on the 4th August, from the Committee of the Hawkesbury Benevolent Society, be printed.
8. **MR. COWPER** to move,—
 - (1.) That the Commercial Banking Company's Act Amendment Bill be referred to a Select Committee, for consideration and Report.
 - (2.) Such Committee to consist of Mr. Caldwell, Mr. Hart, Mr. Holt, Mr. Leary, Mr. Piddington, Mr. Samuel, Mr. C. Cowper, junr., Mr. Weekes, and the Mover.
9. **MR. GARRETT** to move, for leave to introduce a Bill to incorporate the Cardiff Coal Company.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Seamen's Laws Amendment and Consolidation Bill ; Consideration in Committee of the propriety of introducing this Bill.
2. Public Education Bill ; to be further considered in Committee.
3. Impounding Bill ; second reading.
4. Pastoral Interests Contribution Bill :—Consideration in Committee of the propriety of introducing this Bill.
5. Orders of Sequestration in Insolvency Validating Bill ; to be considered in Committee.
6. Municipalities Law Amendment Bill ; to be considered in Committee.

TUESDAY, AUGUST 11.

QUESTION :—

1. **MR. LORD** to ask THE SECRETARY FOR LANDS,—Whether there is a Commissioner of Crown Lands appointed for the Bligh District ; if so, who is the party, and where does he reside ?

OTHER BUSINESS—NOTICES OF MOTION :—

1. **MR. SAMUEL** to move,—
 - (1.) That this House is of opinion that Messrs Peto and Co., or some such Eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions :—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present

- present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudjee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- (3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- (6.) That "finding everything" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- (7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- (8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.
- (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
2. MR. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.
3. MR. DANGAR to move, That there be laid upon the Table of this House,—
- (1.) A Return of all sums expended on Minor Roads, from 1st January, 1861, to 30th June, 1863, specifying each particular Line of Road, and the Nature of the Improvements made thereon.
- (2.) The Name of the District, and whether performed by Contract or Day-work.
- (3.) The Names of the Local Road Superintendents and Overseers.
- (4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.
- (5.) The Number of Laborers in each Gang where an Overseer is employed.
4. MR. DRIVER to move,—
- (1.) That a Select Committee with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
- (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
5. MR. WILSON to move, That the Order of the Day for the second reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper's amended Resolution on Friday 24th July, stand an Order of the Day for Friday, 21st August.
6. MR. MATE to move,—
- (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of Robert Stewart, presented on the 10th July.
- (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Cunneen, Mr. W. Forster, Mr. Terry, Mr. Lucas, Mr. Allen, Mr. Sutherland, Mr. Hart, and the Mover.
7. MR. W. FORSTER to move, That this House is of opinion, that the proceedings and results of the Intercolonial Conference, held at Melbourne, in the months of March and April last, as disclosed by the Papers laid before the House during the present Session, have been highly unsatisfactory.
8. MR. ALEXANDER to move, That the Petition, presented by him on the 22nd July last, from the President and Committee of the Goulburn Hospital, be printed.

WEDNESDAY, AUGUST 12.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. ROBERTSON to move, That this House will, on Wednesday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to promote the better Drainage of Lands.
2. MR. ROBERTSON to move, That this House will, on Wednesday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill for the Prevention of Scab in Sheep.

FRIDAY, AUGUST 14.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Appeal against Summary Proceedings before Justices of the Peace Bill ; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“ That this Bill be now read a second time.”
2. Metropolitan Corporation Bill ; to be considered in Committee.
3. Towns Police Bill ; second reading.

TUESDAY, AUGUST 18.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry.
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
2. DR. LANG to move,—
 - (1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of “ New South Wales ” having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.
 - (2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook ; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated “ Cooksland.”
 - (3.) That the recent change of the name of a neighbouring Australian Colony from “ Van Diemen’s Land ” to “ Tasmania,” in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.
3. MR. ALLEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency, praying that a sum not exceeding £500 may be placed on the Supplementary Estimates for this year, to defray the expense of a Public Analyst.
4. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
5. MR. MARTIN to move,—
 - (1.) That in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty’s Ministers in this Colony.
 - (2.) That the conduct of Her Majesty’s Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 - (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor.
6. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.

WEDNESDAY, AUGUST 19.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Consideration of Governor’s Message No. 1, with Estimates of Expenditure for 1863-4.

TUESDAY,

TUESDAY, AUGUST 25.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
2. MR. RUSDEN to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs, known as "Gocup" and "Gadura," in the District of Tumut.
 - (2.) Such Committee to consist of Mr. Burdekin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
3. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
4. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.

WEDNESDAY, AUGUST 26.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider " the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and " to alter the Duty on Bonded Warehouses."
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New South Wales.

No. 28.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 7 AUGUST, 1863.

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

Questions on Notice Paper for to-day:—

- (1.) Superannuation Bill:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice No. 2,—If the Government intend introducing, this Session, a Superannuation Bill; and if so, when?

Mr. Cowper answered:—I beg to say, that it is the intention of the Government to bring in either a Civil Service, or a Superannuation Bill during the present Session. I stated that on a former occasion, and I am now busy preparing a Bill, with such modifications and alterations as may seem desirable from the operation of the Civil Service Act in Victoria, and I shall, at the earliest possible moment, submit it to Parliament.

- (2.) Tramway between Tenterfield and Grafton:—Mr. Laycock asked the Secretary for Public Works, pursuant to Notice No. 5,—Do the Government intend to construct a Tramway between Tenterfield and Grafton; if so, when is it likely to be commenced?

Mr. Arnold answered:—The Honorable Member must be aware that, until the House has given its assent to a work of this kind, it is not in the power of the Government to proceed in the matter. A proposition was made to the House to vote a sum of money for the construction of a Line of Railway between Tenterfield and Grafton, but that proposal was refused by the House. A survey of the Line will probably be commenced as soon as other surveys of a more pressing character have been made.

- (3.) Telegraphic Wire between Grafton and Clarence River Heads:—Mr. Laycock asked the Secretary for Public Works, pursuant to Notice No. 6,—Do the Government intend to erect a Telegraphic Wire from Grafton to the Clarence River Heads; if not, do the Government intend to have the Road, lately surveyed between Grafton and the Clarence Heads, stumped and cleared?

Mr. Arnold answered:—There is no present intention on the part of the Government, to erect a Telegraphic Wire from Grafton to the Clarence River Heads. The second part of the Question is a matter connected with the Lands Department; having made application to the Department of Lands, I am informed there is no provision for this work.

- (4.) Cotton Bounty Regulations:—Dr. Lang asked the Secretary for Lands, pursuant to Notice No. 1,—Whether the Government are prepared to issue the necessary Regulations, in the case of applicants for the Bounty guaranteed on the growth of Cotton in this Colony, under the Resolution of this House of the 21st October last.

Mr. Robertson answered:—I believe I shall be in a position to bring these Regulations forward in the course of two or three days.

(5.)

- (5.) Right of Free Selectors to Impound:—Mr. Laycock asked the Secretary for Lands, pursuant to Notice No. 4,—Whether Free Selectors have the right to Impound?
Mr. Robertson answered:—This, I think, is a Question more proper for any Free Selector interested in it to ask his Solicitor, but my own opinion—if that is of any value to him—is, that he has.
(*Mr. Walker not asking the Question standing in his name, No. 3, it dropped.*)
2. Public Education Bill:—The undermentioned Petitions, praying for the introduction of certain provisions into the said Bill, were presented by the Members respectively named:—
(1.) From certain Residents in the District of Muswellbrook, by Mr. Harpur, on behalf of Mr. Dangar.
(2.) From certain Teachers, of various Denominations, in the District of Illawarra, by Mr. Gray.
(3.) From certain Residents in the Districts of Merton and Muswellbrook, by Mr. Harpur, on behalf of Mr. Dangar.
Petitions received.
3. Paper:—Mr. Cowper laid upon the Table, Return to Address, in reference to “Mrs. Laing—Administration of Justice,” adopted by this House, on motion of Mr. Macpherson, on 22nd July, 1863.
Ordered to be printed.
4. European Assurance Society’s Bill:—Mr. Cowper, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee to whom this Bill was referred on 31st July last.
Ordered to be printed.
Mr. Cowper then moved, That the second reading of this Bill stand an Order of the Day for this day week.
Question put and passed.
5. Paper:—Mr. Arnold laid upon the Table, Return to Order, in reference to “Locomotive Engines recently ordered from Great Britain,” made by this House, on motion of Mr. Dalgleish, on 21st July, 1863.
6. Postponements:—
(1.) The Order of the Day for the second reading of the Payment of Wages in Money Compulsion Bill postponed, on motion of Mr. Holroyd, until this day week.
(2.) The Order of the Day for the second reading of the Law of Evidence in Criminal Cases Amendment Bill postponed, on motion of Mr. Driver, until Friday next.
7. Waratah Coal Company’s Incorporation Bill, on motion of Mr. Samuel, read a second time.
Mr. Samuel then moved, “That” the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of this Bill.
Mr. Dalgleish moved, That the Question be amended, by omitting all the words after the word “That,” with a view to inserting in their place the words, “the consideration in Committee of this Bill stand an Order of the Day for this day week.”
Proposed Amendment by leave withdrawn.
Original Question put and passed.
Whereupon the Speaker left the Chair, and the House resolved itself into the said Committee.
The Chairman reported progress, and obtained leave to sit again on Tuesday next.
8. Pawnbrokers Bill:—Mr. Holroyd moved “That” this Bill be now read a second time.
Debate ensued.
Mr. Dalgleish moved, pursuant to *Contingent Notice*, That the Question be amended, by omitting all the words after the word “That,” with a view to inserting in their place, the words, “the Order of the Day be discharged, and that the Bill “be referred to a Select Committee, for their consideration and Report, with “power to send for persons and papers.
“(2.) That such Committee consist of the following Members:—Mr. Holroyd, “Mr. Caldwell, Mr. Lucas, Mr. Piddington, Mr. Sutherland, Mr. Holt, Dr. Lang, “Mr. W. Forster, Mr. Harpur, and the Mover.”
Debate continued.
Question put, That the words proposed to be omitted, stand part of the Question.
The House divided.

Ayes, 17.

Mr. Macpherson,	Dr. Lang,
Mr. Holt,	Capt. Moriarty,
Mr. Cunneen,	Mr. Holroyd,
Mr. Terry,	Mr. Gordon,
Mr. Piddington,	Mr. Rusden,
Mr. Wilson,	<i>Tellers.</i>
Mr. Mate,	
Mr. Caldwell,	Mr. Morris,
Mr. Harpur,	Mr. Bell.
Mr. Lucas,	

Nocs, 18.

Mr. Wisdom,	Mr. Stewart,
Mr. Close,	Mr. Sadleir,
Mr. Burdekin,	Mr. C. Cowper, junr.,
Mr. Eagar,	Mr. Arnold,
Mr. Leary,	Mr. Garrett,
Mr. Robertson,	Mr. Love,
Mr. Dalgleish,	<i>Tellers.</i>
Mr. W. Forster,	
Mr. Tighe,	Mr. Buchanan,
Mr. Sutherland,	Mr. Driver.

Question put,—That the words proposed to be inserted in the place of the words omitted be there inserted.
The House divided.

Ayes, 17.

Mr. Arnold,	Mr. Leary,
Mr. C. Cowper, junr.,	Mr. Dalgleish,
Mr. Garrett,	Mr. Tighe,
Mr. Burdekin,	Mr. Love,
Mr. Eagar,	<i>Tellers.</i>
Mr. W. Forster,	
Mr. Holt,	Mr. Bell,
Mr. Sutherland,	Mr. Driver.
Mr. Wisdom,	
Mr. Stewart,	
Mr. Sadleir,	

Noes, 20.

Capt. Moriarty,	Mr. Cunneen,
Mr. Robertson,	Dr. Lang,
Mr. Holroyd,	Mr. Macleay,
Mr. Macpherson,	Mr. Rusden,
Mr. Close,	Mr. Gordon,
Mr. Hart,	Mr. Mate,
Mr. Piddington,	Mr. Terry,
Mr. Wilson,	<i>Tellers.</i>
Mr. Harpur,	
Mr. Morris,	Mr. Lucas,
Mr. Caldwell,	Mr. Buchanan.

Mr. Lucas moved, That, after the word "That" of the Original Question, there be added the words, "this Bill be read a second time this day 'week.'"

Mr. Dalgleish moved, That the proposed addition be amended, by omitting the word 'week,' with a view to inserting in its place the words, "six months."

Question put, That the word 'week,' proposed to be omitted, stand part of the proposed addition.

The House divided.

Ayes, 23.

Capt. Moriarty,	Mr. Harpur,
Mr. Macpherson,	Mr. Love,
Mr. Lucas,	Mr. Macleay,
Mr. Burdekin,	Mr. Rusden,
Mr. Holt,	Mr. Piddington,
Mr. Tighe,	Mr. Buchanan,
Mr. Caldwell,	Mr. Holroyd,
Mr. Wisdom,	Dr. Lang,
Mr. Terry,	<i>Tellers.</i>
Mr. Gordon,	
Mr. Mate,	Mr. Hart,
Mr. Wilson,	Mr. Morris.
Mr. Cunneen,	

Noes, 15.

Mr. Cowper,	<i>Tellers.</i>
Mr. Robertson,	Mr. Bell,
Mr. Smart,	Mr. Leary.
Mr. Arnold,	
Mr. Driver,	
Mr. Sutherland,	
Mr. Eagar,	
Mr. W. Forster,	
Mr. Stewart,	
Mr. Sadleir,	
Mr. Dalgleish,	
Mr. C. Cowper, junr.,	
Mr. Garrett,	

Question put, That the words "this Bill be read a second time this day week," be added to the word "That" of the original Question.

The House divided.

Ayes, 23.

Capt. Moriarty,	Mr. Harpur,
Mr. Macpherson,	Mr. Love,
Mr. Lucas,	Mr. Macleay,
Mr. Burdekin,	Mr. Rusden,
Mr. Holt,	Mr. Piddington,
Mr. Tighe,	Mr. Buchanan,
Mr. Caldwell,	Dr. Lang,
Mr. Wisdom,	Mr. Holroyd,
Mr. Terry,	<i>Tellers.</i>
Mr. Gordon,	
Mr. Mate,	Mr. Hart,
Mr. Wilson,	Mr. Morris.
Mr. Cunneen,	

Noes, 15.

Mr. Cowper,	<i>Tellers.</i>
Mr. Robertson,	Mr. Leary,
Mr. Smart,	Mr. Bell.
Mr. Arnold,	
Mr. Driver,	
Mr. Dalgleish,	
Mr. Sutherland,	
Mr. Eagar,	
Mr. W. Forster,	
Mr. Stewart,	
Mr. Sadleir,	
Mr. Garrett,	
Mr. C. Cowper, junr.,	

Whereupon, Question,—That this Bill be read a second time this day week,—put and passed.

9. On the Order of the Day being read, for the consideration of Return to Order laid on the Table on the 21st July, in reference to Locomotive Engines for Public Railways,

Mr. Dalgleish moved,—

(1.) That, in the opinion of this House, the omission of the letter of Mr. Daniel Williams, dated June 9th, 1863, from the Correspondence ordered on the motion of Mr. W. Forster, is most reprehensible, and calculated to destroy confidence in the value of Returns made by Order of this House.

(2.) "That" the mode of conducting the Public Business in the Department of Public Works, as disclosed by papers laid on the Table (Return relative to Locomotive Engines for Public Railways), and by the Petition of Martin Gardiner, is prejudicial to the advancement of Public Work and highly discreditable to the Department.

(3.) That the statement of the Honorable Secretary for Public Works to the effect that Charles Fowler (the person tendering for the supply of eighteen Locomotive Engines) had forged the name of John White (one of the proposed sureties), is not in accordance with the facts disclosed by the Correspondence laid upon the Table.

(4.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor.

Debate ensued.

Motion made by Mr. Wilson, and Question put,—That this Debate be now adjourned until this day week.

The House divided.

Ayes, 9.

Mr. Stewart,
Mr. Leary,
Mr. W. Forster,
Mr. Wilson,
Mr. Eagar,
Mr. Sutherland,
Mr. Morris.

Tellers.

Mr. Dalgleish,
Mr. Piddington.

Noes, 25.

Mr. Cowper,	Mr. Laycock,
Mr. Arnold,	Mr. Sadleir,
Mr. Smart,	Mr. Mate,
Capt. Moriarty,	Mr. Caldwell,
Mr. Robertson,	Mr. Hart,
Mr. Tighe,	Mr. Driver,
Mr. Bell,	Mr. Wisdom,
Mr. Allen,	Mr. Holt,
Mr. Cunneen,	Dr. Lang,
Mr. Macleay,	Tellers.
Mr. Garrott,	Mr. R. Forster,
Mr. Gray,	Mr. Burdekin.
Mr. Flett,	
Mr. Holroyd,	

Debate on Original Question continued.

Mr. W. Forster moved, That the Question be amended, by omitting the words, "is most reprehensible and," in Section (1.), and inserting in their place the words, "merits the disapproval of this House as being;" by omitting all the words after the word "That," in Section (2.), and inserting in their place the words, "the Correspondence in question is not satisfactory to this House;" and by omitting the whole of Section (3.).

Debate continued.

And the House continuing to sit until after Midnight,—

SATURDAY, 8 AUGUST, 1863, A.M.,

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

Ayes, 21.

Mr. Cowper,	Mr. Rotton,
Mr. Robertson,	Mr. Flett,
Mr. Arnold,	Mr. Cunneen,
Mr. Burdekin,	Capt. Moriarty,
Mr. Caldwell,	Mr. Stewart,
Mr. Morris,	Mr. Mate,
Mr. Laycock,	Mr. Smart,
Mr. Garrett,	Tellers.
Mr. C. Cowper, junr.,	
Mr. Gray,	Mr. R. Forster,
Mr. Driver,	Mr. Bell.
Mr. Sadleir,	

Noes, 7.

Mr. Dalgleish,
Mr. Buchanan,
Mr. W. Forster,
Mr. Tighe,
Mr. Allen,
Tellers.
Mr. Wilson,
Mr. Macpherson.

Original Question then put,—And Division called for;—But, there being no Tellers for the Ayes, no Division could be had,—And the Speaker declared the Question to have passed in the Negative.

The House adjourned, on motion of Mr. Cowper, at One o'clock A.M., until Tuesday next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, AUGUST 11.

QUESTIONS :—

1. MR. LORD to ask THE SECRETARY FOR LANDS,—Whether there is a Commissioner of Crown Lands appointed for the Bligh District; if so, who is the party, and where does he reside?
2. MR. LUCAS to ask THE COLONIAL SECRETARY,—How many members of the Police Force were present on Thursday last, when the three bushrangers attempted to rescue three prisoners from custody?

OTHER

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. SAMUEL to move,—

(1.) That this House is of opinion that Messrs Peto and Co., or some such Eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—

(1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

(5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

(6.) That "finding everything" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

(7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

(8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.

(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

2. MR. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.

3. MR. DANGAR to move, That there be laid upon the Table of this House,—

(1.) A Return of all sums expended on Minor Roads, from 1st January, 1861, to 30th June, 1863, specifying each particular Line of Road, and the Nature of the Improvements made thereon.

(2.) The Name of the District, and whether performed by Contract or Day-work.

(3.) The Names of the Local Road Superintendents and Overseers.

(4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.

(5.) The Number of Laborers in each Gang where an Overseer is employed.

4. MR. DRIVER to move,—

(1.) That a Select Committee with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.

(2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.

5. MR. WILSON to move, That the Order of the Day for the second reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper's amended Resolution on Friday 24th July, stand an Order of the Day for Friday, 21st August.

6. MR. MATE to move,—

(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of Robert Stewart, presented on the 10th July.

(2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Cumneen, Mr. W. Forster, Mr. Terry, Mr. Lucas, Mr. Allen, Mr. Sutherland, Mr. Hart, and the Mover.

7. MR. W. FORSTER to move, That this House is of opinion, that the proceedings and results of the Intercolonial Conference, held at Melbourne, in the months of March and April last, as disclosed by the Papers laid before the House during the present Session, have been highly unsatisfactory.
8. MR. ALEXANDER to move, That the Petition, presented by him on the 22nd July last, from the President and Committee of the Goulburn Hospital, be printed.
9. MR. GRAY to move, That the Petition presented by him, on the 7th August, from the Teachers of Schools in Illawarra, be printed.
10. MR. SADLER to move,—
 - (1.) That a Select Committee be appointed to consider and report upon the Petition of Mr. John Busby, presented to this House, on 15th October, 1862, with power to send for persons and papers.
 - (2.) Such Committee to consist of Mr. Robertson, Dr. Lang, Mr. Dangar, Mr. Cunneen, Mr. Raper, Mr. Morrice, Mr. Flett, and the Mover.
11. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.
12. DR. LANG to move, That, in the opinion of this House, the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, ought to be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years since.
13. MR. WISDOM to move, That the Report from the Standing Orders Committee, in reference to the propriety of dispensing with the 65th Standing Order in the matter of two Private Bills introduced this Session by Dr. Lang, brought up and laid upon the Table on the 4th August, be now adopted by this House.
14. MR. MACHESON to move, That the Petition from the Inhabitants of Burragorang, against the Church and School Lands Declaratory Bill, presented by him on 4th August, be printed.
15. MR. SUTHERLAND to move, That the Petition presented by him on the 4th August, from the Municipal Council of Redfern, be printed.
16. MR. WEEKES to move, That the Petition of the Clergyman, Churchwardens, and Parishioners of St. Mary's Parish, West Maitland, presented by him on 5th August, be printed.
17. MR. WALKER to move, That the Petition, presented by him on the 4th August, from the Committee of the Hawkesbury Benevolent Society, be printed.
18. MR. COWPER to move,—
 - (1.) That the Commercial Banking Company's Act Amendment Bill be referred to a Select Committee, for consideration and Report.
 - (2.) Such Committee to consist of Mr. Caldwell, Mr. Hart, Mr. Holt, Mr. Leary, Mr. Piddington, Mr. Samuel, Mr. C. Cowper, junr., Mr. Weekes, and the Mover.
19. MR. GARRETT to move, for leave to introduce a Bill to incorporate the Cardiff Coal Company.

ORDER OF THE DAY:—

1. Waratah Coal Company's Incorporation Bill; to be further considered in Committee.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Seamen's Laws Amendment and Consolidation Bill; Consideration in Committee of the propriety of introducing this Bill.
2. Public Education Bill; to be further considered in Committee.
3. Impounding Bill; second reading.
4. Pastoral Interests Contribution Bill:—Consideration in Committee of the propriety of introducing this Bill.
5. Orders of Sequestration in Insolvency Validating Bill; to be considered in Committee.
6. Municipalities Law Amendment Bill; to be considered in Committee.

WEDNESDAY, AUGUST 12.

QUESTION:—

1. MR. DRIVER to ask THE SECRETARY FOR LANDS,—
 - (1.) Has any Road from the Town of Bathurst, leading through George's Plains and Church and School Lands to the Lime Kilns, been duly proclaimed by the Government; if so, when was the Proclamation published in the *Government Gazette*?
 - (2.) Was any person appointed by the Government to survey the said Road after such Proclamation?
 - (3.) Was any report made thereon; if so, what was the nature thereof?
 - (4.) Is it intended to open the said Road; if so, when?

GOVERNMENT

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. ROBERTSON to move, That this House will, on Wednesday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to promote the better Drainage of Lands.
2. MR. ROBERTSON to move, That this House will, on Wednesday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill for the Prevention of Scab in Sheep.

FRIDAY, AUGUST 14.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”
2. Metropolitan Corporation Bill; to be considered in Committee.
3. Towns Police Bill; second reading.
4. European Assurance Society's Bill; second reading.
5. Payment of Wages in Money Compulsion Bill; second reading.
6. Law of Evidence in Criminal Cases Amendment Bill; second reading.
7. Pawnbrokers Bill; second reading.

NOTICE OF MOTION:—

1. MR. W. FORSTER to move, That the Report of the Select Committee on the Management of the Central Police Office be taken into consideration on Friday next.

TUESDAY, AUGUST 18.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry.
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
2. DR. LANG to move,—
 - (1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of “New South Wales” having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.
 - (2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated “Cookland.”
 - (3.) That the recent change of the name of a neighbouring Australian Colony from “Van Diemen's Land” to “Tasmania,” in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.
3. MR. ALLEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency, praying that a sum not exceeding £500 may be placed on the Supplementary Estimates for this year, to defray the expense of a Public Analyst.
4. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
5. MR. MARTIN to move,—
 - (1.) That in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.
 - (2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 - (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor.
6. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.

WEDNESDAY, AUGUST 19.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Consideration of Governor's Message No. 1, with Estimates of Expenditure for 1863-4.
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TUESDAY, AUGUST 25.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
 2. MR. RUSDEN to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs, known as "Gocup" and "Gadura," in the District of Tumut.
 - (2.) Such Committee to consist of Mr. Burdekin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
 3. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
 4. MR. HARPER to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
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WEDNESDAY, AUGUST 26.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
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New South Wales.

No. 29.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 11 AUGUST, 1863.

1. The House met pursuant to adjournment; The Speaker took the Chair.
Questions on Notice Paper for to-day :—
(*Mr. Lord not asking the Question standing in his name, No. 1, it dropped.*)
(*Mr. Lucas not asking the Question standing in his name, No. 2, it dropped.*)
2. Motions Withdrawn :—
(1.) Mr. Samuel withdrew the Motion standing in his name, No. 1 on the Notice Paper for to-day.
(2.) Mr. Rusden withdrew the Motion standing in his name, No. 2 on the Notice Paper for to-day.
(3.) Mr. Dangar withdrew the Motion standing in his name, No. 3 on the Notice Paper for to-day.
3. Motion Dropped :—Mr. Driver not making the Motion standing in his name, No. 4 on the Notice Paper for to-day, it dropped.
4. Motion Withdrawn :—Mr. Wilson withdrew the Motion standing in his Name, No. 5 on the Notice Paper for to-day.
5. Robert Stewart :—Mr. Mate moved, pursuant to Notice,—
(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of Robert Stewart, presented on the 10th July.
(2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Cunneen, Mr. W. Forster, Mr. Terry, Mr. Lucas, Mr. Allen, Mr. Sutherland, Mr. Hart, and the Mover.
Question put and passed.
6. Pastoral Interests Contribution Bill :—Mr. Harpur presented a Petition from the President, Vice-President, Officers, and Committee of Management of the Singleton and Patrick's Plains Benevolent Society, adverse to the passing of this Bill.
Petition received.
7. Public Education Bill :—Mr. Harpur presented a Petition from certain Residents in the District of Patrick's Plains, adverse to this Bill.
Petition received.
8. Motion Withdrawn :—Mr. W. Forster withdrew the Motion standing in his name, No. 7 on the Notice Paper for to-day.
9. Pastoral Interests Contribution Bill—Impounding Bill :—Mr. Alexander moved, pursuant to notice,—That the Petition, presented by him on the 22nd July last, from the President and Committee of the Goulburn Hospital, be printed.
Question put and passed.
Ordered to be printed.
10. Paper :—Mr. Smart laid upon the Table, Return to Order, in reference to "Expense of Government Advertisements in Newspapers," made by this House, on motion of Mr. Lucas, on 1st July, 1863.
Ordered to be printed.

11. Public Education Bill :—Mr. Gray moved, pursuant to notice, That the Petition presented by him, on the 7th August, from the Teachers of Schools in Illawarra, be printed.
Question put and passed.
Ordered to be printed.
12. Motion Dropped :—Mr. Sadleir not making the Motion standing in his name, No. 10 on the Notice Paper for to-day, it dropped.
13. Remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice :—Mr. Morris moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence between the Executive Government and the Judges of the Supreme Court, relative to certain remarks reported to have been made by the Secretary for Lands regarding the Administration of Justice.
Debate ensued
Question put and passed.
14. Public Education Bill :—Mr. Sadleir presented a Petition from certain Residents of the District of Raymond Terrace, adverse to this Bill in its present shape.
Petition received.
15. Motion Withdrawn :—Dr. Lang withdrew the Motion standing in his name, No. 12 on the Notice Paper for to-day.
16. *Sixty-fifth Standing Order dispensed with* :—Mr. Wisdom moved, pursuant to notice, That the Report from the Standing Orders Committee, in reference to the propriety of dispensing with the 65th Standing Order in the matter of two Private Bills introduced this Session by Dr. Lang, brought up and laid upon the Table on the 4th August, be now adopted by this House.
Question put and passed.
17. Motion Dropped :—Mr. Macpherson not making the Motion standing in his name, No. 14 on the Notice Paper for to-day, it dropped.
18. Municipalities Act (22 Vict., No. 13) :—Mr. Sutherland moved, pursuant to notice, That the Petition presented by him on the 4th August, from the Municipal Council of Redfern, be printed.
Question put and passed.
Ordered to be printed.
19. Public Education Bill :—Mr. Weekes moved, pursuant to Notice, That the Petition of the Clergyman, Churchwardens, and Parishioners of St. Mary's Parish, West Maitland, presented by him on 5th August, be printed.
Question put and passed.
Ordered to be printed.
20. Motion Dropped :—Mr. Walker not making the Motion standing in his name, No. 17 on the Notice Paper for to-day, it dropped.
21. Commercial Banking Company's Act Amendment Bill :—Mr. Cowper moved, pursuant to notice,—
(1.) That the Commercial Banking Company's Act Amendment Bill be referred to a Select Committee, for consideration and Report.
(2.) Such Committee to consist of Mr. Caldwell, Mr. Hart, Mr. Holt, Mr. Leary, Mr. Piddington, Mr. Samuel, Mr. C. Cowper, junr., Mr. Weekes, and the Mover.
Question put and passed.
22. Cardiff Coal Company's Incorporation Bill :—
(1.) Mr. Garrett moved, pursuant to notice, for leave to introduce a Bill to incorporate the Cardiff Coal Company.
Question put and passed.
(2.) Mr. Garrett having *presented* this Bill, and produced a Certificate of the payment of Twenty-five Pounds to the credit of the Consolidated Revenue of the Colony, Bill, intituled, "*A Bill to Incorporate 'The Cardiff Coal Company,'*" read a first time.
23. Presbyterian College Bill :—Dr. Lang having *presented* this Bill, Bill, intituled, "*A Bill to Incorporate the Presbyterian College,*" read a first time.
24. Exchange of Land, Scots Church, Jamison-street, legalizing Bill :—Dr. Lang having *presented* this Bill, Bill, intituled, "*A Bill to legalize the Exchange of a portion of 'the Allotment of the Scots Church, Sydney, and to authorize the re-erection of the Tower of the said Church on its present foundation,'*" read a first time.
25. Postponement :—The Order of the Day for the further consideration in Committee of the Waratah Coal Company's Incorporation Bill postponed, on motion of Mr. Samuel, until Friday next.
26. Seamen's Laws Amendment and Consolidation Bill :—
(1.) On motion of Mr. Smart, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider of the propriety of introducing this Bill.
The Chairman reported the following Resolution :—
Resolved,—That, in the opinion of this Committee, it is desirable to introduce a Bill "to amend and consolidate the Laws relating to Merchant Seamen."
Mr. Smart then moved, That this House do now adopt this Resolution.
Question put and passed.
(2.) Mr. Smart having *presented* this Bill, Bill, intituled, "*A Bill to amend and consolidate the Laws relating to Merchant Seamen,*" read a first time.
Ordered to be printed, and read a second time on Wednesday fortnight.

27. Postponement:—The Order of the Day for the further consideration in Committee of the Public Education Bill postponed, on motion of Mr. Cowper, until to-morrow.
28. Impounding Bill:—Mr. Robertson moved, That this Bill be now read a second time.
Debate ensued.
Motion made by Mr. Dalgleish, and Question,—That this Debate be now adjourned until to-morrow,—put and passed.
The House adjourned, on motion of Mr. Cowper, at twenty-two minutes before Eight o'clock, until To-morrow at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, AUGUST 12.

QUESTIONS:—

1. MR. DRIVER *to ask* THE SECRETARY FOR LANDS,—
(1.) Has any Road from the Town of Bathurst, leading through George's Plains and Church and School Lands to the Lime Kilns, been duly proclaimed by the Government; if so, when was the Proclamation published in the *Government Gazette*?
(2.) Was any person appointed by the Government to survey the said Road after such Proclamation?
(3.) Was any report made thereon; if so, what was the nature thereof?
(4.) Is it intended to open the said Road; if so, when?
2. MR. RUSDEN *to ask* THE SECRETARY FOR LANDS,—
(1.) Was an Appeal Case, concerning a conflicting claim to Water Races, decided on the 30th of September, 1862, in favour of Mr. W. Thompson, of Meorendee, by the Chief Gold Commissioner, Mr. Harold M'Lean, and Messrs. Donald Campbell, and John Morgan?
(2.) Was this decision reversed by Mr. Sub-Commissioner Sibthorpe?
(3.) Has a further appeal, applied for under the Gold Fields Act, by Mr. W. Thompson, been refused him?
3. MR. SABLEIR *to ask* THE COLONIAL SECRETARY,—Whether he has received a Memorial from several of the Inhabitants of Liverpool and the neighbourhood, expressive of their confidence in the Bench of Magistrates of that Police District, and whether he would place the same upon the Table of this House?
4. MR. MARTIN *to ask* THE COLONIAL SECRETARY,—When the Returns ordered by this House, so far back as the 2nd December last, in reference to Whittaker's case, are to be laid on the Table?
5. MR. MARTIN *to ask* THE COLONIAL SECRETARY,—Whether he has any objection to lay on the Table of the House a Copy of the opinion of the late Attorney General, Mr. Hargrave, as to the right of the Magistrates at Young to exclude the public from the Police Courts?
6. MR. MARTIN *to ask* THE SECRETARY FOR LANDS,—Whether the Government have taken any and what steps towards the Alignment of the Streets in the Town of Orange, and when it is intended to complete such Alignment?
7. MR. FAUCETT *to ask* THE SECRETARY FOR LANDS,—
(1.) What steps have been taken towards proclaiming a Township at the Crookwell, and setting up the land of such Township for sale in accordance with a Memorial presented in March last from certain Inhabitants of that place?
(2.) What is the cause of the delay in proclaiming such Township, and setting up such lands for sale?
8. MR. LAYCOCK *to ask* THE SECRETARY FOR PUBLIC WORKS,—
(1.) How many Engineers are employed at the Clarence Breakwater?
(2.) The nature of the employment, and the amount of remuneration paid for such services?
(3.) Whether such an expenditure of the Public Money is absolutely necessary?
(4.) Whether one efficient Engineer would not be ample?
(5.) Whether one of the Engineers is in receipt of an extra salary, as Post Master?

9. MR. LAYCOCK *to ask* THE COLONIAL SECRETARY,—
 (1.) Are the Government prepared to take strenuous measures to guard against injuries to life and property by floods?
 (2.) If so, will they be prepared to hand over a portion of the money voted for contingencies, to the people of Grafton, for protection of life and property from flood?

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. ROBERTSON *to move*, That this House will, on Wednesday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to promote the better Drainage of Lands.
2. MR. ROBERTSON *to move*, That this House will, on Wednesday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill for the Prevention of Scab in Sheep.

ORDERS OF THE DAY:—

1. Public Education Bill; to be further considered in Committee.
2. Impounding Bill;—Resumption of the adjourned Debate, on motion of Mr. Robertson, "That this Bill be now read a second time."
3. Pastoral Interests Contribution Bill:—Consideration in Committee of the propriety of introducing this Bill.
4. Orders of Sequestration in Insolvency Validating Bill; to be considered in Committee.
5. Municipalities Law Amendment Bill; to be considered in Committee.

THURSDAY, AUGUST 13.

QUESTION:—

1. MR. GRAY *to ask* THE SECRETARY FOR LANDS,—If it be still the determination of the Government to refuse a Deed to Mr. Charles Dean, of Lismore, Richmond River, for an Allotment of Land, purchased by him at a Government Land Sale, held at Casino, on the 22nd of April, 1853?

FRIDAY, AUGUST 14.

QUESTION:—

1. MR. HARPUR *to ask* THE SECRETARY FOR LANDS,—Whether the Government are aware that the Commissioner of Crown Lands has employed a person to impound cattle from the Sydney Common and other unenclosed Crown Lands in the vicinity of Sydney, upon which there is no pasturage, and which is included within an unknown and invisible boundary line?

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”
2. Metropolitan Corporation Bill; to be considered in Committee.
3. Towns Police Bill; second reading.
4. European Assurance Society's Bill; second reading.
5. Payment of Wages in Money Compulsion Bill; second reading.
6. Law of Evidence in Criminal Cases Amendment Bill; second reading.
7. Pawnbrokers Bill; second reading.
8. Waratah Coal Company's Incorporation Bill; to be further considered in Committee.

NOTICES OF MOTION:—

1. MR. W. FORSTER *to move*, That the Report of the Select Committee on the Management of the Central Police Office be taken into consideration on Friday next.
2. MR. LAYCOCK *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Cases tried, and Decisions given, in open Court, by Police Magistrates generally, at the various Benches throughout the Colony, (exclusive of Sydney,) from the 1st of August, 1862 to 1st of August, 1863.

TUESDAY, AUGUST 15.

QUESTION:—

1. MR. ALEXANDER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 (1.) The total Cost per mile, including Bridges, on the Great Northern Railway Line?
 (2.) The total Cost per mile, from Sydney to the Parramatta Junction?
 (3.) The total Cost per mile, from Parramatta Junction to Penrith?
 (4.) The total Cost per mile, from Parramatta Junction to Picton?

OTHER

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry.
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
2. DR. LANG to move,—
 - (1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of "New South Wales" having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.
 - (2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated "Cook'sland."
 - (3.) That the recent change of the name of a neighbouring Australian Colony from "Van Diemen's Land" to "Tasmania," in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.
3. MR. ALLEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency, praying that a sum not exceeding £500 may be placed on the Supplementary Estimates for this year, to defray the expense of a Public Analyst.
4. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
5. MR. MARTIN to move,—
 - (1.) That in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.
 - (2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 - (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor.
6. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
7. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all sums expended on Minor Roads, from 1st January, 1861, to 30th June, 1863, specifying each particular Line of Road, and the Nature of the Improvements made thereon.
 - (2.) The Name of the District, and whether performed by Contract or Day-work.
 - (3.) The Names of the Local Road Superintendents and Overseers.
 - (4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.
 - (5.) The Number of Laborers in each Gang where an Overseer is employed.
8. MR. HARPUR to move,—
 - (1.) That the Petition of N. L. Kentish, presented by Mr. Harpur on the 2nd of July last, be now taken into consideration, with a view to the appointment of a Select Committee to inquire into, and report upon, the truth of the allegations contained in the said Petition.
 - (2.) That such Committee be appointed by Ballot.
9. MR. DANGAR to move, That the Petition presented from Merton and Muswellbrook, on the 7th August last, by Mr. Harpur on his behalf, against the Education Bill, be printed.
10. MR. DANGAR to move, That the Petition presented from Muswellbrook, against the Public Education Bill, by Mr. Harpur on his behalf, on the 7th August last, be printed.
11. MR. DRIVER to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.

12. Mr. GARRETT to move,—

(1.) That the Cardiff Coal Company's Incorporation Bill be referred to a Select Committee for consideration and report.

(2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Stewart, Mr. Flett, Mr. Sutherland, Mr. Harpur, Mr. Tighe, Mr. Driver, and the Mover.

WEDNESDAY, AUGUST 19.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Consideration of Governor's Message No. 1, with Estimates of Expenditure for 1863-4.

TUESDAY, AUGUST 25.

OTHER BUSINESS—NOTICES OF MOTION:—

1. Mr. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
2. Mr. RUSDEN to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs, known as "Gocup" and "Gadura," in the District of Tumut.
 - (2.) Such Committee to consist of Mr. Burdekin, Mr. Close, Mr. Cumneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
3. Mr. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
4. Mr. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
5. Mr. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.
6. Mr. WILSON to move, That the Order of the Day for the second reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper's amended Resolution on Friday 24th July, stand an Order of the Day for Friday next.
7. Mr. W. FORSTER to move, That this House is of opinion, that the proceedings and results of the Intercolonial Conference, held at Melbourne, in the months of March and April last, and the conduct of the Government in relation thereto, as disclosed by the Papers laid before the House during the present Session, have been highly unsatisfactory.
8. Mr. GRAY to move, That there be laid upon the Table of this House, copies of all Papers and Documents, relative to the sale of an Allotment of Land to Mr. Charles Dean, at Casino, on the 22nd of April, 1858; and also copies of all Correspondence between Mr. Charles Dean and the Department of Lands, relative to the refusal of the Government to issue a Deed of the aforesaid Allotment of Land, in favour of Mr. Dean.
9. Mr. HARPUR to move, That there be laid upon the Table of this House, a Return specifying the Rates of Damages for Trespass on Unenclosed Lands, and of driving-money per mile, chargeable on Impounded Cattle, as fixed by the different Courts of Petty Sessions respectively, throughout the Colony, during the years 1860, 1861, and the half year ending the 30th June, 1862.
10. Dr. LANG to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, may be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years ago.
11. Mr. HARPUR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Postmaster General, from the 1st June, 1852, to the 31st May, 1863.
 - (2.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (3.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Secretary of the Post Office, from 1st June, 1852, to 31st May, 1863.

(4.)

- (4.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
- (5.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Accountant of the Post Office, from 1st June, 1852, to 31st May, 1863.
- (6.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
- (7.) A Return of the probable amount of Postage lost to the Postal Revenue during the eleven years included in the above Returns.

WEDNESDAY, AUGUST 26.

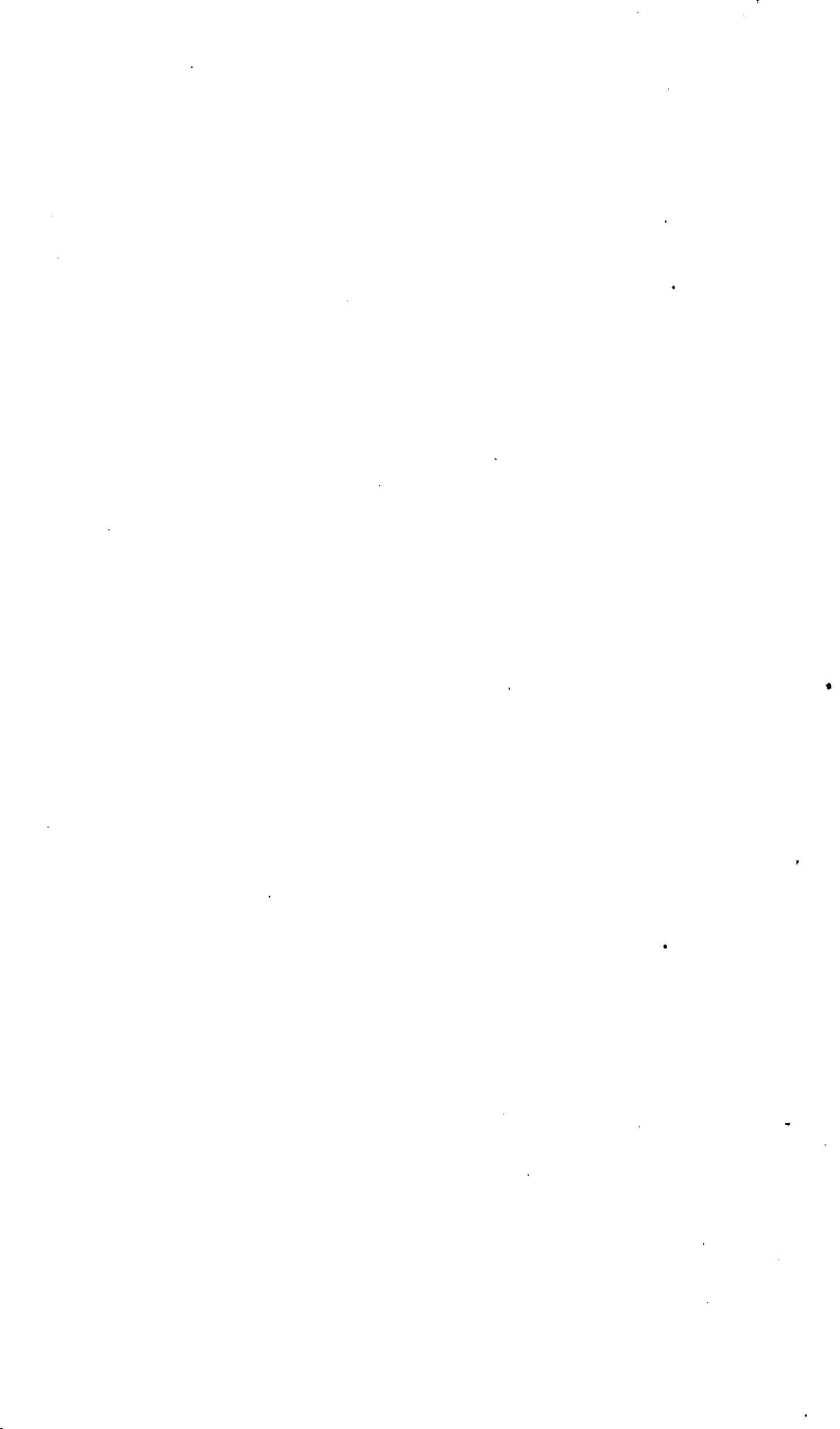
GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Suffrance Wharves, and to alter the Duty on Bonded Warehouses."
2. Seamen's Laws Amendment and Consolidation Bill; second reading.

TUESDAY, SEPTEMBER 8.

OTHER BUSINESS—NOTICES OF MOTION:—

1. Mr. SAMUEL to move,—
 - (1.) That this House is of opinion that Messrs Peto and Co., or some such Eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudjee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - (6.) That "finding everything" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - (7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 - (8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.
 - (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.



New South Wales.

No. 30.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 12 AUGUST, 1863.

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

Questions on Notice Paper for to-day :—

(1.) Road from Bathurst to the Lime Kilns :—Mr. Driver asked the Secretary for Lands, pursuant to Notice No. 1,—

(1.) Has any Road from the Town of Bathurst, leading through George's Plains and Church and School Lands to the Lime Kilns, been duly proclaimed by the Government; if so, when was the Proclamation published in the *Government Gazette*?

(2.) Was any person appointed by the Government to survey the said Road after such Proclamation?

(3.) Was any report made thereon; if so, what was the nature thereof?

(4.) Is it intended to open the said Road; if so, when?

Mr. Robertson answered :—I am afraid this mode of putting questions of this kind must necessarily lead to inconvenience. All the information the Honorable Member has asked for, or nearly all of it, is within the reach of the Honorable Member in the Parliamentary Papers and the *Government Gazette*, and really I can assure the House and the Honorable Member, that it takes up a great portion of the time of the Department of which I have the honour to be the head to prepare these answers. What with calls at the Office of Honorable Members, and of gentlemen not in Parliament, and the preparation of answers to these questions, I really find it difficult to carry on the business of the Office. However I shall endeavour to answer the Questions proposed.

(1.) In answer to the first Question, I will say, that the road was proclaimed by a *Gazette* Notice, dated 16th February last.

(2.) To the second, that no second survey has been made since the original one, which is the one in which that road was proclaimed.

(3.) No further report has been made—the necessity of the road being undoubted.

(4.) The opening of the road depends upon the legality of passing, within the distance prescribed by law, of a house erected by Mr. Smith since the survey was made. This question is under consideration of the Crown Law Officers.

(2.) Bench of Magistrates, Liverpool :—Mr. Sadleir asked the Colonial Secretary, pursuant to Notice No. 3.—Whether he has received a Memorial from several of the Inhabitants of Liverpool and the neighbourhood, expressive of their confidence in the Bench of Magistrates of that Police District, and whether he would place the same upon the Table of this House?

Mr. Cowper answered :—I have such a document, and have no objection to lay it on the Table of the House.

(3.) The Queen v. Whittaker (Administration of Justice) :—Mr. Martin asked the Colonial Secretary, pursuant to Notice No. 4.—When the Returns ordered by this House, so far back as the 2nd December last, in reference to Whittaker's case, are to be laid on the Table?

Mr.

Mr. Cowper answered:—I am sorry to be obliged to inform the House that these papers have been mislaid in my Office. I had them in my possession a short time ago, and as soon as they can be found they shall be laid upon the Table of the House. I am only sorry they should have been mislaid.

- (4.) Right of Magistrates at Young to exclude the Public from Police Courts:—
Mr. Martin asked the Colonial Secretary, pursuant to Notice No. 5,—Whether he has any objection to lay on the Table of the House a Copy of the opinion of the late Attorney General, Mr. Hargrave, as to the right of the Magistrates at Young to exclude the public from the Police Courts?

Mr. Cowper answered:—There is no objection. I shall be happy to lay them upon the Table of the House to-morrow, or next day.

- (5.) Alignment of Streets of Orange:—Mr. Martin asked the Secretary for Lands, pursuant to Notice No. 6,—Whether the Government have taken any and what steps towards the Alignment of the Streets in the Town of Orange, and when it is intended to complete such Alignment?

Mr. Robertson answered:—In reply to the Honorable Member, I would say, that the Surveyor now employed in the Alignment survey of Bathurst, will be despatched to Orange to perform the same duty in that Town. He will be occupied some time longer at Bathurst. I cannot exactly say when this surveyor will go there, but so soon as he has finished the Alignment at Bathurst, he will go to Orange.

- (6.) Clarence Breakwater:—Mr. Laycock asked the Secretary for Public Works, pursuant to Notice No. 8,—

- (1.) How many Engineers are employed at the Clarence Breakwater?
- (2.) The nature of the employment, and the amount of remuneration paid for such services?
- (3.) Whether such an expenditure of the Public Money is absolutely necessary?
- (4.) Whether one efficient Engineer would not be ample?
- (5.) Whether one of the Engineers is in receipt of an extra salary, as Post Master?

Mr. Arnold answered:—

(1.) In reply to the first Question of the Honorable Member, I beg to state, that there are two Officers employed at the Clarence Breakwater.

(2.) One gentleman, Mr. Barron, is employed as Resident Engineer, occasionally being detached for other duties in this neighbourhood. The second Officer is employed as Weighing Clerk, for the purpose of weighing stones that are deposited in the Breakwater. The amount of remuneration paid to the Resident Engineer is £550 a year, as voted by the House. The pay of the Weighing Clerk is £3 a week. It is paid out of the Vote.

(3.) This expenditure is represented by the Engineer-in-Chief as absolutely necessary. Of course that reply is an answer to the fourth Question, that one Officer will not be sufficient.

(4.) The gentleman who is employed as Weighing Clerk I find, on inquiry, has been appointed Postmaster, in which capacity I presume that his duties are not very arduous, judging from his salary, which is £12 a year.

- (7.) Protection of Life and Property from Floods—Inhabitants of Grafton:—

Mr. Laycock asked the Colonial Secretary, pursuant to Notice No. 9,—

(1.) Are the Government prepared to take strenuous measures to guard against injuries to life and property by floods?

(2.) If so, will they be prepared to hand over a portion of the money voted for contingencies, to the people of Grafton, for protection of life and property from flood?

Mr. Cowper answered:—

(1.) I would beg to state, in reply to the Honorable gentleman's Question, that in reply to an application made in July last to the Government, for some relief to families represented to be in distress in consequence of losses from the late calamitous floods, the Government did then appropriate the sum of £17 15s. 9d., for the immediate relief of these persons. The rule of Government is not, as the Honorable Member says, "to take strenuous measures to guard against injuries to life and property by floods," for I presume that is beyond our power, but when any persons are in absolute want, either from floods or any other cause, to see that those individuals do not starve, and the expenditure absolutely necessary is certified by the Magistrate, and is paid as a Police Contingency.

(2.) It would hardly be right to hand over any public money to what is called "the people of Grafton," or to the people of any other District, to do with it as they might please. We look to the Magistrates of a District as the only authority upon which we can rely. Trusting to them, the Government have never refused, upon their representations, what has been absolutely necessary to relieve those who have been suffering distress from floods.

- (8.) Conflicting Claim to Water Races:—Mr. Rusden asked the Secretary for Lands, pursuant to Notice No. 2,—

(1.) Was an Appeal Case, concerning a conflicting claim to Water Races, decided on the 30th of September, 1862, in favour of Mr. W. Thompson, of Meorendee, by the Chief Gold Commissioner, Mr. Harold McLean, and Messrs. Donald Campbell, and John Morgan?

(2.) Was this decision reversed by Mr. Sub-Commissioner Sibthorpe?

(3.) Has a further appeal, applied for under the Gold Fields Act, by Mr. W. Thompson, been refused him?

Mr.

Mr. Robertson answered:—I can only say, in reply to the Honorable Member, that the whole thing seems to me to be so thoroughly impossible that a Sub-Commissioner can over-ride the decision of his Chief, that I cannot imagine that the circumstances as stated can have occurred. However, I have not been able to learn that we have any correspondence in the Lands Office upon the matter. Mr. Fitzpatrick assures me that he knows nothing of it. He Telegraphed to Mr. McLean to know whether there had been anything of the kind, and has not been able to get any answer. As soon as I have an answer upon the matter, I will put the Honorable Member in possession of it.

(Mr. Faucett not asking the Question standing in his name No. 7, it dropped.)

2. Papers:—Mr. Cowper laid upon the Table the undermentioned Papers:—
 - (1.) Memorial from certain Inhabitants of Liverpool and the Vicinity thereof, addressed to the Honorable the Colonial Secretary, and dated 24 July, 1863, relative to the Magistrates of Liverpool and District. (*Being the Document referred to in the Question and Answer recorded in Entry (2) above.*)
Ordered to be printed.
 - (2.) Printed Letter, dated, Sydney, 25 July, 1863, signed, “+R. W. Willson, Catholic Bishop of Hobarton,” relative to Lunatic Asylums.
Ordered, on motion of Mr. Cowper, to be printed,—and referred to the Select Committee now sitting on Present State and Management of Lunatic Asylums.
 - (3.) Printed Letter, dated, Sydney, 1 August, 1863, signed, “+R. W. Willson, Catholic Bishop of Hobarton,” relative to Penal Establishments.
Ordered, on motion of Mr. Cowper, to be printed,—and referred to the Select Committee now sitting on Penal, Reformatory, and Charitable Establishments.
 - (4.) Return to Address, in reference to “Remarks reported to have been made by the Secretary for Lands, regarding the Administration of Justice,” adopted by this House, on motion of Mr. Morris, on 11th August, 1863.
Ordered to be printed.
3. Drainage Promotion Bill:—Mr. Robertson moved, pursuant to notice, That this House will, on Wednesday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to promote the better Drainage of Lands.
Question put and passed.
4. Scab in Sheep Prevention Bill:—Mr. Robertson moved, pursuant to notice, That this House will, on Wednesday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill for the Prevention of Scab in Sheep.
Debate ensued.
Question put and passed.
5. Public Education Bill:—On the Order of the Day being read for the further consideration in Committee of this Bill, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such further consideration.

And the Committee having continued to sit until after Midnight,—

THURSDAY, 13 AUGUST, 1863, A.M.,

The Chairman reported the Bill with amendments.

Mr. Cowper moved, “That” this Report be now adopted.

Mr. Robertson moved, That the Question be amended by omitting all the words after the word “That,” with a view to the insertion in their place of the words “the Bill be re-committed for the re-consideration of Clause 8.”

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

Motion made by Mr. Hart, and Question put,—That the proposed Amendment be amended by converting the word “Clause” into “Clauses,” and inserting thereafter the figure and word “3 and.”

The House divided.

Ayes, 13.

Mr. Burdekin,
Mr. Leary,
Mr. Morris,
Mr. Sutherland,
Mr. Harpur,
Mr. Love,
Mr. W. Forster,
Mr. Mate,
Mr. Gunneen,
Mr. Terry,
Mr. Caldwell,

Tellers.

Mr. Hart,
Mr. Macpherson.

Noes, 23.

Mr. Cowper,	Mr. Suttor,
Mr. Arnold,	Mr. Driver,
Mr. Wilson,	Mr. Bell,
Mr. Eagar,	Dr. Lang,
Mr. Dalgleish,	Mr. C. Cowper, junr.,
Mr. Piddington,	Mr. Wisdom,
Mr. Lucas,	Mr. Robertson,
Mr. Rotton,	Mr. Smart,
Mr. Shepherd,	Tellers.
Mr. Alexander,	
Mr. Garrett,	Mr. Buchanan,
Mr. Stewart,	Mr. Lackey.
Mr. Laycock,	

Question,—That the words “the Bill be re-committed for the re-consideration of Clause 8” be added to the word “That” of the Original Question,—put and passed.

Question then,—That the Bill be re-committed, for the re-consideration of Clause 8,—put and passed.

Whereupon,

Whereupon, on motion of Mr. Robertson, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, accordingly.

The Chairman reported the Bill with a further amendment.

Ordered, on motion of Mr. Cowper, that the adoption of this Report stand an Order of the Day for Wednesday next.

The House adjourned, on motion of Mr. Cowper, at twenty-seven minutes after Twelve o'clock, A.M., until Three o'clock, P.M., This day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, AUGUST 13.

QUESTIONS:—

1. MR. GRAY *to ask* THE SECRETARY FOR LANDS,—If it be still the determination of the Government to refuse a Deed to Mr. Charles Dean, of Lismore, Richmond River, for an Allotment of Land, purchased by him at a Government Land Sale, held at Casino, on the 22nd of April, 1853?
2. MR. W. FORSTER *to ask* THE SECRETARY FOR LANDS,—When will the Documents, relative to Scab in Sheep, ordered by the House, on 7th July, of the present year, be laid upon the Table?

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Impounding Bill;—Resumption of the adjourned Debate, on motion of Mr. Robertson, “That this Bill be now read a second time.”
2. Pastoral Interests Contribution Bill:—Consideration in Committee of the propriety of introducing this Bill.
3. Orders of Sequestration in Insolvency Validating Bill; to be considered in Committee.
4. Municipalities Law Amendment Bill; to be considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MACPHERSON to move, That the Petition from the Inhabitants of Burragorang, against the Church and School Lands Declaratory Bill, presented by him on 4th August, be printed.
2. MR. ROTTON to move, That “The Return, shewing the names of all Members of Parliament who have in any way been employed by the Government or its Officers, the nature of the employment, and the amount of remuneration paid for such services during the present Parliament,” laid upon the Table of the House and ordered to be printed on the 5th August instant, be referred to the Committee of Elections and Qualifications, with instructions to enquire into the circumstances relating to the employment of the Members of Parliament therein named, and to report specially, whether or not they, or any of them, have, by the acceptance of an office of emolument, committed a breach of the Constitution Act, and thereby rendered their seats liable to be declared vacant.

FRIDAY, AUGUST 14.

QUESTION:—

1. MR. HARPER *to ask* THE SECRETARY FOR LANDS,—Whether the Government are aware that the Commissioner of Crown Lands has employed a person to impound cattle from the Sydney Common and other unenclosed Crown Lands in the vicinity of Sydney, upon which there is no pasturage, and which is included within an unknown and invisible boundary line?

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”

2. Metropolitan Corporation Bill ; to be considered in Committee.
3. Towns Police Bill ; second reading.
4. European Assurance Society's Bill ; second reading.
5. Payment of Wages in Money Compulsion Bill ; second reading.
6. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
7. Pawnbrokers Bill ; second reading.
8. Waratah Coal Company's Incorporation Bill ; to be further considered in Committee.

NOTICES OF MOTION :—

1. MR. W. FORSTER to move, That the Report of the Select Committee on the Management of the Central Police Office be taken into consideration on Friday next.
2. MR. LAYCOCK to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Cases tried, and Decisions given, in open Court, by Police Magistrates generally, at the various Benches throughout the Colony, (exclusive of Sydney,) from the 1st of August, 1862 to 1st of August, 1863.
3. MR. W. FORSTER to move, That there be laid upon the Table of this House, copies of all Correspondence between the Government and any person or persons, and of all Memorials, Petitions, or Records of the Executive Council, having reference to the Alienation or Dedication, for the purposes respectively, of an "Episcopal Residence," and of a "Roman Catholic Episcopal Residence," of certain Lands in or near the County of Cumberland, comprising respectively, 60 acres 2 roods 11 perches, and 60 acres, and more particularly described in the "Abstract of Lands Dedicated to Religious and Public Purposes," ordered by this House, on 11th June of the present year, to be printed.
4. MR. W. FORSTER to move, That there be laid upon the Table of this House,—
 - (1.) A copy or copies of any Regulations, purporting to authorize or regulate the Payment of Stipends, or any portion thereof, to Ministers of Religion, during their absence from the Colony,—referred to by the Colonial Secretary, in his answer to a Question in this House, on 29th July of the present year.
 - (2.) A nominal Return of all Ministers of Religion absent from the Colony at the time when the "Grants for Public Worship Prohibition Bill" first took effect, specifying in each case, the Denomination, the ordinary rate of Stipend, and the rate to be paid during absence.

TUESDAY, AUGUST 18.

QUESTION :—

1. MR. ALEXANDER to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) The total Cost per mile, including Bridges, on the Great Northern Railway Line?
 - (2.) The total Cost per mile, from Sydney to the Parramatta Junction?
 - (3.) The total Cost per mile, from Parramatta Junction to Penrith?
 - (4.) The total Cost per mile, from Parramatta Junction to Picton?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry.
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
2. DR. LANG to move,—
 - (1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of "New South Wales" having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.
 - (2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook ; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated "Cook'sland."
 - (3.) That the recent change of the name of a neighbouring Australian Colony from "Van Diemen's Land" to "Tasmania," in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.

3. MR. ALLEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency, praying that a sum not exceeding £500 may be placed on the Supplementary Estimates for this year, to defray the expense of a Public Analyst.
4. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Brown, Esq., on the abolition of his appointment as Agent for Immigration.
5. MR. MARTIN to move,—
 - (1.) That in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.
 - (2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 - (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor.
6. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
7. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all sums expended on Minor Roads, from 1st January, 1861, to 30th June, 1863, specifying each particular Line of Road, and the Nature of the Improvements made thereon.
 - (2.) The Name of the District, and whether performed by Contract or Day-work.
 - (3.) The Names of the Local Road Superintendents and Overseers.
 - (4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.
 - (5.) The Number of Laborers in each Gang where an Overseer is employed.
8. MR. HARPUR to move,—
 - (1.) That the Petition of N. L. Kentish, presented by Mr. Harpur on the 2nd of July last, be now taken into consideration, with a view to the appointment of a Select Committee to inquire into, and report upon, the truth of the allegations contained in the said Petition.
 - (2.) That such Committee be appointed by Ballot.
9. MR. DANGAR to move, That the Petition presented from Merton and Muswellbrook, on the 7th August last, by Mr. Harpur on his behalf, against the Education Bill, be printed.
10. MR. DANGAR to move, That the Petition presented from Muswellbrook, against the Public Education Bill, by Mr. Harpur on his behalf, on the 7th August last, be printed.
11. MR. DRIVER to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
12. MR. GARRETT to move,—
 - (1.) That the Cardiff Coal Company's Incorporation Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Stewart, Mr. Flett, Mr. Sutherland, Mr. Harpur, Mr. Tighe, Mr. Driver, and the Mover.
13. MR. STEWART to move,—
 - (1.) That in the opinion of this House, it is desirable that Members of Parliament should be entitled to travel by Railway free of charge.
 - (2.) That the foregoing Resolution be embodied in an Address to His Excellency the Governor.
14. MR. SADFIER to move,—
 - (1.) That a Select Committee be appointed to consider and Report upon the Petition of Mr. John Busby, presented to this House on 15th October, 1862, with power to send for persons and papers.
 - (2.) Such Committee to consist of Mr. Robertson, Dr. Lang, Mr. Dangar, Mr. Cunneen, Mr. Raper, Mr. Morrice, Mr. Flett, and the Mover.
15. MR. HARPUR to move, That the Petition of the President, the Committee, and Officers of the Patrick's Plains Benevolent Society, presented by him, on the 11th August, be printed.
16. MR. HARPUR to move, That the Petition of certain Residents in Patrick's Plains, praying for an Amendment in the 12th Clause of the Education Bill, presented by him, on the 11th August, be printed.
17. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a Sum not exceeding £4,000 for the purpose of providing a Steam Tug for the Pilot Service, at the Richmond River.

WEDNESDAY, AUGUST 19.

QUESTION :—

1. MR. RUSDEN to ask THE SECRETARY FOR LANDS,—
 - (1.) Was an Appeal Case, concerning a conflicting claim to Water Races, decided on the 30th of September, 1862, in favour of Mr. W. Thompson, of Meorendee, by the Chief Gold Commissioner, Mr. Harold M'Lean, and Messrs. Donald Campbell, and John Morgan?
 - (2.) Was this decision reversed by Mr. Sub-Commissioner Sibthorpe?
 - (3.) Has a further appeal, applied for under the Gold Fields Act, by Mr. W. Thompson, been refused him?

Contingent Notice of Motion :—

1. MR. SMART to move, (on the Order of the Day being read for the consideration of the Governor's Message, No. 1, with the Estimates of Expenditure for 1863-4) That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of the Supply to be granted to Her Majesty, for the Service of the Year 1863-4, and that the Estimates accompanying the Governor's Message, No. 1, be referred to such Committee.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Consideration of Governor's Message No. 1, with Estimates of Expenditure for 1863-4.
2. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.
3. Scab in Sheep Prevention Bill ; consideration in Committee of the propriety of introducing this Bill.
4. Public Education Bill Reported ; adoption of Report.

TUESDAY, AUGUST 25.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
2. MR. RUSDEN to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs, known as "Gocup" and "Gadura," in the District of Tumut.
 - (2.) Such Committee to consist of Mr. Burdekin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
3. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent ; the names of sureties ; the loss, if any, sustained in consequence by the Government ; and the extent to which the contract was carried out.
4. MR. HARRUP to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
5. MR. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.
6. MR. WILSON to move, That the Order of the Day for the second reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper's amended Resolution on Friday 24th July, stand an Order of the Day for Friday next.
7. MR. W. FORSTER to move, That this House is of opinion, that the proceedings and results of the Intercolonial Conference, held at Melbourne, in the months of March and April last, and the conduct of the Government in relation thereto, as disclosed by the Papers laid before the House during the present Session, have been highly unsatisfactory.
8. MR. GRAY to move, That there be laid upon the Table of this House, copies of all Papers and Documents, relative to the sale of an Allotment of Land to Mr. Charles Dean, at Casino, on the 22nd of April, 1858 ; and also copies of all Correspondence between Mr. Charles Dean and the Department of Lands, relative to the refusal of the Government to issue a Deed of the aforesaid Allotment of Land, in favour of Mr. Dean.
9. MR. HARRUP to move, That there be laid upon the Table of this House, a Return specifying the Rates of Damages for Trespass on Unenclosed Lands, and of driving-money per mile, chargeable on Impounded Cattle, as fixed by the different Courts of Petty Sessions respectively, throughout the Colony, during the years 1860, 1861, and the half year ending the 30th June, 1862.

10. DR. LANG to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, may be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years ago.
11. MR. HARPUE to move, That there be laid upon the Table of this House,—
- (1.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Postmaster General, from the 1st June, 1852, to the 31st May, 1863.
 - (2.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (3.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Secretary of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (4.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (5.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Accountant of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (6.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (7.) A Return of the probable amount of Postage lost to the Postal Revenue during the eleven years included in the above Returns.

WEDNESDAY, AUGUST 26.

QUESTION:—

1. MR. MACPHERSON *to ask* THE COLONIAL SECRETARY,—
- (1.) Whether it is the intention of the Government to introduce a Bill to legalize the appropriation of the proceeds of the Church and School Estates (in terms of a Resolution of this House of 25 July, a.m.) to the purposes of Religion, and the Education of Youth in the Colony, in terms of the Grant to the Trustees of Clergy and School Lands in New South Wales, such proceeds to be divided rateably among the different Religious Denominations; and if so, when?
 - (2.) Whether it is the intention of the Government to appropriate the proceeds, or any portion of the proceeds of the Church and School Estates, until an Act of Parliament shall have been passed to authorize the same; and if so, to what purposes?
 - (3.) What course has hitherto been pursued, and what course will for the future be pursued, with reference to portions of the Church and School Estate on which Gold Fields have been, or may be, established; have such Lands been treated, or will they for the future be treated as Crown, or as *quasi* Private Lands?

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
2. Seamen's Laws Amendment and Consolidation Bill; second reading.

TUESDAY, SEPTEMBER 8.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. SAMUEL to move,—
- (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (4.)

- (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- (6.) That "finding everything" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- (7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- (8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.
- (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
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New South Wales.

No. 31.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 13 AUGUST, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) Mr. Charles Dean :—Mr. Gray asked the Secretary for Lands, pursuant to Notice No. 1,—If it be still the determination of the Government to refuse a Deed to Mr. Charles Dean, of Lismore, Richmond River, for an Allotment of Land, purchased by him at a Government Land Sale, held at Casino, on the 22nd of April, 1853?

Mr. Robertson answered :—It is not in the power of the Government to grant a Deed for this Land to Mr. Dean, because the Government has already, in 1859, granted a Deed to Mr. Wilson. The allotment was offered to sale, through an oversight, in 1858, not in 1853. An order was given to withdraw the lot from sale as it contained valuable improvements made by Mr. Wilson, who had therefore, under the Queen's Orders in Council, the pre-emptive right to the land. Through delay arising from floods this order did not arrive in time, and the lot was knocked down to Mr. Dean. The mistake was immediately explained to him, and his money—the upset price—was offered to be refunded, but he declined to receive it. The Deeds for the land have long since issued to Mr. Wilson.

- (2.) Returns relative to Scab in Sheep :—Mr. W. Forster asked the Secretary for Lands, pursuant to Notice No. 2,—When will the Documents, relative to Scab in Sheep, ordered by the House, on 7th July, of the present year, be laid upon the Table?

Mr. Robertson answered :—I have a Memorandum, prepared by the Under-Secretary for Lands, who says, "Next week;" I hope they will then be ready.

2. Papers :—Mr. Cowper laid upon the Table the undermentioned Papers :—

(1.) Return to Order, in reference to "Registered Liens on Yearly Crops," made by this House, on motion of Mr. Walker, on 4th August, 1863.
Ordered to be printed.

(2.) Return to Address, in reference to "The Queen v. Whittaker—Administration of Justice," adopted by the Legislative Assembly, on motion of Mr. Martin, on 2nd December, 1862.

3. Messages :—The Speaker reported that the following Messages had been received, yesterday, from the Legislative Council :—

(1.) Wollongong Tonnage Duty further Postponement Bill :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to postpone for a further limited time the levying of the Wollongong Harbour Tonnage Duty*," returns the same to the Legislative Assembly, without Amendment.

Legislative Council Chamber,
Sydney, 12th August, 1863.

T. A. MURRAY,
President.

(2.) Kiama Tonnage Duty further Postponement Bill :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to postpone for a further limited time the levying of the Kiama Harbour Tonnage Duty*," returns the same to the Legislative Assembly, without Amendment.

Legislative Council Chamber,
Sydney, 12th August, 1863.

T. A. MURRAY,
President.

4. Seizure of Cigars on board the "Ellen Lewis":—Mr. Smart moved, without notice, That the Return to Order, respecting the "Seizure of Cigars on board the Ellen Lewis," laid upon the Table by him, on 21st July last, (*see Votes and Proceedings No. 17, Entry 4, (1), (3),*) be printed.
Question put and passed.
Ordered to be printed.
5. Robert Stewart:—
(1.) Mr. Mate presented a Petition from Robert Stewart, praying for leave to appear, either in person or by Counsel, or Agent, before the Select Committee now sitting in the matter of Robert Stewart.
Petition received.
(2.) Mr. Mate then, with the concurrence of the House, moved, without notice, That the Petitioner have leave to be heard himself, or by his Counsel, or Agent, before the said Committee.
Question put and passed.
6. Members of Parliament employed by the Government:—Mr. Rotton, claiming precedence for his Motion, on the ground of *Privilege*, moved, pursuant to the notice standing in his name at the bottom of the Paper for to-day, (as amended with the concurrence of the House),—That "The Return, showing the names of "all Members of Parliament who have in any way been employed by the "Government or its Officers, the nature of the employment, and the amount of "remuneration paid for such services during the present Parliament," laid upon the Table of the House and ordered to be printed on the 5th August instant, be referred to the Committee of Elections and Qualifications, with instructions to enquire into the circumstances relating to the employment of the Members of this House therein named, and to report specially, whether or not they, or any of them, have, by the acceptance of an office of emolument, committed a breach of the Constitution Act, and thereby rendered their seats liable to be declared vacant.
Debate ensued.
Question put and passed.
7. Time and Place of first Meeting of Committee of Elections and Qualifications:— Pursuant to the requirement of the 70th section of the Electoral Act of 1858, the Speaker appointed the first Meeting of the Committee of Elections and Qualifications to take place at noon, on Tuesday next, the 18th of August, in Committee Room, No. 2.
8. Impounding Bill:—The Order of the Day for the Resumption of the Adjourned Debate, on motion of Mr. Robertson, "That this Bill be now read a second time,"— read.
And the Debate not being resumed,—
Question put.
The House divided.

Ayes, 35.

Mr. Cowper,	Mr. Caldwell,
Mr. Smart,	Mr. Love,
Mr. Robertson,	Mr. Sutherland,
Mr. Arnold,	Mr. Stewart,
Mr. Lucas,	Mr. Mate,
Mr. Hart,	Mr. Garrett,
Mr. Flett,	Mr. Leary,
Mr. Morris,	Mr. Burdekin,
Mr. Holroyd,	Mr. Gordon,
Mr. Terry,	Mr. Cunneen,
Mr. Samuel,	Mr. Suttor,
Mr. Tighe,	Mr. Gray,
Mr. Buchanan,	Mr. Laycock,
Mr. R. Forster,	*Mr. Dangar,
Mr. Wisdom,	<i>Tellers.</i>
Mr. Rotton,	
Dr. Lang,	Mr. Driver,
Mr. C. Cowper, junr.,	Mr. Weekes.
Mr. Wilson,	

Noes, 6.

Mr. Dalgleish,
Mr. Harpur,
Mr. Piddington,
*Mr. Dangar,
<i>Tellers.</i>
Mr. Macpherson,
Mr. W. Forster.

* So in Tellers' Lists.

And Bill read a second time.

Whereupon, on motion of Mr. Robertson, (after debate) the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.

The Chairman reported progress, and obtained leave to sit again to-morrow.

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

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, AUGUST 14.

QUESTIONS:—

1. MR. HARPUR *to ask* THE SECRETARY FOR LANDS,—Whether the Government are aware that the Commissioner of Crown Lands has employed a person to impound cattle from the Sydney Common and other unenclosed Crown Lands in the vicinity of Sydney, upon which there is no pasturage, and which is included within an unknown and invisible boundary line?
2. MR. STEWART *to ask* THE COLONIAL TREASURER,—
 - (1.) The number of vessels and tonnage entered inwards and cleared outwards, at Clarence River, during the half year ending 30th June, 1863?
 - (2.) The number of crew and passengers in such vessels?
 - (3.) Amount received for Pilotage during same period?
3. MR. STEWART *to ask* THE COLONIAL TREASURER,—
 - (1.) The number of vessels and tonnage entered inwards and cleared outwards, at Richmond River, during the half year ending 30th June, 1863?
 - (2.) The number of crew and passengers in such vessels?
 - (3.) Amount received for Pilotage during same period?

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”
2. Metropolitan Corporation Bill; to be considered in Committee.
3. Towns Police Bill; second reading.
4. European Assurance Society's Bill; second reading.
5. Payment of Wages in Money Compulsion Bill; second reading.
6. Law of Evidence in Criminal Cases Amendment Bill; second reading.
7. Pawnbrokers Bill; second reading.
8. Waratah Coal Company's Incorporation Bill; to be further considered in Committee.

NOTICES OF MOTION:—

1. MR. W. FORSTER *to move*, That the Report of the Select Committee on the Management of the Central Police Office be taken into consideration on Friday next.
2. MR. LAYCOCK *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Cases tried, and Decisions given, in open Court, by Police Magistrates generally, at the various Benches throughout the Colony, (exclusive of Sydney,) from the 1st of August, 1862 to 1st of August, 1863.
3. MR. W. FORSTER *to move*, That there be laid upon the Table of this House, copies of all Correspondence between the Government and any person or persons, and of all Memorials, Petitions, or Records of the Executive Council, having reference to the Alienation or Dedication, for the purposes respectively, of an “Episcopal Residence,” and of a “Roman Catholic Episcopal Residence,” of certain Lands in or near the County of Cumberland, comprising respectively, 60 acres 2 roods 11 perches, and 60 acres, and more particularly described in the “Abstract of Lands Dedicated to Religious and Public Purposes,” ordered by this House, on 11th June of the present year, to be printed.
4. MR. W. FORSTER *to move*, That there be laid upon the Table of this House,—
 - (1.) A copy or copies of any Regulations, purporting to authorize or regulate the Payment of Stipends, or any portion thereof, to Ministers of Religion, during their absence from the Colony,—referred to by the Colonial Secretary, in his answer to a Question in this House, on 29th July of the present year.
 - (2.) A nominal Return of all Ministers of Religion absent from the Colony at the time when the “Grants for Public Worship Prohibition Bill” first took effect, specifying in each case, the Denomination, the ordinary rate of Stipend, and the rate to be paid during absence.
5. MR. MACPHERSON *to move*, That the Petition from the Inhabitants of Burragorang, against the Church and School Lands Declaratory Bill, presented by him on 4th August, be printed.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Impounding Bill; to be further considered in Committee.
2. Pastoral Interests Contribution Bill:—Consideration in Committee of the propriety of introducing this Bill.
3. Orders of Sequestration in Insolvency Validating Bill; to be considered in Committee.
4. Municipalities Law Amendment Bill; to be considered in Committee.

TUESDAY,

TUESDAY, AUGUST 18.

QUESTION:—

1. MR. ALEXANDER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
- (1.) The total Cost per mile, including Bridges, on the Great Northern Railway Line?
 - (2.) The total Cost per mile, from Sydney to the Parramatta Junction?
 - (3.) The total Cost per mile, from Parramatta Junction to Penrith?
 - (4.) The total Cost per mile, from Parramatta Junction to Picton?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry.
- (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
2. DR. LANG to move,—
- (1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of "New South Wales" having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.
 - (2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated "Cookland."
 - (3.) That the recent change of the name of a neighbouring Australian Colony from "Van Diemen's Land" to "Tasmania," in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.
3. MR. ALLEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency, praying that a sum not exceeding £500 may be placed on the Supplementary Estimates for this year, to defray the expense of a Public Analyst.
4. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
5. MR. MARTIN to move,—
- (1.) That in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.
 - (2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 - (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor.
6. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
7. MR. DANGAR to move, That there be laid upon the Table of this House,—
- (1.) A Return of all sums expended on Minor Roads, from 1st January, 1861, to 30th June, 1863, specifying each particular Line of Road, and the Nature of the Improvements made thereon.
 - (2.) The Name of the District, and whether performed by Contract or Day-work.
 - (3.) The Names of the Local Road Superintendents and Overseers.
 - (4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.
 - (5.) The Number of Laborers in each Gang where an Overseer is employed.
8. MR. DANGAR to move, That the Petition presented from Merton and Muswellbrook, on the 7th August last, by Mr. Harpur on his behalf, against the Education Bill, be printed.
9. MR. DANGAR to move, That the Petition presented from Muswellbrook, against the Public Education Bill, by Mr. Harpur on his behalf, on the 7th August last, be printed.
10. MR. DRIVER to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.

(2.)

- (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalglish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
11. Mr. GARRETT to move,—
 (1.) That the Cardiff Coal Company's Incorporation Bill be referred to a Select Committee for consideration and report.
 (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Stewart, Mr. Flett, Mr. Sutherland, Mr. Harpur, Mr. Tighe, Mr. Driver, and the Mover.
12. Mr. STEWART to move,—
 (1.) That in the opinion of this House, it is desirable that Members of Parliament should be entitled to travel by Railway free of charge.
 (2.) That the foregoing Resolution be embodied in an Address to His Excellency the Governor.
13. Mr. SABLEIR to move,—
 (1.) That a Select Committee be appointed to consider and Report upon the Petition of Mr. John Busby, presented to this House on 15th October, 1862, with power to send for persons and papers.
 (2.) Such Committee to consist of Mr. Robertson, Dr. Lang, Mr. Dangar, Mr. Cunneen, Mr. Raper, Mr. Morrice, Mr. Flett, and the Mover.
14. Mr. HARPUR to move, That the Petition of the President, the Committee, and Officers of the Patrick's Plains Benevolent Society, presented by him, on the 11th August, be printed.
15. Mr. HARPUR to move, That the Petition of certain Residents in Patrick's Plains, praying for an Amendment in the 12th Clause of the Education Bill, presented by him, on the 11th August, be printed.
16. Mr. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a Sum not exceeding £4,000 for the purpose of providing a Steam Tug for the Pilot Service, at the Richmond River.
17. Mr. HARPUR to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.

WEDNESDAY, AUGUST 19.

QUESTION:—

1. Mr. RUSDEN to ask THE SECRETARY FOR LANDS,—
 (1.) Was an Appeal Case, concerning a conflicting claim to Water Races, decided on the 30th of September, 1862, in favour of Mr. W. Thompson, of Meorendee, by the Chief Gold Commissioner, Mr. Harold M'Lean, and Messrs. Donald Campbell, and John Morgan?
 (2.) Was this decision reversed by Mr. Sub-Commissioner Sibthorpe?
 (3.) Has a further appeal, applied for under the Gold Fields Act, by Mr. W. Thompson, been refused him?

Contingent Notices of Motion:—

1. Mr. SMART to move, (on the Order of the Day being read for the consideration of the Governor's Message, No. 1, with the Estimates of Expenditure for 1863-4) That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of the Supply to be granted to Her Majesty, for the Service of the Year 1863-4, and that the Estimates accompanying the Governor's Message, No. 1, be referred to such Committee.
2. Mr. W. FORSTER to move, (Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill, embodying in substance the following Propositions, namely,—
 (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 (2.) All Property vested in the Board of National Education shall revert to the Government.
 (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any Public Property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.

(6.)

- (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
- (7.) The Board shall prescribe the course of secular instruction, and by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
- (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
- (9.) Teachers of Public, and Inspectors of Public and Assisted, Schools shall be appointed by the Government, but no person shall be so appointed without certificate.
- (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
- (11.) The Government may establish a Public School on Public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
- (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
- (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
- (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Consideration of Governor's Message No. 1, with Estimates of Expenditure for 1863-4.
2. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
3. Scab in Sheep Prevention Bill; consideration in Committee of the propriety of introducing this Bill.
4. Public Education Bill Reported; adoption of Report.

TUESDAY, AUGUST 25.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
2. MR. RUSDEN to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs, known as "Gocup" and "Gadura," in the District of Tumut.
 - (2.) Such Committee to consist of Mr. Burdekin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
3. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
4. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
5. MR. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.
6. MR. WILSON to move, That the Order of the Day for the second reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper's amended Resolution on Friday 24th July, stand an Order of the Day for Friday next.
7. MR. W. FORSTER to move, That this House is of opinion, that the proceedings and results of the Intercolonial Conference, held at Melbourne, in the months of March and April last, and the conduct of the Government in relation thereto, as disclosed by the Papers laid before the House during the present Session, have been highly unsatisfactory.

8. MR. GRAY to move, That there be laid upon the Table of this House, copies of all Papers and Documents, relative to the sale of an Allotment of Land to Mr. Charles Dean, at Casino, on the 22nd of April, 1858 ; and also copies of all Correspondence between Mr. Charles Dean and the Department of Lands, relative to the refusal of the Government to issue a Deed of the aforesaid Allotment of Land, in favour of Mr. Dean.
9. MR. HARPUR to move, That there be laid upon the Table of this House, a Return specifying the Rates of Damages for Trespass on Unenclosed Lands, and of driving-money per mile, chargeable on Impounded Cattle, as fixed by the different Courts of Petty Sessions respectively, throughout the Colony, during the years 1860, 1861, and the half year ending the 30th June, 1862.
10. DR. LANG to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, may be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years ago.
11. MR. HARPUR to move, That there be laid upon the Table of this House,—
- (1.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Postmaster General, from the 1st June, 1852, to the 31st May, 1863.
 - (2.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (3.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Secretary of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (4.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (5.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Accountant of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (6.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (7.) A Return of the probable amount of Postage lost to the Postal Revenue during the eleven years included in the above Returns.
12. DR. LANG to move:—
- (1.) That the Presbyterian College Bill be referred to a Select Committee, for consideration and report.
 - (2.) That the said Committee consist of Mr. Morris, Mr. Robertson, Mr. Wilson, Mr. Flett, Mr. Gray, Mr. Piddington, Mr. Walker, Mr. Dalgleish, Mr. Stewart, and the Mover.
13. DR. LANG to move:—
- (1.) That the Bill to Legalize the Exchange of a portion of the Allotment of the Scots Church, be referred to a Select Committee, for consideration and report.
 - (2.) That the said Committee consist of Mr. Bell, Mr. Dalgleish, Mr. Robertson, Mr. Stewart, Mr. Sutherland, Mr. Mate, Mr. Piddington, Mr. Sadleir, Mr. Garrett, and the Mover.

WEDNESDAY, AUGUST 26.

QUESTION:—

1. MR. MACPHERSON to ask THE COLONIAL SECRETARY,—
- (1.) Whether it is the intention of the Government to introduce a Bill to legalize the appropriation of the proceeds of the Church and School Estates (in terms of a Resolution of this House of 25 July, a.m.) to the purposes of Religion, and the Education of Youth in the Colony, in terms of the Grant to the Trustees of Clergy and School Lands in New South Wales, such proceeds to be divided rateably among the different Religious Denominations; and if so, when?
 - (2.) Whether it is the intention of the Government to appropriate the proceeds, or any portion of the proceeds of the Church and School Estates, until an Act of Parliament shall have been passed to authorize the same; and if so, to what purposes?
 - (3.) What course has hitherto been pursued, and what course will for the future be pursued, with reference to portions of the Church and School Estate on which Gold Fields have been, or may be, established; have such Lands been treated, or will they for the future be treated as Crown, or as *quasi* Private Lands?

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
2. Seamen's Laws Amendment and Consolidation Bill; second reading.

TUESDAY,

TUESDAY, SEPTEMBER 8.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. SAMUEL to move,—

(1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions :—

(1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

(5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

(6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

(7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

(8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.

(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

New South Wales.

No. 32.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 14 AUGUST, 1863.

1. The House met pursuant to adjournment; The Speaker took the Chair.
Member sworn:—The Honorable John Bayley Darvall, Esquire, having taken the Oath and subscribed the Roll, took his Seat as Member for the Electoral District of East Maitland.
2. Questions on Notice Paper for to-day:—
 - (1.) Impounding of Cattle from Unenclosed Lands near Sydney:—Mr. Harpur asked the Secretary for Lands, pursuant to Notice No. 1,—Whether the Government are aware that the Commissioner of Crown Lands has employed a person to impound cattle from the Sydney Common and other unenclosed Crown Lands in the vicinity of Sydney, upon which there is no pasturage, and which is included within an unknown and invisible boundary line?
Mr. Robertson answered:—I would say that I am aware that the Crown Bailiff of the County of Cumberland, who is charged with the grassing of lands on the Sand Hills, for which a sum of money has been voted by the Legislature, does protect those lands from the cattle, lest the grass should be destroyed.
(Mr. Stewart withdrew the Questions standing in his name, Nos. 2 and 3.)
3. Discharge of Order for Printing—Bench of Magistrates, Liverpool:—Mr. Cowper, with the concurrence of the House, moved, *without notice*, That the Order made by this House, on the 12th August, for the printing of the Memorial from certain Inhabitants of Liverpool and the Vicinity thereof, addressed to the Colonial Secretary, and dated 24th July, 1863, relative to the Magistrates of Liverpool and District, laid upon the Table by him, (and recorded in Votes No. 30, entry 2^o), be discharged.
Question put and passed.
4. Appeal against Summary Proceedings before Justices of the Peace Bill:—The Adjourned Debate on the motion of Mr. Holroyd, “That this Bill be now read a second time,” resumed.
Debate further adjourned, on motion of Mr. Darvall, until this day week.
5. Postponement:—The Order of the Day No. 2 of Other Business, postponed, on motion of Mr. Cowper, to follow the Order of the Day No. 8.
6. Towns Police Bill, (Order No. 3 of Other Business,) on motion of Mr. Holroyd, (after debate), read a second time.
Whereupon, on motion of Mr. Holroyd, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.
The Chairman reported progress, and obtained leave to sit again on Friday next.
7. European Assurance Society’s Bill, (Order No. 4 of Other Business,) on motion of Mr. Cowper, read a second time.
Whereupon, on motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.
The Chairman having reported the Bill without Amendment, the House adopted the Report, and Ordered that the Bill, as so reported, be read a third time on Tuesday next.

8. Postponements :—
 (1.) The Order of the Day (No. 5 of Other Business) for the second reading of the Payment of Wages in Money Compulsion Bill postponed, on motion of Mr. Driver, until this day fortnight.
 (2.) The Order of the Day (No. 6 of Other Business) for the second reading of the Law of Evidence in Criminal Cases Amendment Bill postponed, on motion of Mr. Driver, until Friday next.
 (3.) The Order of the Day (No. 7 of Other Business) postponed, on motion of Mr. Holroyd, to follow the Order of the Day of Other Business No. 2, as postponed.
9. Waratah Coal Company's Incorporation Bill (Order No. 8 of Other Business) :—
 On the Order of the Day being read for the further consideration in Committee of this Bill, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for such further consideration.
 The Chairman reported progress, and obtained leave to sit again on Tuesday next.
10. Postponement :—The Order of the Day (No. 2 of Other Business) for the consideration in Committee of the Metropolitan Corporation Bill further postponed, on motion of Mr. Cowper, until Tuesday next.
11. Pawnbrokers Bill, (Order No. 7 of Other Business) :—Mr. Holroyd moved, That this Bill be now read a second time.
 Question put.
 The House divided.

Ayes, 26.

Mr. Cowper,	Mr. Cummings,
Mr. Robertson,	Mr. Wilson,
Mr. Smart,	Mr. Mate,
Mr. Darvall,	Mr. Suttor,
Mr. Arnold,	Dr. Lang,
Mr. C. Cowper, junr.,	Mr. Harpur,
Mr. Hart,	Mr. Holroyd,
Mr. Piddington,	Mr. Wisdom,
Mr. Eagar,	Mr. Egan,
Mr. Macpherson,	Mr. Tighe,
Mr. Buchanan,	<i>Tellers.</i>
Mr. Caldwell,	
Mr. Morris,	Mr. Burdekin,
Mr. Laycock,	Mr. Lucas.

Noes, 9.

Mr. Weekes,
Mr. Dangar,
Mr. W. Forster,
Mr. Garrett,
Mr. Stewart,
Mr. Sadleir,
Mr. Sutherland,
<i>Tellers.</i>
Mr. Dalgleish,
Mr. Driver.

And Bill read a second time.

Whereupon, on motion of Mr. Holroyd, (after Debate), the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.

The Chairman reported progress, and obtained leave to sit again on Friday next.

12. Management of Central Police Office :—Mr. W. Forster moved, pursuant to notice, That the Report of the Select Committee on the Management of the Central Police Office be taken into consideration on Friday next.
 Debate ensued.
 Motion, by leave, withdrawn.
13. Cases tried, and Decisions given, by Police Magistrates :—Mr. Laycock moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Cases tried, and Decisions given, in open Court, by Police Magistrates generally, at the various Benches throughout the Colony, (exclusive of Sydney,) from the 1st of August, 1862 to 1st of August, 1863.
 Debate ensued.
 Motion, by leave, withdrawn.
14. Lands set apart for Episcopal Residences :—Mr. W. Forster moved, pursuant to amended notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of all Correspondence between the Government and any person or persons, and of all Memorials, Petitions, or Records of the Executive Council, having reference to the Alienation or Dedication, for the purposes respectively, of an "Episcopal Residence," and of a "Roman Catholic Episcopal Residence," of certain Lands in or near the County of Cumberland, comprising respectively, 60 acres 2 roods 11 perches, and 60 acres, and more particularly described in the "Abstract of Lands Dedicated to Religious and Public Purposes," ordered by this House, on 11th June of the present year, to be printed.
 Question put and passed.
15. Regulations for Payment of Stipends to Absent Clergymen :—Mr. W. Forster moved, pursuant to notice, That there be laid upon the Table of this House,—
 (1.) A copy or copies of any Regulations, purporting to authorize or regulate the Payment of Stipends, or any portion thereof, to Ministers of Religion, during their absence from the Colony,—referred to by the Colonial Secretary, in his answer to a Question in this House, on 29th July of the present year.
 (2.) A nominal Return of all Ministers of Religion absent from the Colony at the time when the "Grants for Public Worship Prohibition Bill" first took effect, specifying in each case, the Denomination, the ordinary rate of Stipend, and the rate to be paid during absence.
 Question put and passed.

16. Church and School Lands Declaratory Bill :—Mr. Macpherson moved, pursuant to notice, That the Petition from the Inhabitants of Burragorang, against the Church and School Lands Declaratory Bill, presented by him on 4th August, be printed.
Question put and passed.
Ordered to be printed.
17. Commercial Banking Company's Act Amendment Bill :—Mr. Cowper, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee to whom this Bill was referred on 11th August, 1863.
Ordered to be printed.
Mr. Cowper then moved, That the second reading of this Bill stand an Order of the Day for Tuesday next.
Question put and passed.
The House adjourned, on motion of Mr. Cowper, at three minutes before Eight o'clock, until Tuesday next at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, AUGUST 18.

QUESTIONS :—

1. MR. ALEXANDER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) The total Cost per mile, including Bridges, on the Great Northern Railway Line?
 - (2.) The total Cost per mile, from Sydney to the Parramatta Junction?
 - (3.) The total Cost per mile, from Parramatta Junction to Penrith?
 - (4.) The total Cost per mile, from Parramatta Junction to Picton?
2. MR. STEWART *to ask* THE COLONIAL TREASURER,—
 - (1.) The number of vessels and tonnage entered inwards and cleared outwards, at Clarence River, during the half year ending 30th June, 1863?
 - (2.) The number of crew and passengers in such vessels?
 - (3.) Amount received for Pilotage during same period?
3. MR. STEWART *to ask* THE COLONIAL TREASURER,—
 - (1.) The number of vessels and tonnage entered inwards and cleared outwards, at Richmond River, during the half year ending 30th June, 1863?
 - (2.) The number of crew and passengers in such vessels?
 - (3.) Amount received for Pilotage during same period?
4. MR. EAGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Whether any Letter of Instructions, or otherwise, was sent to Mr. Edward Hamilton, in connexion with the Indent of Locomotive Engines ordered through that gentleman, as Agent for the New South Wales Government, on or about the 21st May, 1863?
 - (2.) Whether any, and if any, what Commission, or other Remuneration, is agreed to be allowed, by the New South Wales Government, to Mr. John Fowler, for services connected with the procuring or constructing the Locomotive Engines referred to in my previous Question?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LUCAS *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry.
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.

2. DR. LANG to move,—
 (1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of "New South Wales" having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.
 (2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated "Cookland."
 (3.) That the recent change of the name of a neighbouring Australian Colony from "Van Diemen's Land" to "Tasmania," in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.
3. MR. ALLEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency, praying that a sum not exceeding £500 may be placed on the Supplementary Estimates for this year, to defray the expense of a Public Analyst.
4. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
5. MR. MARTIN to move,—
 (1.) That in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.
 (2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor.
6. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
7. MR. DANGAR to move, That there be laid upon the Table of this House,—
 (1.) A Return of all sums expended on Minor Roads, from 1st January, 1861, to 30th June, 1863, specifying each particular Line of Road, and the Nature of the Improvements made thereon.
 (2.) The Name of the District, and whether performed by Contract or Day-work.
 (3.) The Names of the Local Road Superintendents and Overseers.
 (4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.
 (5.) The Number of Laborers in each Gang where an Overseer is employed.
8. MR. DANGAR to move, That the Petition presented from Merton and Muswellbrook, on the 7th August last, by Mr. Harpur on his behalf, against the Education Bill, be printed.
9. MR. DANGAR to move, That the Petition presented from Muswellbrook, against the Public Education Bill, by Mr. Harpur on his behalf, on the 7th August last, be printed.
10. MR. DRIVER to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalglish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
11. MR. GARRETT to move,—
 (1.) That the Cardiff Coal Company's Incorporation Bill be referred to a Select Committee for consideration and report.
 (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Stewart, Mr. Flett, Mr. Sutherland, Mr. Harpur, Mr. Tighe, Mr. Driver, and the Mover.
12. MR. STEWART to move,—
 (1.) That in the opinion of this House, it is desirable that Members of Parliament should be entitled to travel by Railway free of charge.
 (2.) That the foregoing Resolution be embodied in an Address to His Excellency the Governor.
13. MR. SADLER to move,—
 (1.) That a Select Committee be appointed to consider and Report upon the Petition of Mr. John Busby, presented to this House on 15th October, 1862, with power to send for persons and papers.
 (2.) Such Committee to consist of Mr. Robertson, Dr. Lang, Mr. Dangar, Mr. Cunneen, Mr. Raper, Mr. Morrice, Mr. Flett, and the Mover.

14. MR. HARPUR to move, That the Petition of the President, the Committee, and Officers of the Patrick's Plains Benevolent Society, presented by him, on the 11th August, be printed.
15. MR. HARPUR to move, That the Petition of certain Residents in Patrick's Plains, praying for an Amendment in the 12th Clause of the Education Bill, presented by him, on the 11th August, be printed.
16. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a Sum not exceeding £4,000 for the purpose of providing a Steam Tug for the Pilot Service, at the Richmond River.
17. MR. HARPUR to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.

ORDERS OF THE DAY:—

1. European Assurance Society's Bill; third reading.
2. Waratah Coal Company's Incorporation Bill; to be further considered in Committee.
3. Metropolitan Corporation Bill; to be considered in Committee.
4. Commercial Banking Company's Act Amendment Bill; second reading.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Impounding Bill; to be further considered in Committee.
2. Pastoral Interests Contribution Bill:—Consideration in Committee of the propriety of introducing this Bill.
3. Orders of Sequestration in Insolvency Validating Bill; to be considered in Committee.
4. Municipalities Law Amendment Bill; to be considered in Committee.

WEDNESDAY, AUGUST 19.

QUESTION:—

1. MR. RUSDEN to ask THE SECRETARY FOR LANDS,—
 - (1.) Was an Appeal Case, concerning a conflicting claim to Water Races, decided on the 30th of September, 1862, in favour of Mr. W. Thompson, of Meorendee, by the Chief Gold Commissioner, Mr. Harold McLean, and Messrs. Donald Campbell, and John Morgan?
 - (2.) Was this decision reversed by Mr. Sub-Commissioner Sibthorpe?
 - (3.) Has a further appeal, applied for under the Gold Fields Act, by Mr. W. Thompson, been refused him?

Contingent Notices of Motion:—

1. MR. SMART to move, (on the Order of the Day being read for the consideration of the Governor's Message, No. 1, with the Estimates of Expenditure for 1863-4) That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of the Supply to be granted to Her Majesty, for the Service of the Year 1863-4, and that the Estimates accompanying the Governor's Message, No. 1, be referred to such Committee.
2. MR. W. FORSTER to move, (Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill, embodying in substance the following propositions, namely,—
 - (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 - (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
 - (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.

(7.)

(7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.

(8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.

(9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.

(10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.

(11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.

(12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.

(13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.

(14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Consideration of Governor's Message No. 1, with Estimates of Expenditure for 1863-4.
2. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
3. Scab in Sheep Prevention Bill; consideration in Committee of the propriety of introducing this Bill.
4. Public Education Bill Reported; adoption of Report.

FRIDAY, AUGUST 21.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”
2. Towns Police Bill; to be further considered in Committee.
3. Law of Evidence in Criminal Cases Amendment Bill; second reading.
4. Pawnbrokers Bill; to be further considered in Committee.

TUESDAY, AUGUST 25.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
2. MR. RUSDEN to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs, known as “Gocup” and “Gadura,” in the District of Tumut.
 - (2.) Such Committee to consist of Mr. Burdekin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
3. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
4. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
5. MR. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.

6. MR. WILSON to move, That the Order of the Day for the second reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper's amended Resolution on Friday 24th July, stand an Order of the Day for Friday next.
7. MR. W. FORSTER to move, That this House is of opinion, that the proceedings and results of the Interecolonial Conference, held at Melbourne, in the months of March and April last, and the conduct of the Government in relation thereto, as disclosed by the Papers laid before the House during the present Session, have been highly unsatisfactory.
8. MR. GRAY to move, That there be laid upon the Table of this House, copies of all Papers and Documents, relative to the sale of an Allotment of Land to Mr. Charles Dean, at Casino, on the 22nd of April, 1858; and also copies of all Correspondence between Mr. Charles Dean and the Department of Lands, relative to the refusal of the Government to issue a Deed of the aforesaid Allotment of Land, in favour of Mr. Dean.
9. MR. HARPUR to move, That there be laid upon the Table of this House, a Return specifying the Rates of Damages for Trespass on Unenclosed Lands, and of driving-money per mile, chargeable on Impounded Cattle, as fixed by the different Courts of Petty Sessions respectively, throughout the Colony, during the years 1860, 1861, and the half year ending the 30th June, 1862.
10. DR. LANG to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, may be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years ago.
11. MR. HARPUR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Postmaster General, from the 1st June, 1852, to the 31st May, 1863.
 - (2.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (3.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Secretary of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (4.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (5.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Accountant of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (6.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (7.) A Return of the probable amount of Postage lost to the Postal Revenue during the eleven years included in the above Returns.
12. DR. LANG to move:—
 - (1.) That the Presbyterian College Bill be referred to a Select Committee, for consideration and report.
 - (2.) That the said Committee consist of Mr. Morris, Mr. Robertson, Mr. Wilson, Mr. Flett, Mr. Gray, Mr. Piddington, Mr. Walker, Mr. Dalgleish, Mr. Stewart, and the Mover.
13. DR. LANG to move:—
 - (1.) That the Bill to Legalize the Exchange of a portion of the Allotment of the Scots Church, be referred to a Select Committee, for consideration and report.
 - (2.) That the said Committee consist of Mr. Bell, Mr. Dalgleish, Mr. Robertson, Mr. Stewart, Mr. Sutherland, Mr. Mate, Mr. Piddington, Mr. Sadleir, Mr. Garrett, and the Mover.

WEDNESDAY, AUGUST 26.

QUESTION:—

1. MR. MACPHERSON to ask THE COLONIAL SECRETARY,—

- (1.) Whether it is the intention of the Government to introduce a Bill to legalize the appropriation of the proceeds of the Church and School Estates (in terms of a Resolution of this House of 25 July, a.m.) to the purposes of Religion, and the Education of Youth in the Colony, in terms of the Grant to the Trustees of Clergy and School Lands in New South Wales, such proceeds to be divided rateably among the different Religious Denominations; and if so, when?
- (2.) Whether it is the intention of the Government to appropriate the proceeds, or any portion of the proceeds of the Church and School Estates, until an Act of Parliament shall have been passed to authorize the same; and if so, to what purposes?
- (3.) What course has hitherto been pursued, and what course will for the future be pursued, with reference to portions of the Church and School Estate on which Gold Fields have been, or may be, established; have such Lands been treated, or will they for the future be treated as Crown, or as *quasi* Private Lands?

GOVERNMENT

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
2. Seamen's Laws Amendment and Consolidation Bill; second reading.

FRIDAY, AUGUST 28.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Payment of Wages in Money Compulsion Bill; second reading.

TUESDAY, SEPTEMBER 8.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. SAMUEL to move,—
 - (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - (6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - (7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 - (8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.
 - (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

New South Wales.

No. 33.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 18 AUGUST, 1863.

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

Questions on Notice Paper for to-day:—

- (1.) Railway Statistics:—Mr. Alexander asked the Secretary for Public Works, pursuant to Notice No. 1,—

(1.) The total Cost per mile, including Bridges, on the Great Northern Railway Line?

(2.) The total Cost per mile, from Sydney to the Parramatta Junction?

(3.) The total Cost per mile, from Parramatta Junction to Penrith?

(4.) The total Cost per mile, from Parramatta Junction to Picton?

Mr. Arnold answered:—The Honorable Member's Question does not appear to me to be quite as distinct as I would have liked it, because I am not quite sure whether the Honorable Member wishes to include, in the cost per mile, all the incidental expenses, such as compensation for land, rolling stock, proportion of trial surveys, machinery, workshops, &c.

(1.) The total cost per mile, including bridges, cost of compensation for land, rolling stock, proportion of trial surveys, salaries, additions, machinery, workshops, &c., is, upon the Northern line—that is to say, from Newcastle to Singleton—£16,071, as I informed the Honorable Member a short time ago.

(2.) The total Expenditure, calculated in a similar way, from Sydney to Parramatta Junction, is £45,773.

(3.) The total Cost on the extension from Parramatta Junction to Penrith, has been £15,191 per mile.

(4.) And the total Cost from Parramatta Junction to Picton, has been £18,509 per mile.

I have taken the amounts, which I now give the Honorable Member, up to the time when I last answered these Questions. Since then there has been, of course, a trifling Expenditure, but this would amount to a mere fraction per mile.

(Mr. Stewart withdrew the Questions standing in his name, Nos. 2 and 3.)

(Mr. Eagar not asking the Question standing in his name, No. 4, it dropped.)

2. Public Education Bill:—Mr. Darvall presented a Petition from certain Residents in the District of East Maitland, adverse to this Bill in its present shape. Petition received.
3. Penal, Reformatory, and Charitable Establishments:—Mr. Cowper, with the concurrence of the House, moved, without notice, That the Select Committee, appointed to inquire and report what buildings would be suitable and necessary for Penal, Reformatory, and Charitable Establishments, have leave to make visits of inspection during any adjournment of the House. Question put and passed.
4. Paper:—Mr. Cowper laid upon the Table, Return to Address, in reference to "Transfer of Teacher of National School," adopted by this House, on motion of Mr. Sadleir, on 31st July, 1863. Ordered to be printed.

5. Payments made out of Public Funds without Authority of Parliament :—Mr. Martin, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee, to whom this subject was referred on 26th June last, together with Appendix.
Ordered to be printed.
6. Pastoral Interests Contribution Bill :—Mr. Dangar presented a Petition from certain Inhabitants of the Town and District of Murrurundi, adverse to the passing of the 11th Clause of this Bill.
Petition received.
7. Scab in Sheep :—Mr. Gordon presented a Petition from certain Sheepowners, residing in the neighbourhood of Glen Innes, in the District of New England, making certain suggestions with reference to the subject of Scab in Sheep.
Petition received.
8. Presbyterian College Bill :—Dr. Lang presented the two undermentioned Petitions, praying that this Bill may be passed :—
(1.) From certain Presbyterians of Yass and its Vicinity.
(2.) From certain Presbyterian Inhabitants of Moruya and its Vicinity.
Petitions received.
9. Motion Withdrawn :—Mr. Lucas withdrew the Motion standing in his name, No. 1 on the Notice Paper for to-day.
10. Public Education Bill :—Mr. Arnold presented a Petition from certain Residents in the District of Paterson, adverse to this Bill in its present shape.
Petition received.
11. Papers :—
(1.) Mr. Arnold laid upon the Table, Further Correspondence with reference to "Locomotive Engines for Public Railways," (*being in continuation of the Paper laid upon the Table on 21st July last, and recorded in Entry 6, in Votes and Proceedings No. 17.*)
Ordered to be printed.
(2.) Mr. Cowper laid upon the Table, Opinions of Attorney General, relative to "Right of Magistrates at Young to exclude the Public from Police Courts." (*being the document alluded to in the Question and Answer (4) of Entry 1 in Votes and Proceedings of 12th August, No. 30.*)
12. Public Education Bill :—The undermentioned Petitions, adverse to this Bill in its present shape, were presented by the Members respectively named :—
(1.) From certain Residents in the District of Port Stephens. By Mr. Cunneen, on behalf of Mr. Allen.
(2.) From certain Residents of Dungog and Bendolba. By ditto, ditto.
(3.) From certain Residents in the District of Hexham and Alawick. By Mr. Tighe.
Petitions received.
13. Motion withdrawn :—Dr. Lang withdrew the Motion standing in his name, No. 2 on the Notice Paper for to-day.
14. Motion dropped :—Mr. Allen not making the Motion standing in his name, No. 3 on the Notice Paper for to-day, it dropped.
15. Motion withdrawn :—Mr. Alexander withdrew the Motion standing in his name, No. 4 on the Notice Paper for to-day.
16. Insecurity of Life and Property in Country Districts—Appointment of Magistrates—Administration of Justice :—Mr. Martin moved, pursuant to notice,—
(1.) That in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.
(2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
(3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor.
Debate ensued.
Motion made by Mr. Eagar (with the concurrence of the House), and Question,—
That this Debate be now adjourned until to-morrow, then to take precedence of all other Business,—put and passed.
The House adjourned, on motion of Mr. Cowper, at twelve minutes after Eleven o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

WEDNESDAY, AUGUST 19.

QUESTION :—

1. MR. RUSDEN to ask THE SECRETARY FOR LANDS,—
- (1.) Was an Appeal Case, concerning a conflicting claim to Water Races, decided on the 30th of September, 1862, in favour of Mr. W. Thompson, of Meorendee, by the Chief Gold Commissioner, Mr. Harold M'Lean, and Messrs. Donald Campbell, and John Morgan?
 - (2.) Was this decision reversed by Mr. Sub-Commissioner Sibthorpe?
 - (3.) Has a further appeal, applied for under the Gold Fields Act, by Mr. W. Thompson, been refused him?

Contingent Notices of Motion :—

1. MR. SMART to move, (*on the Order of the Day being read for the consideration of the Governor's Message, No. 1, with the Estimates of Expenditure for 1863-4*) That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of the Supply to be granted to Her Majesty, for the Service of the Year 1863-4, and that the Estimates accompanying the Governor's Message, No. 1, be referred to such Committee.
2. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill, embodying in substance the following propositions, namely,—
 - (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 - (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
 - (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
 - (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
 - (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
 - (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
 - (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
 - (11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
 - (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
 - (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
 - (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

OTHER

OTHER BUSINESS—ORDER OF THE DAY :—

1. Resumption of the Adjourned Debate on the Motion of Mr. Martin,—
 - “ (1.) That in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty’s Ministers in this Colony.
 - “ (2.) That the conduct of Her Majesty’s Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 - “ (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor.”

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Consideration of Governor’s Message No. 1, with Estimates of Expenditure for 1863–4.
2. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
3. Scab in Sheep Prevention Bill; consideration in Committee of the propriety of introducing this Bill.
4. Public Education Bill Reported; adoption of Report.
5. Impounding Bill; to be further considered in Committee.
6. Pastoral Interests Contribution Bill:—Consideration in Committee of the propriety of introducing this Bill.
7. Orders of Sequestration in Insolvency Validating Bill; to be considered in Committee.
8. Municipalities Law Amendment Bill; to be considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. SADLER to move, That the Petition presented by him on the 11th of August, from the Minister and other Members of the Episcopal Church, Raymond Terrace, relative to the Public Education Bill, be printed.
2. MR. TIGHE to move, That the Petition of certain Residents in the District of Hexham and Alnwick, relative to the Public Education Bill, presented by him on the 18th August, be printed.
3. MR. ARNOLD to move, That the Petition, presented by him on the 18th August, from certain Inhabitants of Paterson, relative to the Education Bill, be printed.
4. MR. DARVALL to move, That the Petition, presented by him on the 18th August, from certain Inhabitants of East Maitland, relative to the Education Bill, be printed.
5. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
6. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all sums expended on Minor Roads, from 1st January, 1861, to 30th June, 1863, specifying each particular Line of Road, and the Nature of the Improvements made thereon.
 - (2.) The Name of the District, and whether performed by Contract or Day-work.
 - (3.) The Names of the Local Road Superintendents and Overseers.
 - (4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.
 - (5.) The Number of Laborers in each Gang where an Overseer is employed.
7. MR. DANGAR to move, That the Petition from Merton and Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
8. MR. DANGAR to move, That the Petition from Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
9. MR. DRIVER to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
10. MR. GARRETT to move,—
 - (1.) That the Cardiff Coal Company’s Incorporation Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Stewart, Mr. Flott, Mr. Sutherland, Mr. Harpur, Mr. Tighe, Mr. Driver, and the Mover.
11. MR. STEWART to move,—
 - (1.) That in the opinion of this House, it is desirable that Members of Parliament should be entitled to travel by Railway free of charge.
 - (2.) That the foregoing Resolution be embodied in an Address to His Excellency the Governor.
12. MR. SADLER to move,—
 - (1.) That a Select Committee be appointed to consider and Report upon the Petition of Mr. John Busby, presented to this House on 15th October, 1862, with power to send for persons and papers.

- (2.) Such Committee to consist of Mr. Robertson, Dr. Lang, Mr. Dangar, Mr. Cunneen, Mr. Raper, Mr. Morrice, Mr. Flett, and the Mover.
13. MR. HARPUR to move, That the Petition of the President, the Committee, and Officers of the Patrick's Plains Benevolent Society, presented by him, on the 11th August, be printed.
14. MR. HARPUR to move, That the Petition of certain Residents in Patrick's Plains, praying for an Amendment in the 12th Clause of the Education Bill, presented by him, on the 11th August, be printed.
15. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a Sum not exceeding £4,000 for the purpose of providing a Steam Tug for the Pilot Service, at the Richmond River.
16. MR. HARPUR to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
- (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.

ORDERS OF THE DAY:—

1. European Assurance Society's Bill; third reading.
2. Waratah Coal Company's Incorporation Bill; to be further considered in Committee.
3. Metropolitan Corporation Bill; to be considered in Committee.
4. Commercial Banking Company's Act Amendment Bill; second reading.

THURSDAY, AUGUST 20.

QUESTION:—

1. MR. DANGAR to ask THE COLONIAL SECRETARY,—When the Returns relative to Public Pounds, as ordered on the 18th November, 1862, will be laid on the Table of this House?

FRIDAY, AUGUST 21.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”
2. Towns Police Bill; to be further considered in Committee.
3. Law of Evidence in Criminal Cases Amendment Bill; second reading.
4. Pawnbrokers Bill; to be further considered in Committee.

NOTICE OF MOTION:—

1. CAPTAIN MORIARTY to move, That in the opinion of this House, it is the duty of the Government of this Colony to afford, with the least possible delay, every available assistance to the Government of New Zealand, in the circumstances in which that Colony is at present placed.

TUESDAY, AUGUST 25.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitmaecre, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
2. MR. RUSDEN to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs, known as “Gocup” and “Gadura,” in the District of Tamut.
- (2.) Such Committee to consist of Mr. Burdekin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
3. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.

4. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
5. MR. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.
6. MR. WILSON to move, That the Order of the Day for the second reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper's amended Resolution on Friday 24th July, stand an Order of the Day for Friday next.
7. MR. W. FORSTER to move, That this House is of opinion, that the proceedings and results of the Intercolonial Conference, held at Melbourne, in the months of March and April last, and the conduct of the Government in relation thereto, as disclosed by the Papers laid before the House during the present Session, have been highly unsatisfactory.
8. MR. GRAY to move, That there be laid upon the Table of this House, copies of all Papers and Documents, relative to the sale of an Allotment of Land to Mr. Charles Dean, at Casino, on the 22nd of April, 1858; and also copies of all Correspondence between Mr. Charles Dean and the Department of Lands, relative to the refusal of the Government to issue a Deed of the aforesaid Allotment of Land, in favour of Mr. Dean.
9. MR. HARPUR to move, That there be laid upon the Table of this House, a Return specifying the Rates of Damages for Trespass on Unenclosed Lands, and of driving-money per mile, chargeable on Impounded Cattle, as fixed by the different Courts of Petty Sessions respectively, throughout the Colony, during the years 1860, 1861, and the half year ending the 30th June, 1862.
10. DR. LANG to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, may be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years ago.
11. MR. HARPUR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Postmaster General, from the 1st June, 1852, to the 31st May, 1863.
 - (2.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (3.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Secretary of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (4.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (5.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Accountant of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (6.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (7.) A Return of the probable amount of Postage lost to the Postal Revenue during the eleven years included in the above Returns.
12. DR. LANG to move:—
 - (1.) That the Presbyterian College Bill be referred to a Select Committee, for consideration and report.
 - (2.) That the said Committee consist of Mr. Morris, Mr. Robertson, Mr. Wilson, Mr. Flett, Mr. Gray, Mr. Piddington, Mr. Walker, Mr. Dalgleish, Mr. Stewart, and the Mover.
13. DR. LANG to move:—
 - (1.) That the Bill to Legalize the Exchange of a portion of the Allotment of the Scots Church, be referred to a Select Committee, for consideration and report.
 - (2.) That the said Committee consist of Mr. Bell, Mr. Dalgleish, Mr. Robertson, Mr. Stewart, Mr. Sutherland, Mr. Mate, Mr. Piddington, Mr. Sadleir, Mr. Garrett, and the Mover.
14. DR. LANG to move, That the Petition presented by him on the 18th August, from the Presbyterians of Yass, in favour of the Presbyterian College Bill, be printed.
15. DR. LANG to move, That the Petition presented by him on the 18th August, from the Presbyterians of Moruya, in favour of the Presbyterian College Bill, be printed.
16. MR. DANGAR to move, That the Petition of certain residents of Murrurundi, against "The Pastoral Interests Contribution Bill," presented by him on the 18th August last, be printed.
17. MR. GORDON to move, That the Petition presented by him on the 18th August, from certain Sheepowners in the neighbourhood of Glen Innes, with reference to the disease known as Scab in Sheep, be printed.

WEDNESDAY, AUGUST 26.

QUESTION:—

1. MR. MACPHERSON *to ask* THE COLONIAL SECRETARY,—

(1.) Whether it is the intention of the Government to introduce a Bill to legalize the appropriation of the proceeds of the Church and School Estates (in terms of a Resolution of this House of 25 July, a.m.) to the purposes of Religion, and the Education of Youth in the Colony, in terms of the Grant to the Trustees of Clergy and School Lands in New South Wales, such proceeds to be divided rateably among the different Religious Denominations; and if so, when?

(2.) Whether it is the intention of the Government to appropriate the proceeds, or any portion of the proceeds of the Church and School Estates, until an Act of Parliament shall have been passed to authorize the same; and if so, to what purposes?

(3.) What course has hitherto been pursued, and what course will for the future be pursued, with reference to portions of the Church and School Estate on which Gold Fields have been, or may be, established; have such Lands been treated, or will they for the future be treated as Crown, or as *quasi* Private Lands?

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
2. Seamen's Laws Amendment and Consolidation Bill; second reading.

FRIDAY, AUGUST 28.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Payment of Wages in Money Compulsion Bill; second reading.

TUESDAY, SEPTEMBER 1.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. LUCAS *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry.
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.

TUESDAY, SEPTEMBER 8.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. SAMUEL *to move*,—
 - (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

(5.)

(5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

(6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

(7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

(8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.

(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

2. DR. LANG to move,—

(1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of "New South Wales" having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.

(2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated "Cook'sland."

(3.) That the recent change of the name of a neighbouring Australian Colony from "Van Diemen's Land" to "Tasmania," in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.

3. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.

New South Wales.

No. 34.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 19 AUGUST, 1863.

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

Question on Notice Paper for to-day:—

- (1.) Conflicting Claim to Water Races:—Mr. Rusden asked the Secretary [for Lands, pursuant to Notice No. 1,—

(1.) Was an Appeal Case, concerning a conflicting claim to Water Races, decided on the 30th of September, 1862, in favour of Mr. W. Thompson, of Meorendee, by the Chief Gold Commissioner, Mr. Harold M'Lean, and Messrs. Donald Campbell, and John Morgan?

(2.) Was this decision reversed by Mr. Sub-Commissioner Sibthorpe?

(3.) Has a further appeal, applied for under the Gold Fields Act, by Mr. W. Thompson, been refused him?

Mr. Robertson answered:—

(1.) In reply to the first Question of the Honorable Member, I would say, Yes.

(2.) In reply to the second, No.

(3.) In reply to the third, Yes.

The following are the circumstances of the case, and, by stating them, I shall, perhaps, make it more clear to the House and to the Honorable Member. I hold in my hand a Telegram received from the Chief Commissioner of the Western Gold Fields, and he says, "A decision, by Sub-Commissioner Sibthorpe, against Thompson of Meorendee, was, on the 30th September, reversed by Appeal Court, consisting of myself, (that is Mr. M'Lean,) and Messrs. Campbell and Morgan. Mr. Sibthorpe did not interfere with decision of Appeal Court. It was set aside on 25th November, by Supreme Court, by reason of non-qualification of Chairman. Mr. Sibthorpe's decision consequently held good. On the 6th March Thompson applied to me to stay the operation of Mr. Sibthorpe's decision. I informed him, that I had no power to do so, in consequence of a technical difficulty as to my qualification. No second notice of appeal was given by Thompson."

2. Extension of Electric Telegraph to Jervis Bay and Nowra:—Mr. Robertson presented a Petition from certain Clergy, Magistrates, Gentry, and others, residents of Shoalhaven, praying for the Extension of the Electric Telegraph to Jervis Bay and Nowra.

Petition received.

3. Public Education Bill:—Mr. Eagar presented a Petition from Thomas Spence, as Chairman of a certain Public Meeting, held at the Temperance Hall, Sydney, praying that no Education Bill may be passed, which does not provide for Free Education.

Petition received.

4. Presbyterian College Bill:—Dr. Lang presented the undermentioned Petitions in favour of the passing of this Bill:—

(1.) From certain Presbyterians of Wingham, and its vicinity, on the Manning River.

(2.)

- (2.) From certain Presbyterians, and Friends of their cause, at Wallsend Mining District by Newcastle.
Petitions received.
5. Scab in Sheep :—Dr. Lang presented a Petition from Thomas Westropp, Surgeon, 221, Castlereagh-street, Sydney, deprecating the destruction of Sheep infected with Scab, which disease he asserts can be easily cured by a simple remedy within his knowledge ; and praying enquiry into the subject.
Petition received.
6. Paper :—Mr. Cowper laid upon the Table Despatch, dated 26 June, 1863, from the Duke of Newcastle, relative to " Contribution of Colonies to Expense of Military Defences."
Ordered to be printed.
7. Public Education Bill :—Mr. Eckford presented a Petition from certain Residents in the District of Wollombi, adverse to the passing of this Bill in its present shape.
Petition received.
8. Insecurity of Life and Property in Country Districts—Appointment of Magistrates—Administration of Justice :—The Adjourned Debate on the Motion of Mr. Martin,—
" (1.) ' *That* ' in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.
" (2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
" (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor,"—resumed.
Mr. Eager moved, That the Question be amended by omitting all the words after the first word ' *That*,' with a view to inserting in their place the words " this House is of opinion that the Management of the Police of this Colony, under the new System established in connexion with the ' Police Regulation Act of 1862,' has not been such as to secure protection to life and property, or to afford satisfaction to this House and to the Public."
Debate continued.
Motion made by Captain Moriarty (with the concurrence of the House), and Question,—That this Debate be now adjourned until to-morrow, then to take precedence of all other Business,—put and passed.
The House adjourned, on motion of Mr. Cowper, at a quarter before Twelve o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, AUGUST 20.

QUESTIONS :—

1. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—When the Returns relative to Public Pounds, as ordered on the 18th November, 1862, will be laid on the Table of this House?
2. MR. EAGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—
(1.) Whether any Letter of Instructions, or otherwise, was sent to Mr. Edward Hamilton, in connection with the Indent of Locomotive Engines, ordered through that gentleman, as Agent for the New South Wales Government, on or about the 21st May, 1863?
(2.) Whether any, and if any, what Commission, or other Remuneration, is agreed to be allowed, by the New South Wales Government, to Mr. John Fowler, for services connected with the procuring or constructing the Locomotive Engines referred to in my previous Question?

Contingent

Contingent Notices of Motion :—

1. MR. SMART to move, (*on the Order of the Day being read for the consideration of the Governor's Message, No. 1, with the Estimates of Expenditure for 1863-4*) That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of the Supply to be granted to Her Majesty, for the Service of the Year 1863-4, and that the Estimates accompanying the Governor's Message, No. 1, be referred to such Committee.
2. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill, embodying in substance the following propositions, namely,—
 - (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 - (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
 - (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
 - (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
 - (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
 - (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
 - (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
 - (11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
 - (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
 - (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
 - (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Resumption of the Adjourned Debate on the Motion of Mr. Martin,—
 - “ (1.) “*That*” in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.
 - “ (2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 - “ (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor,—upon which Mr. Eagar had moved, by way of amendment, That all the words after the first word ‘*That*,’ be omitted, with a view to inserting in their place the words “this House is of opinion that the management of the Police of this Colony, under the new system established in connection with the ‘Police Regulation Act of 1862,’ has not been such as to secure protection to life and property, or to afford satisfaction to this House and to the Public.”

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Consideration of Governor's Message No. 1, with Estimates of Expenditure for 1863-4.
2. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

3. Scab in Sheep Prevention Bill ; consideration in Committee of the propriety of introducing this Bill.
4. Public Education Bill Reported ; adoption of Report.
5. Impounding Bill ; to be further considered in Committee.
6. Pastoral Interests Contribution Bill :—Consideration in Committee of the propriety of introducing this Bill.
7. Orders of Sequestration in Insolvency Validating Bill ; to be considered in Committee.
8. Municipalities Law Amendment Bill ; to be considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRIS to move, That so much of the Standing Orders be suspended as will permit of a Bill to amend the Scab in Sheep Act of 1861 passing through all its stages in one day.
2. MR. MORRIS to move for leave to bring in a Bill to amend the Scab in Sheep Act of 1861.
3. MR. SADDLER to move, That the Petition presented by him on the 11th of August, from the Minister and other Members of the Episcopal Church, Raymond Terrace, relative to the Public Education Bill, be printed.
4. MR. TIGHE to move, That the Petition of certain Residents in the District of Hexham and Alnwick, relative to the Public Education Bill, presented by him on the 18th August, be printed.
5. MR. ARNOLD to move, That the Petition, presented by him on the 18th August, from certain Inhabitants of Paterson, relative to the Education Bill, be printed.
6. MR. DARVALL to move, That the Petition, presented by him on the 18th August, from certain Inhabitants of East Maitland, relative to the Education Bill, be printed.
7. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
8. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all sums expended on Minor Roads, from 1st January, 1861, to 30th June, 1863, specifying each particular Line of Road, and the Nature of the Improvements made thereon.
 - (2.) The Name of the District, and whether performed by Contract or Day-work.
 - (3.) The Names of the Local Road Superintendents and Overseers.
 - (4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.
 - (5.) The Number of Laborers in each Gang where an Overseer is employed.
9. MR. DANGAR to move, That the Petition from Merton and Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
10. MR. DANGAR to move, That the Petition from Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
11. MR. DRIVER to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalloy, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
12. MR. GARRETT to move,—
 - (1.) That the Cardiff Coal Company's Incorporation Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Stewart, Mr. Flett, Mr. Sutherland, Mr. Harpur, Mr. Tighe, Mr. Driver, and the Mover.
13. MR. STEWART to move,—
 - (1.) That in the opinion of this House, it is desirable that Members of Parliament should be entitled to travel by Railway free of charge.
 - (2.) That the foregoing Resolution be embodied in an Address to His Excellency the Governor.
14. MR. SADDLER to move,—
 - (1.) That a Select Committee be appointed to consider and Report upon the Petition of Mr. John Busby, presented to this House on 15th October, 1862, with power to send for persons and papers.
 - (2.) Such Committee to consist of Mr. Robertson, Dr. Lang, Mr. Dangar, Mr. Cunneen, Mr. Raper, Mr. Morrice, Mr. Flett, and the Mover.
15. MR. HARPUR to move, That the Petition of the President, the Committee, and Officers of the Patrick's Plains Benevolent Society, presented by him, on the 11th August, be printed.
16. MR. HARPUR to move, That the Petition of certain Residents in Patrick's Plains, praying for an Amendment in the 12th Clause of the Education Bill, presented by him, on the 11th August, be printed.
17. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a Sum not exceeding £4,000 for the purpose of providing a Steam Tug for the Pilot Service, at the Richmond River.

18. MR. HARPUR to move,—

(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.

(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.

ORDERS OF THE DAY:—

1. European Assurance Society's Bill; third reading.
2. Waratah Coal Company's Incorporation Bill; to be further considered in Committee.
3. Metropolitan Corporation Bill; to be considered in Committee.
4. Commercial Banking Company's Act Amendment Bill; second reading.

FRIDAY, AUGUST 21.

QUESTIONS:—

1. MR. HART to ask THE SECRETARY FOR LANDS,—Have the Government come to any decision respecting the claim of Mr. Matthew Hyland, preferred some time since, for compensation, in respect of certain land near Parramatta, for which two grants were issued to different persons: and, if not, what is the cause of the delay?
2. MR. LEARY to ask THE SECRETARY FOR LANDS,—When do the Government intend to determine the question of Compensation, (pursuant to 26 Vic., No. 3,) to those persons who, in consequence of a Proclamation issued by Governor Fitz Roy in 1851, and before the rescinding of such Proclamation, reclaimed land in Woolloomooloo Bay?
3. MR. CUMMINGS to ask THE SECRETARY FOR LANDS,—
 - (1.) What has caused the delay relative to the construction of the Bridge at Nanami, across the Lachlan River?
 - (2.) Is it the intention of the Government to erect the said Bridge?
4. MR. CUMMINGS to ask THE SECRETARY FOR LANDS,—
 - (1.) If it is the intention of the Government to erect the Bridge at Cowra, across the Lachlan River?
 - (2.) What is the cause of the delay in its construction?

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”
2. Towns Police Bill; to be further considered in Committee.
3. Law of Evidence in Criminal Cases Amendment Bill; second reading.
4. Pawnbrokers Bill; to be further considered in Committee.

NOTICES OF MOTION:—

1. CAPTAIN MORIARTY to move, That in the opinion of this House, it is the duty of the Government of this Colony to afford, with the least possible delay, every available assistance to the Government of New Zealand, in the circumstances in which that Colony is at present placed.
2. DR. LANG to move, That the Petition, presented by him on 19th August, in favour of the Presbyterian College Bill, from the Presbyterians of Wingham and its Vicinity, on the Manning River, be printed.
3. DR. LANG to move, That the Petition, presented by him on 19th August, in favour of the Presbyterian College Bill, from the Presbyterians of Wallsend, in the District of Newcastle, be printed.
4. DR. LANG to move, That the Petition, presented by him on 19th August, from Mr. Thomas Westropp, Surgeon, be printed.

TUESDAY, AUGUST 25.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
2. MR. RUSDEN to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs, known as “Gocup” and “Gadura,” in the District of Tumut.
 - (2.) Such Committee to consist of Mr. Burdekin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.

3. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
4. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
5. MR. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.
6. MR. WILSON to move, That the Order of the Day for the second reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper's amended Resolution on Friday 24th July, stand an Order of the Day for Friday next.
7. MR. W. FORSTER to move, That this House is of opinion, that the proceedings and results of the Intercolonial Conference, held at Melbourne, in the months of March and April last, and the conduct of the Government in relation thereto, as disclosed by the Papers laid before the House during the present Session, have been highly unsatisfactory.
8. MR. GRAY to move, That there be laid upon the Table of this House, copies of all Papers and Documents, relative to the sale of an Allotment of Land to Mr. Charles Dean, at Casino, on the 22nd of April, 1858; and also copies of all Correspondence between Mr. Charles Dean and the Department of Lands, relative to the refusal of the Government to issue a Deed of the aforesaid Allotment of Land, in favour of Mr. Dean.
9. MR. HARPUR to move, That there be laid upon the Table of this House, a Return specifying the Rates of Damages for Trespass on Unenclosed Lands, and of driving-money per mile, chargeable on Impounded Cattle, as fixed by the different Courts of Petty Sessions respectively, throughout the Colony, during the years 1860, 1861, and the half year ending the 30th June, 1862.
10. DR. LANG to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, may be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years ago.
11. MR. HARPUR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Postmaster General, from the 1st June, 1852, to the 31st May, 1863.
 - (2.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (3.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Secretary of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (4.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (5.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Accountant of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (6.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (7.) A Return of the probable amount of Postage lost to the Postal Revenue during the eleven years included in the above Returns.
12. DR. LANG to move:—
 - (1.) That the Presbyterian College Bill be referred to a Select Committee, for consideration and report.
 - (2.) That the said Committee consist of Mr. Morris, Mr. Robertson, Mr. Wilson, Mr. Flett, Mr. Gray, Mr. Piddington, Mr. Walker, Mr. Dalgleish, Mr. Stewart, and the Mover.
13. DR. LANG to move:—
 - (1.) That the Bill to Legalize the Exchange of a portion of the Allotment of the Scots Church, be referred to a Select Committee, for consideration and report.
 - (2.) That the said Committee consist of Mr. Bell, Mr. Dalgleish, Mr. Robertson, Mr. Stewart, Mr. Sutherland, Mr. Mate, Mr. Piddington, Mr. Sadleir, Mr. Garrett, and the Mover.
14. DR. LANG to move, That the Petition presented by him on the 18th August, from the Presbyterians of Yass, in favour of the Presbyterian College Bill, be printed.
15. DR. LANG to move, That the Petition presented by him on the 18th August, from the Presbyterians of Moruya, in favour of the Presbyterian College Bill, be printed.
16. MR. DANGAR to move, That the Petition of certain residents of Murrurundi, against "The Pastoral Interests Contribution Bill," presented by him on the 18th August last, be printed.
17. MR. GORDON to move, That the Petition presented by him on the 18th August, from certain Sheepowners in the neighbourhood of Glen Innes, with reference to the disease known as Scab in Sheep, be printed.

WEDNESDAY, AUGUST 26.

QUESTION:—

1. MR. MACPIERSON *to ask* THE COLONIAL SECRETARY,—

(1.) Whether it is the intention of the Government to introduce a Bill to legalize the appropriation of the proceeds of the Church and School Estates (in terms of a Resolution of this House of 25 July, a.m.) to the purposes of Religion, and the Education of Youth in the Colony, in terms of the Grant to the Trustees of Clergy and School Lands in New South Wales, such proceeds to be divided rateably among the different Religious Denominations; and if so, when?

(2.) Whether it is the intention of the Government to appropriate the proceeds, or any portion of the proceeds of the Church and School Estates, until an Act of Parliament shall have been passed to authorize the same; and if so, to what purposes?

(3.) What course has hitherto been pursued, and what course will for the future be pursued, with reference to portions of the Church and School Estate on which Gold Fields have been, or may be, established; have such Lands been treated, or will they for the future be treated as Crown, or as *quasi* Private Lands?

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
2. Seamen's Laws Amendment and Consolidation Bill; second reading.

FRIDAY, AUGUST 28.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Payment of Wages in Money Compulsion Bill; second reading.

TUESDAY, SEPTEMBER 1.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. LUCAS *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry.
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.

TUESDAY, SEPTEMBER 8.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. SAMUEL *to move*,—
 - (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrumbidgee; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

(5.)

(5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

(6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

(7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

(8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.

(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

2. DR. LANG to move,—

(1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of "New South Wales" having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.

(2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated "Cooksland."

(3.) That the recent change of the name of a neighbouring Australian Colony from "Van Diemen's Land" to "Tasmania," in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.

3. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.

New South Wales.

No. 35.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 20 AUGUST, 1863.

1. The House met pursuant to adjournment; The Speaker took the Chair.
Questions on Notice Paper for to-day :—
 - (1.) Returns relative to Public Pounds:—Mr. Dangar asked the Colonial Secretary, pursuant to Notice No. 1,—When the Returns relative to Public Pounds, as ordered on the 18th November, 1862, will be laid on the Table of this House?
Mr. Cowper answered :—I beg to state that the information required was duly called for, and ninety Benches have responded to the call; these documents shall be laid upon the table of the House to-morrow, and the remainder when I receive them. It is a very voluminous Return, and requires a great deal of care and consideration in its preparation.
 - (2.) Locomotive Engines for Public Railways :—Mr. Eagar asked the Secretary for Public Works, pursuant to Notice No. 2,—
 - (1.) Whether any Letter of Instructions, or otherwise, was sent to Mr. Edward Hamilton, in connection with the Indent of Locomotive Engines, ordered through that gentleman, as Agent for the New South Wales Government, on or about the 21st May, 1863?
 - (2.) Whether any, and if any, what Commission, or other Remuneration, is agreed to be allowed, by the New South Wales Government, to Mr. John Fowler, for services connected with the procuring or constructing the Locomotive Engines referred to in my previous Question?
Mr. Arnold answered :—
 - (1.) The Indent alluded to was enclosed to the Commercial Agent in England, Mr. Hamilton, in the usual monthly letter sent to that gentleman.
 - (2.) The remuneration or commission paid to the Inspecting Engineer, Mr. John Fowler, for Locomotive Engines is two and a half per cent., and for all other Railway materials one per cent. This charge includes all necessary assistance and travelling expenses.
2. Papers :—Mr. Cowper laid upon the Table the undermentioned Papers :—
 - (1.) Letter, dated 18th July, 1863, from Dr. F. Campbell, Superintendent of the Tarban Lunatic Asylum, to the Colonial Secretary, in reference to a Letter from Dr. Willson, the Roman Catholic Bishop of Hobarton, (*laid upon the Table on 12th August—see Votes and Proceedings No. 30, Entry 2, (2.)*)
Ordered, on motion of Mr. Cowper, to be printed, and referred to the Select Committee now sitting on *Present State and Management of Lunatic Asylums*.
 - (2.) Further Return to Address, in reference to "Classification of Expenditure of Public Money," adopted by this House, on motion of Mr. Dickson, on 7th February, 1860.
Ordered to be printed.
3. Public Education Bill :—Mr. Flett presented a Petition from certain Residents of the District of the Manning River, adverse to this Bill in its present shape.
Petition received.

4. Insecurity of Life and Property in Country Districts—Appointment of Magistrates—Administration of Justice :—The Adjourned Debate on the Motion of Mr. Martin,—
- “ (1.) ‘*That*’ in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty’s Ministers in this Colony.
- “ (2.) That the conduct of Her Majesty’s Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
- “ (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor,”—upon which Mr. Eagar had moved, by way of amendment, That all the words after the first word ‘*That*,’ be omitted, with a view to inserting in their place the words “ this House is of opinion that the management of the Police of this Colony, under the new System established in connexion with the ‘ Police Regulation Act of 1862,’ has not been such as to secure protection to life and property, or to afford satisfaction to this House and to the Public.”—resumed and continued.
- Motion made by Mr. Buchanan, and Question,—That this Debate be now adjourned until to-morrow, then to take precedence of all other Business,—put and passed.
- The House adjourned, on motion of Mr. Cowper, at twenty-five minutes before Twelve o’clock, until To-morrow, at Three o’clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

FRIDAY, AUGUST 21.

QUESTIONS :—

1. MR. HART *to ask* THE SECRETARY FOR LANDS,—Have the Government come to any decision respecting the claim of Mr. Matthew Hyland, preferred some time since, for compensation, in respect of certain land near Parramatta, for which two grants were issued to different persons : and, if not, what is the cause of the delay ?
2. MR. LEARY *to ask* THE SECRETARY FOR LANDS,—When do the Government intend to determine the question of Compensation, (pursuant to 26 Vic., No. 3,) to those persons who, in consequence of a Proclamation issued by Governor Fitz Roy in 1851, and before the rescinding of such Proclamation, reclaimed land in Woolloomooloo Bay ?
3. MR. CUMMINGS *to ask* THE SECRETARY FOR LANDS,—
 - (1.) What has caused the delay relative to the construction of the Bridge at Nanami, across the Lachlan River ?
 - (2.) Is it the intention of the Government to erect the said Bridge ?
4. MR. CUMMINGS *to ask* THE SECRETARY FOR LANDS,—
 - (1.) If it is the intention of the Government to erect the Bridge at Cowra, across the Lachlan River ?
 - (2.) What is the cause of the delay in its construction ?
5. MR. LEARY *to ask* THE COLONIAL SECRETARY,—With reference to an answer given by the Colonial Secretary a few days since, to the effect, “ That it is the intention of the Government to bring in either a Civil Service, or Superannuation Act;” which of these Acts do the Government intend to introduce, and when ?

Contingent Notices of Motion :—

1. MR. SMART *to move*, (on the Order of the Day being read for the consideration of the Governor’s Message, No. 1, with the Estimates of Expenditure for 1863-4) That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of the Supply to be granted to Her Majesty, for the Service of the Year 1863-4, and that the Estimates accompanying the Governor’s Message, No. 1, be referred to such Committee.

2. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill, embodying in substance the following propositions, namely,—
- (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 - (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
 - (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
 - (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
 - (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
 - (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
 - (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
 - (11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
 - (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
 - (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
 - (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate on the Motion of Mr. Martin,—
 - “ (1.) “*That*” in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty’s Ministers in this Colony.
 - “ (2.) That the conduct of Her Majesty’s Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 - “ (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor,”—upon which Mr. Eagar had moved, by way of amendment, That all the words after the first word ‘*That*,’ be omitted, with a view to inserting in their place the words “this House is of opinion that the management of the Police of this Colony, under the new system established in connexion with the ‘Police Regulation Act of 1862,’ has not been such as to secure protection to life and property, or to afford satisfaction to this House and to the Public.”
2. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”
3. Towns Police Bill; to be further considered in Committee.
4. Law of Evidence in Criminal Cases Amendment Bill; second reading.
5. Pawnbrokers Bill; to be further considered in Committee.
6. European Assurance Society’s Bill; third reading.
7. Waratah Coal Company’s Incorporation Bill; to be further considered in Committee.
8. Metropolitan Corporation Bill; to be considered in Committee.
9. Commercial Banking Company’s Act Amendment Bill; second reading.

NOTICES OF MOTION :—

1. CAPTAIN MORIARTY to move, That in the opinion of this House, it is the duty of the Government of this Colony to afford, with the least possible delay, every available assistance to the Government of New Zealand, in the circumstances in which that Colony is at present placed.
2. DR. LANG to move, That the Petition, presented by him on 19th August, in favour of the Presbyterian College Bill, from the Presbyterians of Wingham and its Vicinity, on the Manning River, be printed.
3. DR. LANG to move, That the Petition, presented by him on 19th August, in favour of the Presbyterian College Bill, from the Presbyterians of Wallsend, in the District of Newcastle, be printed.
4. DR. LANG to move, That the Petition, presented by him on 19th August, from Mr. Thomas Westropp, Surgeon, be printed.
5. MR. FLETT to move, That the Petition presented by him on the 20th August, from certain Inhabitants of the Manning River, relative to the Education Bill, be printed.
6. MR. MORRIS to move, That so much of the Standing Orders be suspended as will permit of a Bill to amend the Scab in Sheep Act of 1861 passing through all its stages in one day.
7. MR. MORRIS to move for leave to bring in a Bill to amend the Scab in Sheep Act of 1861.
8. MR. SADLEIR to move, That the Petition presented by him on the 11th of August, from the Minister and other Members of the Episcopal Church, Raymond Terrace, relative to the Public Education Bill, be printed.
9. MR. TIGHE to move, That the Petition of certain Residents in the District of Hexham and Alnwick, relative to the Public Education Bill, presented by him on the 18th August, be printed.
10. MR. ARNOLD to move, That the Petition, presented by him on the 18th August, from certain Inhabitants of Paterson, relative to the Education Bill, be printed.
11. MR. DARVALL to move, That the Petition, presented by him on the 18th August, from certain Inhabitants of East Maitland, relative to the Education Bill, be printed.
12. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
13. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all sums expended on Minor Roads, from 1st January, 1861, to 30th June, 1863, specifying each particular Line of Road, and the Nature of the Improvements made thereon.
 - (2.) The Name of the District, and whether performed by Contract or Day-work.
 - (3.) The Names of the Local Road Superintendents and Overseers.
 - (4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.
 - (5.) The Number of Laborers in each Gang where an Overseer is employed.
14. MR. DANGAR to move, That the Petition from Merton and Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
15. MR. DANGAR to move, That the Petition from Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
16. MR. DRIVER to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
17. MR. GARRETT to move,—
 - (1.) That the Cardiff Coal Company's Incorporation Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Stewart, Mr. Flett, Mr. Sutherland, Mr. Harpur, Mr. Tighe, Mr. Driver, and the Mover.
18. MR. STEWART to move,—
 - (1.) That in the opinion of this House, it is desirable that Members of Parliament should be entitled to travel by Railway free of charge.
 - (2.) That the foregoing Resolution be embodied in an Address to His Excellency the Governor.
19. MR. SADLEIR to move,—
 - (1.) That a Select Committee be appointed to consider and Report upon the Petition of Mr. John Busby, presented to this House on 15th October, 1862, with power to send for persons and papers.
 - (2.) Such Committee to consist of Mr. Robertson, Dr. Lang, Mr. Dangar, Mr. Cunneen, Mr. Raper, Mr. Morrice, Mr. Flett, and the Mover.
20. MR. HARPUR to move, That the Petition of the President, the Committee, and Officers of the Patrick's Plains Benevolent Society, presented by him, on the 11th August, be printed.
21. MR. HARPUR to move, That the Petition of certain Residents in Patrick's Plains, praying for an Amendment in the 12th Clause of the Education Bill, presented by him, on the 11th August, be printed.

22. Mr. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a Sum not exceeding £4,000 for the purpose of providing a Steam Tug for the Pilot Service, at the Richmond River.
23. Mr. HARPUR to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Consideration of Governor's Message No. 1, with Estimates of Expenditure for 1863-4.
2. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
3. Scab in Sheep Prevention Bill; consideration in Committee of the propriety of introducing this Bill.
4. Public Education Bill Reported; adoption of Report.
5. Impounding Bill; to be further considered in Committee.
6. Pastoral Interests Contribution Bill:—Consideration in Committee of the propriety of introducing this Bill.
7. Orders of Sequestration in Insolvency Validating Bill; to be considered in Committee.
8. Municipalities Law Amendment Bill; to be considered in Committee.

TUESDAY, AUGUST 25.

OTHER BUSINESS—NOTICES OF MOTION:—

1. Mr. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
2. Mr. RUSDEN to move,—

 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs, known as "Gocup" and "Gadura," in the District of Tumut.
 - (2.) Such Committee to consist of Mr. Burdekin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.

3. Mr. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
4. Mr. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
5. Mr. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.
6. Mr. WILSON to move, That the Order of the Day for the second reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper's amended Resolution on Friday 24th July, stand an Order of the Day for Friday next.
7. Mr. W. FORSTER to move, That this House is of opinion, that the proceedings and results of the Intercolonial Conference, held at Melbourne, in the months of March and April last, and the conduct of the Government in relation thereto, as disclosed by the Papers laid before the House during the present Session, have been highly unsatisfactory.
8. Mr. GRAY to move, That there be laid upon the Table of this House, copies of all Papers and Documents, relative to the sale of an Allotment of Land to Mr. Charles Dean, at Casino, on the 22nd of April, 1858; and also copies of all Correspondence between Mr. Charles Dean and the Department of Lands, relative to the refusal of the Government to issue a Deed of the aforesaid Allotment of Land, in favour of Mr. Dean.
9. Mr. HARPUR to move, That there be laid upon the Table of this House, a Return specifying the Rates of Damages for Trespass on Unenclosed Lands, and of driving-money per mile, chargeable on Impounded Cattle, as fixed by the different Courts of Petty Sessions respectively, throughout the Colony, during the years 1860, 1861, and the half year ending the 30th June, 1862.
10. Dr. LANG to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that the Mortgage on the property of the Scots' Church, Sydney,

Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, may be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years ago.

11. MR. HARPUR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Postmaster General, from the 1st June, 1852, to the 31st May, 1863.
 - (2.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (3.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Secretary of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (4.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (5.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Accountant of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (6.) A Return of the number of Letters, Packets, and Parcels sent, free of postage by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (7.) A Return of the probable amount of Postage lost to the Postal Revenue during the eleven years included in the above Returns.
12. DR. LANG to move:—
 - (1.) That the Presbyterian College Bill be referred to a Select Committee, for consideration and report.
 - (2.) That the said Committee consist of Mr. Morris, Mr. Robertson, Mr. Wilson, Mr. Flett, Mr. Gray, Mr. Piddington, Mr. Walker, Mr. Dalgleish, Mr. Stewart, and the Mover.
13. DR. LANG to move:—
 - (1.) That the Bill to Legalize the Exchange of a portion of the Allotment of the Scots Church, be referred to a Select Committee, for consideration and report.
 - (2.) That the said Committee consist of Mr. Bell, Mr. Dalgleish, Mr. Robertson, Mr. Stewart, Mr. Sutherland, Mr. Mate, Mr. Piddington, Mr. Sadleir, Mr. Garrett, and the Mover.
14. DR. LANG to move, That the Petition presented by him on the 18th August, from the Presbyterians of Yass, in favour of the Presbyterian College Bill, be printed.
15. DR. LANG to move, That the Petition presented by him on the 18th August, from the Presbyterians of Moruya, in favour of the Presbyterian College Bill, be printed.
16. MR. DANGAR to move, That the Petition of certain residents of Murrurundi, against "The Pastoral Interests Contribution Bill," presented by him on the 18th August last, be printed.
17. MR. GORDON to move, That the Petition presented by him on the 18th August, from certain Sheepowners in the neighbourhood of Glen Innes, with reference to the disease known as Scab in Sheep, be printed.
18. MR. GARRETT to move, That the Petition presented by Mr. Eckford on 19th August, from the Inhabitants of Wollombi, relative to the Public Education Bill, be printed.

WEDNESDAY, AUGUST 26.

QUESTION:—

1. MR. MACPHERSON to ask THE COLONIAL SECRETARY,—
 - (1.) Whether it is the intention of the Government to introduce a Bill to legalize the appropriation of the proceeds of the Church and School Estates (in terms of a Resolution of this House of 25 July, a.m.) to the purposes of Religion, and the Education of Youth in the Colony, in terms of the Grant to the Trustees of Clergy and School Lands in New South Wales, such proceeds to be divided rateably among the different Religious Denominations; and if so, when?
 - (2.) Whether it is the intention of the Government to appropriate the proceeds, or any portion of the proceeds of the Church and School Estates, until an Act of Parliament shall have been passed to authorize the same; and if so, to what purposes?
 - (3.) What course has hitherto been pursued, and what course will for the future be pursued, with reference to portions of the Church and School Estate on which Gold Fields have been, or may be, established; have such Lands been treated, or will they for the future be treated as Crown, or as *quasi* Private Lands?

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider "the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and "to alter the Duty on Bonded Warehouses."
2. Seamen's Laws Amendment and Consolidation Bill; second reading.

FRIDAY,

FRIDAY, AUGUST 28.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Payment of Wages in Money Compulsion Bill ; second reading.

TUESDAY, SEPTEMBER 1.

OTHER BUSINESS—NOTICE OF MOTION:—

1. Mr. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry.
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.

TUESDAY, SEPTEMBER 8.

OTHER BUSINESS—NOTICES OF MOTION:—

1. Mr. SAMUEL to move,—
 - (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgec, from the extension beyond Peurith, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 - (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - (6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - (7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 - (8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.
 - (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

2. DR. LANG to move,—

(1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of "New South Wales" having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.

(2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated "Cooksland."

(3.) That the recent change of the name of a neighbouring Australian Colony from "Van Diemen's Land" to "Tasmania," in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.

3. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.

New South Wales.

No. 36.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 21 AUGUST, 1863.

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

Questions on Notice Paper for to-day :—

(Mr. Hart withdrew the Question standing in his name, No. 1.)

(Mr. Leary withdrew the Question standing in his name, No. 2.)

(Mr. Cummings not asking the Questions standing in his name, Nos. 3 and 4, they dropped.)

- (1.) Civil Service or Superannuation Bill :—Mr. Leary asked the Colonial Secretary, pursuant to Notice No. 5,—With reference to an answer given by the Colonial Secretary a few days since, to the effect, “That it is the intention of the Government to bring in either a Civil Service, or Superannuation Act;” which of these Acts do the Government intend to introduce, and when?
Mr. Cowper answered :—I am sorry that, at this short notice, I am able only to give the Honorable Member the answer I did a few days ago, that it is the intention of the Government to bring in either a Civil Service or a Superannuation Bill during the present Session, and that I am busy preparing a Bill with such modifications and alterations as may seem desirable from the operation of the Civil Service Act in Victoria, and I shall, at the earliest possible moment, submit it to Parliament. I hope to be able to do so next week, or the following.
2. Papers :—
- (1.) Mr. Cowper laid upon the Table, Return (in part) to Order, in reference to “Returns relative to Public Pounds,” made by the Legislative Assembly, on motion of Mr. Dangar, on 18th November, 1862.
Ordered to be printed.
- (2.) Mr. Darvall laid upon the Table, Return to Address, in reference to “Death of John Hart in Benevolent Asylum at Liverpool,” adopted by this House, on motion of Mr. W. Forster, on 14th July, 1863.
3. Harbour Defences :—Mr. Cowper (with the concurrence of the House) moved, *without notice*, That the Despatch from the Duke of Newcastle, relative to “Contribution of Colonies to Expense of Military Defences,” laid upon the Table, by him, on the 19th August—(see *Votes and Proceedings No. 4, Entry 6*),—be referred to the Select Committee now sitting, on Harbour Defences.
Question put and passed.
4. Public Education Bill :—Mr. Harpur presented a Petition from certain Roman Catholics of Singleton and Patrick’s Plains, adverse to this Bill.
Petition received.
5. Insecurity of Life and Property in Country Districts—Appointment of Magistrates—Administration of Justice :—The Adjourned Debate on the Motion of Mr. Martin,—
- “(1.) ‘That in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty’s Ministers in this Colony.’
- “(2.)

“(2.) That the conduct of Her Majesty’s Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.

“(3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor,”—upon which Mr. Eagar had moved, by way of amendment, That all the words after the first word ‘*That*,’ be omitted, with a view to inserting in their place the words “this House is of opinion that the management of the Police of this Colony, under the new System established in connexion with the ‘Police Regulation Act of 1862,’ has not been such as to secure protection to life and property, or to afford satisfaction to this House and to the Public.”—resumed and continued.

Motion made by Mr. Dangar, (with the concurrence of the House) and Question,—That this Debate be now adjourned until Tuesday next, then to take precedence of all other Business,—put and passed.

The House adjourned, on motion of Mr. Cowper, at twelve minutes after Eleven o’clock, until Tuesday next, at Three o’clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, AUGUST 25.

QUESTIONS :—

1. MR. HART to *ask* THE SECRETARY FOR LANDS,—Have the Government come to any decision respecting the claim of Mr. Matthew Hyland, preferred some time since, for compensation, in respect of certain land near Parramatta, for which two grants were issued to different persons : and, if not, what is the cause of the delay ?
2. MR. LEARY to *ask* THE SECRETARY FOR LANDS,—When do the Government intend to determine the question of Compensation, (pursuant to 26 Vic., No. 3,) to those persons who, in consequence of a Proclamation issued by Governor Fitz Roy in 1851, and before the rescinding of such Proclamation, reclaimed land in Woolloomooloo Bay ?

Contingent Notices of Motion :—

1. MR. SMART to move, (*on the Order of the Day being read for the consideration of the Governor’s Message, No. 1, with the Estimates of Expenditure for 1863-4*) That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of the Supply to be granted to Her Majesty, for the Service of the Year 1863-4, and that the Estimates accompanying the Governor’s Message, No. 1, be referred to such Committee.
2. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill, embodying in substance the following propositions, namely,—
 - (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.

(5.)

- (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
- (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
- (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
- (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
- (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
- (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
- (11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
- (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
- (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
- (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Resumption of the Adjourned Debate on the Motion of Mr. Martin,—

“ (1.) “*That*” in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty’s Ministers in this Colony.

“ (2.) That the conduct of Her Majesty’s Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.

“ (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor;”—upon which Mr. Eagar had moved, by way of amendment, That all the words after the first word ‘*That*,’ be omitted, with a view to inserting in their place the words “this House is of opinion that the management of the Police of this Colony, under the new system established in connection with the ‘Police Regulation Act of 1862,’ has not been such as to secure protection to life and property, or to afford satisfaction to this House and to the Public.”

NOTICES OF MOTION :—

1. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
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 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs, known as “Gocup” and “Gadura,” in the District of Tumut.
 - (2.) Such Committee to consist of Mr. Burdekin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
3. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
4. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
5. MR. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.
6. MR. WILSON to move, That the Order of the Day for the second reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper’s amended Resolution on Friday 24th July, stand an Order of the Day for Friday next.
7. MR. W. FORSTER to move, That this House is of opinion, that the proceedings and results of the Intercolonial Conference, held at Melbourne, in the months of March and

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 9. MR. HARPER to move, That there be laid upon the Table of this House, a Return specifying the Rates of Damages for Trespass on Unenclosed Lands, and of driving-money per mile, chargeable on Impounded Cattle, as fixed by the different Courts of Petty Sessions respectively, throughout the Colony, during the years 1860, 1861, and the half year ending the 30th June, 1862.
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 17. MR. GORDON to move, That the Petition presented by him on the 18th August, from certain Sheepowners in the neighbourhood of Glen Innes, with reference to the disease known as Scab in Sheep, be printed.
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 19. CAPTAIN MORIARTY to move, That in the opinion of this House, it is the duty of the Government of this Colony to afford, with the least possible delay, every available assistance to the Government of New Zealand, in the circumstances in which that Colony is at present placed.
 20. DR. LANG to move, That the Petition, presented by him on 19th August, in favour of the Presbyterian College Bill, from the Presbyterians of Wingham and its Vicinity, on the Manning River, be printed.
 21. DR. LANG to move, That the Petition, presented by him on 19th August, in favour of the Presbyterian College Bill, from the Presbyterians of Wallsend, in the District of Newcastle, be printed.
 22. DR. LANG to move, That the Petition, presented by him on 19th August, from Mr. Thomas Westropp, Surgeon, be printed.
 23. MR. FLETT to move, That the Petition presented by him on the 20th August, from certain Inhabitants of the Manning River, relative to the Education Bill, be printed.

24. MR. MORRIS to move, That so much of the Standing Orders be suspended as will permit of a Bill to amend the Scab in Sheep Act of 1861 passing through all its stages in one day.
25. MR. MORRIS to move for leave to bring in a Bill to amend the Scab in Sheep Act of 1861.
26. MR. SADLER to move, That the Petition presented by him on the 11th of August, from the Minister and other Members of the Episcopal Church, Raymond Terrace, relative to the Public Education Bill, be printed.
27. MR. TIGHE to move, That the Petition of certain Residents in the District of Hexham and Alnwick, relative to the Public Education Bill, presented by him on the 18th August, be printed.
28. MR. ARNOLD to move, That the Petition, presented by him on the 18th August, from certain Inhabitants of Paterson, relative to the Education Bill, be printed.
29. MR. DARVAIL to move, That the Petition, presented by him on the 18th August, from certain Inhabitants of East Maitland, relative to the Education Bill, be printed.
30. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
31. MR. DANGAR to move, That there be laid upon the Table of this House,—
 (1.) A Return of all sums expended on Minor Roads, from 1st January, 1861, to 30th June, 1863, specifying each particular Line of Road, and the Nature of the Improvements made thereon.
 (2.) The Name of the District, and whether performed by Contract or Day-work.
 (3.) The Names of the Local Road Superintendents and Overseers.
 (4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.
 (5.) The Number of Laborers in each Gang where an Overseer is employed.
32. MR. DANGAR to move, That the Petition from Merton and Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
33. MR. DANGAR to move, That the Petition from Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
34. MR. DRIVER to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
35. MR. GARRETT to move,—
 (1.) That the Cardiff Coal Company's Incorporation Bill be referred to a Select Committee for consideration and report.
 (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Stewart, Mr. Flett, Mr. Sutherland, Mr. Harpur, Mr. Tighe, Mr. Driver, and the Mover.
36. MR. STEWART to move,—
 (1.) That in the opinion of this House, it is desirable that Members of Parliament should be entitled to travel by Railway free of charge.
 (2.) That the foregoing Resolution be embodied in an Address to His Excellency the Governor.
37. MR. SADLER to move,—
 (1.) That a Select Committee be appointed to consider and Report upon the Petition of Mr. John Busby, presented to this House on 15th October, 1862, with power to send for persons and papers.
 (2.) Such Committee to consist of Mr. Robertson, Dr. Lang, Mr. Dangar, Mr. Cunneen, Mr. Raper, Mr. Morrice, Mr. Flett, and the Mover.
38. MR. HARPUR to move, That the Petition of the President, the Committee, and Officers of the Patrick's Plains Benevolent Society, presented by him, on the 11th August, be printed.
39. MR. HARPUR to move, That the Petition of certain Residents in Patrick's Plains, praying for an Amendment in the 12th Clause of the Education Bill, presented by him, on the 11th August, be printed.
40. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a Sum not exceeding £4,000 for the purpose of providing a Steam Tug for the Pilot Service, at the Richmond River.
41. MR. HARPUR to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdckin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.

ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”

2. Towns Police Bill; to be further considered in Committee.
3. Law of Evidence in Criminal Cases Amendment Bill; second reading.
4. Pawnbrokers Bill; to be further considered in Committee.
5. European Assurance Society's Bill; third reading.
6. Waratah Coal Company's Incorporation Bill; to be further considered in Committee.
7. Metropolitan Corporation Bill; to be considered in Committee.
8. Commercial Banking Company's Act Amendment Bill; second reading.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Consideration of Governor's Message No. 1, with Estimates of Expenditure for 1863-4.
2. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
3. Scab in Sheep Prevention Bill; consideration in Committee of the propriety of introducing this Bill.
4. Public Education Bill Reported; adoption of Report.
5. Impounding Bill; to be further considered in Committee.
6. Pastoral Interests Contribution Bill:—Consideration in Committee of the propriety of introducing this Bill.
7. Orders of Sequestration in Insolvency Validating Bill; to be considered in Committee.
8. Municipalities Law Amendment Bill; to be considered in Committee.

WEDNESDAY, AUGUST 26.

QUESTION:—

1. MR. MACPHERSON *to ask* THE COLONIAL SECRETARY,—
 - (1.) Whether it is the intention of the Government to introduce a Bill to legalize the appropriation of the proceeds of the Church and School Estates (in terms of a Resolution of this House of 25 July, a.m.) to the purposes of Religion, and the Education of Youth in the Colony, in terms of the Grant to the Trustees of Clergy and School Lands in New South Wales, such proceeds to be divided rateably among the different Religious Denominations; and if so, when?
 - (2.) Whether it is the intention of the Government to appropriate the proceeds, or any portion of the proceeds of the Church and School Estates, until an Act of Parliament shall have been passed to authorize the same; and if so, to what purposes?
 - (3.) What course has hitherto been pursued, and what course will for the future be pursued, with reference to portions of the Church and School Estate on which Gold Fields have been, or may be, established; have such Lands been treated, or will they for the future be treated as Crown, or as *quasi* Private Lands?

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
2. Seamen's Laws Amendment and Consolidation Bill; second reading.

FRIDAY, AUGUST 28.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Payment of Wages in Money Compulsion Bill; second reading.

TUESDAY, SEPTEMBER 1.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. LUCAS *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry.
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.

TUESDAY,

TUESDAY, SEPTEMBER 8.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. SAMUEL to move,—

(1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions :—

(1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.

(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.

(3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.

(4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

(5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

(6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

(7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

(8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.

(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

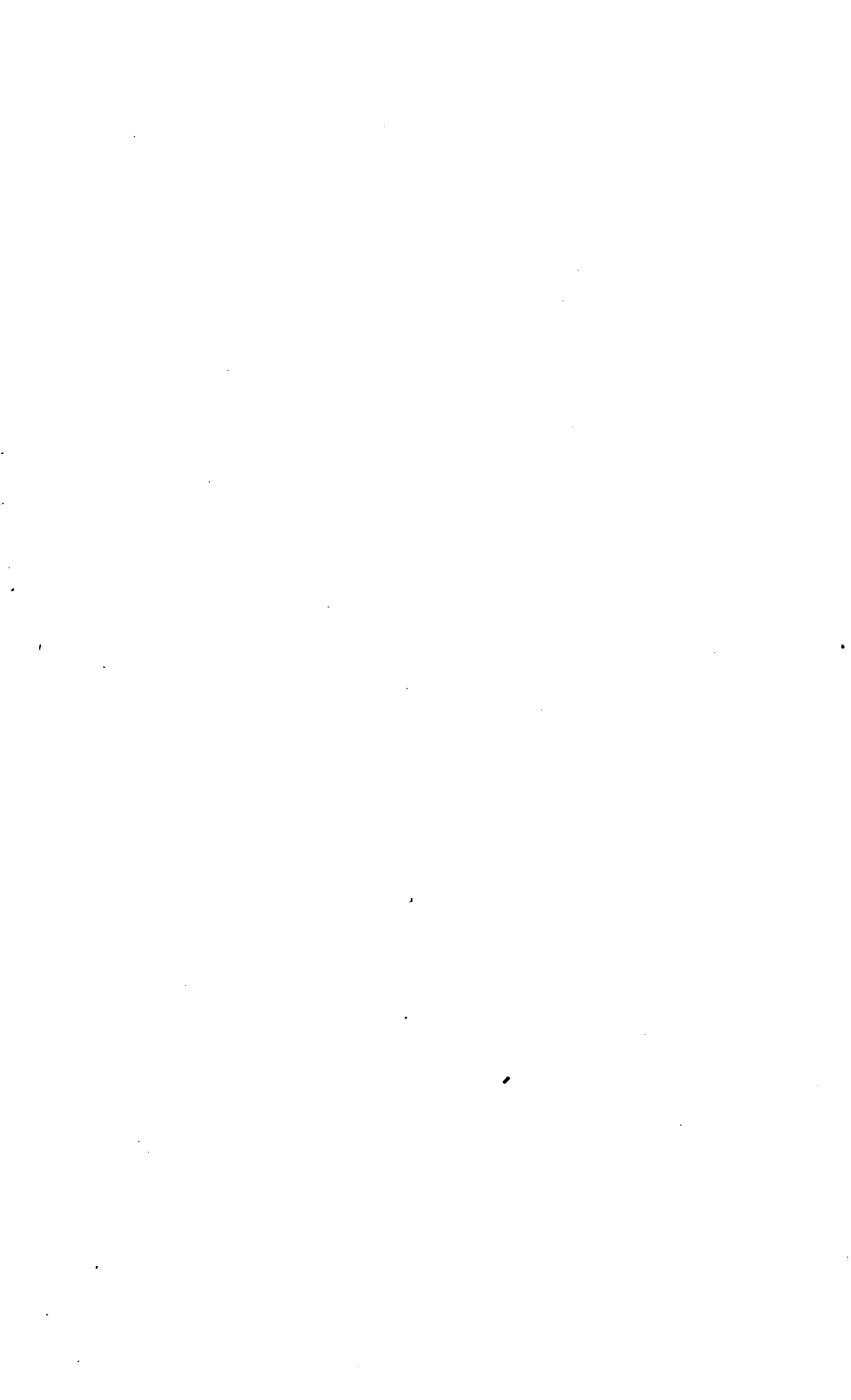
2. DR. LANG to move,—

(1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of "New South Wales" having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.

(2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook ; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated "Cooksland."

(3.) That the recent change of the name of a neighbouring Australian Colony from "Van Diemen's Land" to "Tasmania," in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.

3. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.



2. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill, embodying in substance the following propositions, namely,—
- (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 - (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
 - (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
 - (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
 - (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
 - (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
 - (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
 - (11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
 - (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
 - (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
 - (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate on the Motion of Mr. Martin,—
 - (1.) "*That*" in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.
 - (2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 - (3.) That the foregoing Resolutions be embodied in an Address, and presented to "His Excellency the Governor,"—upon which Mr. Bagar had moved, by way of amendment, That all the words after the first word '*That*,' be omitted, with a view to inserting in their place the words "this House is of opinion that the management of the Police of this Colony, under the new system established in connection with the 'Police Regulation Act of 1862,' has not been such as to secure protection to life and property, or to afford satisfaction to this House and to the Public."

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
2. Seamen's Laws Amendment and Consolidation Bill; second reading.
3. Consideration of Governor's Message No. 1, with Estimates of Expenditure for 1863-4.
4. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
5. Scab in Sheep Prevention Bill; consideration in Committee of the propriety of introducing this Bill.
6. Public Education Bill Reported; adoption of Report.
7. Impounding Bill; to be further considered in Committee.

8. Pastoral Interests Contribution Bill :—Consideration in Committee of the propriety of introducing this Bill.
9. Orders of Sequestration in Insolvency Validating Bill; to be considered in Committee.
10. Municipalities Law Amendment Bill; to be considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MORRIS to move, That so much of the Standing Orders be suspended as will permit of a Bill to amend the Scab in Sheep Act of 1861 passing through all its stages in one day.
2. MR. MORRIS to move for leave to bring in a Bill to amend the Scab in Sheep Act of 1861.
3. MR. RUSDEN to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs, known as "Gocup" and "Gadura," in the District of Tumut.
 - (2.) Such Committee to consist of Mr. Burdekin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
4. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
5. MR. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.
6. MR. WILSON to move, That the Order of the Day for the second reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper's amended Resolution on Friday 24th July, stand an Order of the Day for Friday next.
7. MR. GRAY to move, That there be laid upon the Table of this House, copies of all Papers and Documents, relative to the sale of an Allotment of Land to Mr. Charles Dean, at Casino, on the 22nd of April, 1858; and also copies of all Correspondence between Mr. Charles Dean and the Department of Lands, relative to the refusal of the Government to issue a Deed of the aforesaid Allotment of Land, in favour of Mr. Dean.
8. MR. HARPUR to move, That there be laid upon the Table of this House, a Return specifying the Rates of Damages for Trespass on Unenclosed Lands, and of driving-money per mile, chargeable on Impounded Cattle, as fixed by the different Courts of Petty Sessions respectively, throughout the Colony, during the years 1860, 1861, and the half year ending the 30th June, 1862.
9. DR. LANG to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, may be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years ago.
10. MR. HARPUR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Postmaster General, from the 1st June, 1852, to the 31st May, 1863.
 - (2.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (3.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Secretary of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (4.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (5.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Accountant of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (6.) A Return of the number of Letters, Packets, and Parcels sent, free of postage by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (7.) A Return of the probable amount of Postage lost to the Postal Revenue during the eleven years included in the above Returns.
11. DR. LANG to move:—
 - (1.) That the Presbyterian College Bill be referred to a Select Committee, for consideration and report.
 - (2.) That the said Committee consist of Mr. Morris, Mr. Robertson, Mr. Wilson, Mr. Flett, Mr. Gray, Mr. Piddington, Mr. Walker, Mr. Dalgleish, Mr. Stewart, and the Mover.
12. DR. LANG to move:—
 - (1.) That the Bill to Legalize the Exchange of a portion of the Allotment of the Scots Church, be referred to a Select Committee, for consideration and report.
 - (2.) That the said Committee consist of Mr. Bell, Mr. Dalgleish, Mr. Robertson, Mr. Stewart, Mr. Sutherland, Mr. Mate, Mr. Piddington, Mr. Sadleir, Mr. Garrett, and the Mover.
13. DR. LANG to move, That the Petition presented by him on the 18th August, from the Presbyterians of Yass, in favour of the Presbyterian College Bill, be printed.

14. DR. LANG to move, That the Petition presented by him on the 18th August, from the Presbyterians of Moruya, in favour of the Presbyterian College Bill, be printed.
15. MR. GORDON to move, That the Petition presented by him on the 18th August, from certain Sheepowners in the neighbourhood of Glen Innes, with reference to the disease known as Scab in Sheep, be printed.
16. MR. GARRETT to move, That the Petition presented by Mr. Eckford on 19th August, from the Inhabitants of Wollombi, relative to the Public Education Bill, be printed.
17. CAPTAIN MORIARTY to move, That in the opinion of this House, it is the duty of the Government of this Colony to afford, with the least possible delay, every available assistance to the Government of New Zealand, in the circumstances in which that Colony is at present placed.
18. DR. LANG to move, That the Petition, presented by him on 19th August, in favour of the Presbyterian College Bill, from the Presbyterians of Wingham and its Vicinity, on the Manning River, be printed.
19. DR. LANG to move, That the Petition, presented by him on 19th August, in favour of the Presbyterian College Bill, from the Presbyterians of Wallsend, in the District of Newcastle, be printed.
20. DR. LANG to move, That the Petition, presented by him on 19th August, from Mr. Thomas Westropp, Surgeon, be printed.
21. MR. FLETT to move, That the Petition presented by him on the 20th August, from certain Inhabitants of the Manning River, relative to the Education Bill, be printed.
22. MR. SADLER to move, That the Petition presented by him on the 11th of August, from the Minister and other Members of the Episcopal Church, Raymond Terrace, relative to the Public Education Bill, be printed.
23. MR. TIGHE to move, That the Petition of certain Residents in the District of Hexham and Alnwick, relative to the Public Education Bill, presented by him on the 18th August, be printed.
24. MR. ARNOLD to move, That the Petition, presented by him on the 18th August, from certain Inhabitants of Paterson, relative to the Education Bill, be printed.
25. MR. DARVALL to move, That the Petition, presented by him on the 18th August, from certain Inhabitants of East Maitland, relative to the Education Bill, be printed.
26. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
27. MR. DRIVER to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
28. MR. GARRETT to move,—
 - (1.) That the Cardiff Coal Company's Incorporation Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Stewart, Mr. Flett, Mr. Sutherland, Mr. Harpur, Mr. Tighe, Mr. Driver, and the Mover.
29. MR. SADLER to move,—
 - (1.) That a Select Committee be appointed to consider and Report upon the Petition of Mr. John Busby, presented to this House on 15th October, 1862, with power to send for persons and papers.
 - (2.) Such Committee to consist of Mr. Robertson, Dr. Lang, Mr. Dangar, Mr. Cunneen, Mr. Raper, Mr. Morrice, Mr. Flett, and the Mover.
30. MR. HARPUR to move, That the Petition of the President, the Committee, and Officers of the Patrick's Plains Benevolent Society, presented by him, on the 11th August, be printed.
31. MR. HARPUR to move, That the Petition of certain Residents in Patrick's Plains, praying for an Amendment in the 12th Clause of the Education Bill, presented by him, on the 11th August, be printed.
32. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a Sum not exceeding £4,000 for the purpose of providing a Steam Tug for the Pilot Service, at the Richmond River.
33. MR. HARPUR to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.

ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”
2. Towns Police Bill; to be further considered in Committee.
3. Law of Evidence in Criminal Cases Amendment Bill; second reading.
4. Pawnbrokers Bill; to be further considered in Committee.

5. European Assurance Society's Bill ; third reading.
6. Waratah Coal Company's Incorporation Bill ; to be further considered in Committee.
7. Metropolitan Corporation Bill ; to be considered in Committee.
8. Commercial Banking Company's Act Amendment Bill ; second reading.

FRIDAY, AUGUST 28.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Payment of Wages in Money Compulsion Bill ; second reading.

NOTICE OF MOTION :—

1. Mr. Laycock to move, That there be laid upon the Table of this House, Copies of all Papers and Correspondence relative to the dismissal of Inspector Galbraith from the Police Force at Grafton.

TUESDAY, SEPTEMBER 1.

OTHER BUSINESS—NOTICES OF MOTION :—

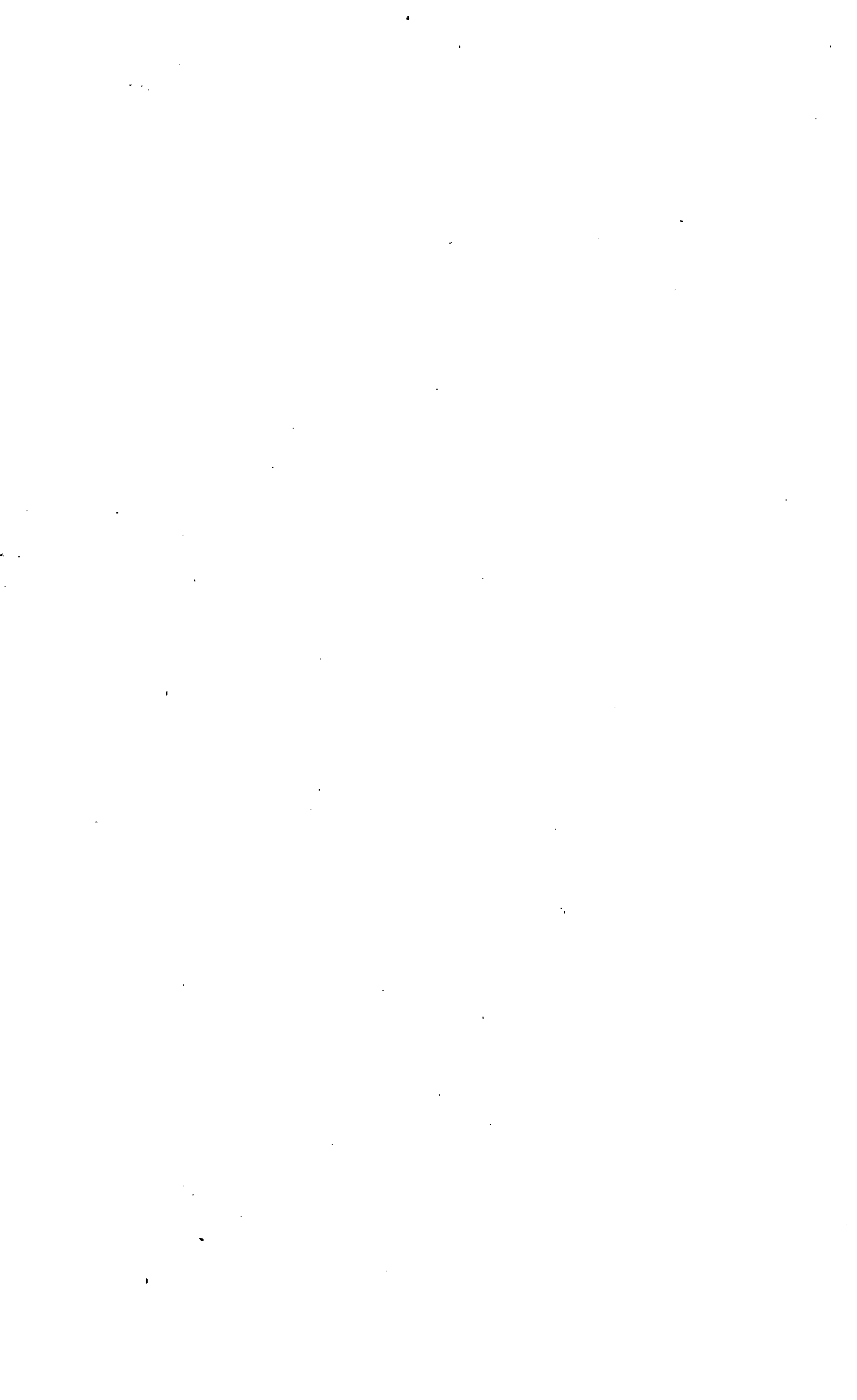
1. Mr. Lucas to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry.
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
2. Mr. W. Forster to move, That this House is of opinion, that the proceedings and results of the Intercolonial Conference, held at Melbourne, in the months of March and April last, and the conduct of the Government in relation thereto, as disclosed by the Papers laid before the House during the present Session, have been highly unsatisfactory.
3. Mr. Dangar to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent ; the names of sureties ; the loss, if any, sustained in consequence by the Government ; and the extent to which the contract was carried out.
4. Mr. Dangar to move, That the Petition of certain residents of Murrurundi, against " The Pastoral Interests Contribution Bill," presented by him on the 18th August last, be printed.
5. Mr. Dangar to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all sums expended on Minor Roads, from 1st January, 1861, to 30th June, 1863, specifying each particular Line of Road, and the Nature of the Improvements made thereon.
 - (2.) The Name of the District, and whether performed by Contract or Day-work.
 - (3.) The Names of the Local Road Superintendents and Overseers.
 - (4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.
 - (5.) The Number of Laborers in each Gang where an Overseer is employed.
6. Mr. Dangar to move, That the Petition from Merton and Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
7. Mr. Dangar to move, That the Petition from Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
8. Mr. Stewart to move,—
 - (1.) That in the opinion of this House, it is desirable that Members of Parliament should be entitled to travel by Railway free of charge.
 - (2.) That the foregoing Resolution be embodied in an Address to His Excellency the Governor.
9. Mr. Rusden to move, That the Petition relative to the Public Education Bill, from certain Residents at Port Macquarie and Macleay, presented by him on the 25th August, be printed.

TUESDAY,

TUESDAY, SEPTEMBER 8.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. SAMUEL to move,—
- (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions :—
- (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
- (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudjee, from the extension beyond Penrith, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
- (3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
- (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- (6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- (7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- (8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.
- (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
2. DR. LANG to move,—
- (1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of "New South Wales" having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.
- (2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook ; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated "Cooksland."
- (3.) That the recent change of the name of a neighbouring Australian Colony from "Van Diemen's Land" to "Tasmania," in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.
3. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
4. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.



New South Wales.

No. 38.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 26 AUGUST, 1863.

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

Questions on Notice Paper for to-day:—

- (1.) Church and School Estates:—Mr. Macpherson asked the Colonial Secretary, pursuant to Notice No. 1,—

(1.) Whether it is the intention of the Government to introduce a Bill to legalize the appropriation of the proceeds of the Church and School Estates (in terms of a Resolution of this House of 25 July, a.m.) to the purposes of Religion, and the Education of Youth in the Colony, in terms of the Grant to the Trustees of Clergy and School Lands in New South Wales, such proceeds to be divided rateably among the different Religious Denominations; and if so, when?

(2.) Whether it is the intention of the Government to appropriate the proceeds, or any portion of the proceeds of the Church and School Estates, until an Act of Parliament shall have been passed to authorize the same; and if so, to what purposes?

(3.) What course has hitherto been pursued, and what course will for the future be pursued, with reference to portions of the Church and School Estate on which Gold Fields have been, or may be, established; have such Lands been treated, or will they for the future be treated as Crown, or as *quasi* Private Lands?

Mr. Cowper answered:—

(1.) I beg to state, in reply to the first Question of the Honorable Gentleman, that when the state of the public business will permit, it is the intention of the Government to introduce a Bill for dealing with the Church and School Estates.

(2.) In reply to Question (2), I would state, that if by proceeds the Honorable Member means proceeds of sales of Church and School Estates, it is not the intention of Government to appropriate them pending legislation. With reference to the way in which proceeds of sales have been dealt with, I may quote from a Minute of the Executive Council:—"The amount to be invested in Government Debentures, and the interest to be divided annually for the purposes of the Trust, in the same way as the rents of the land have been heretofore distributed."

(3.) In reply to the third Question, I would state, that the course which has been pursued, and which will for the future be pursued, with reference to portions of those Estates on which Gold Fields have been or may be established, has been and will be, to receive the proceeds from those lands, and to carry them to the account of the Church and School Estates Revenue. They will be treated, as they have been treated, as Estates under that Trust.

- (2.) Clerk of Petty Sessions at Molong:—Mr. Dangar asked the Colonial Secretary, pursuant to Notice No. 2,—

(1.) How long the Clerk of Petty Sessions for Molong (Mr. Davies) has been absent from his District, and in Sydney; and who performs his Bench duties?

(2.)

(2.) Does not Mr. Davies' health or eyesight, unfit him for a Clerk of Petty Sessions; and is he not incompetent, from old age, to perform the duties of Clerk of Petty Sessions?

Mr. Cowper answered:—Mr. Davies obtained one month's leave of absence in consequence of disease of the eyes, and reported himself in Sydney in February, 1863. In order to enable him to get further medical aid, his leave was renewed—a substitute for performing his duties being provided. He has lately been endeavouring to effect an exchange to Sydney, that he may be nearer to professional attendance, but he will immediately resume his duties, which, I am not aware, he is unable to perform. If it should prove to be so, he will of course be called upon to resign.

2. Pawnbrokers Bill:—Mr. Eagar presented a Petition from certain Pawnbrokers of Sydney, against the further consideration of this Bill, until the evidence taken before the Select Committee of last Session, on a similar Bill, be laid upon the Table of the House and printed.
And the said Petition, having been read at length by the Clerk, by direction of the Speaker, was received.
3. Presbyterian College Bill:—Dr. Lang presented a Petition from certain Presbyterians of Forbes, on the Lachlan Diggings, in favour of the passing of this Bill.
Petition received.
4. Drainage of Lands on the Hunter:—Mr. Burns presented a Petition from William Purves, as Convener of a certain Public Meeting of the Inhabitants of Maitland and surrounding District, praying that a Bill may be passed without delay to secure united action in the Drainage of the low lands of the Hunter River District.
Petition received.
5. Paper:—Mr. Cowper laid upon the Table, Return (in part) to Address, in reference to "Magistrates Attendances," adopted by this House, on motion of Mr. Driver, on 8th July, 1862.
Ordered to be printed.
6. Motion Withdrawn:—Mr. Gray withdrew the Motion standing in his name, No. 7 on the Notice Paper for to-day.
7. Present State and Management of Lunatic Asylums:—Mr. Wilson, as Chairman, brought up a Progress Report from the Select Committee to whom this subject was referred on 14th July, 1863.
Ordered to be printed.
8. Motion Withdrawn:—Mr. Garrett withdrew the Motion standing in his name, No. 28 on the Notice Paper for to-day.
9. Newcastle Wallsend Coal Company:—Mr. Wilson presented a Petition from certain Shareholders in the Newcastle Wallsend Coal Company, setting forth certain grievances as sustained by them, arising out of negotiations with the Government; and praying enquiry, with a view to relief.
Petition received.
10. Motions Withdrawn:—Dr. Lang withdrew the Motions standing in his name, Nos. 9, 11, and 12, on the Notice Paper for to-day.
11. Insecurity of Life and Property in Country Districts—Appointment of Magistrates—Administration of Justice:—Order of the Day for the Resumption of the Adjourned Debate on the Motion of Mr. Martin,—
" (1.) 'That' in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.
" (2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
" (3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor,"—upon which Mr. Eagar had moved, by way of amendment, That all the words after the first word 'That,' be omitted, with a view to inserting in their place the words "this House is of opinion that the management of the Police of this Colony, under the new System established in connexion with the 'Police Regulation Act of 1862,' has not been such as to secure protection to life and property, or to afford satisfaction to this House and to the Public,"—
Read.
Motion made by Mr. W. Forster, and Question put,—That this Debate be now adjourned.

The House divided.

Ayes, 11.

Mr. Macpherson,
Mr. Wilson,
Mr. Buchanan,
Mr. Leary,
Mr. Harpur,
Mr. Gordon,
Mr. Macleay,
Mr. Dalgleish,
Mr. Mate,

Tellers.

Mr. W. Forster,
Mr. Lucas.

Noes, 25.

Mr. Cowper,
Mr. Smart,
Mr. Arnold,
Mr. Robertson,
Mr. Darvall,
Mr. Dangar,
Mr. Close,
Mr. Stewart,
Mr. Wisdom,
Mr. Sadleir,
Mr. Shepherd,
Mr. Morrice,
Mr. Garrett,
Dr. Lang,
Mr. C. Cowper, junr.,
Mr. Gray,
Mr. Eckford,
Capt. Moriarty,
Mr. Sutherland,
Mr. Egan,
Mr. Cummings,
Mr. Burns,
Mr. Hannell,

Tellers.

Mr. Tighe,
Mr. Morris.

Main

Main Question stated.

Debate resumed and continued.

Motion made by Mr. Laycock, (with the concurrence of the House) and Question,—That this Debate be now adjourned until to-morrow, then to take precedence of all other Business,—put and passed (after debate).

The House adjourned, on motion of Mr. Cowper, at ten minutes after Eleven o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, AUGUST 27.

QUESTIONS:—

1. MR. EAGAR to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What is the estimated net cost, as calculated by Mr. Whitton, of the eighteen Locomotive Engines, ordered through Mr. Edward Hamilton, as Agent for the New South Wales Government, on or about the 21st May last?
 - (2.) When will the Return, in relation to Railway Contractors, in terms of Motion of the 4th instant, be laid upon the Table of this House?
2. MR. DANGAR to ask THE SECRETARY FOR LANDS,—
 - (1.) Why the Sum of £100, voted in 1858, for a Bridge over Cox's Crossing Place, near Bogibri, Government Township, was not expended?
 - (2.) Why the Sum of £100, voted in 1858, for the Crossing Place on the north side of the Namoi River, was not expended?
 - (3.) Will the Government place on the Supplementary Estimates, this Session, a sufficient Sum of Money to build a Bridge over Cox's Creek, at Bogibri Township?
3. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—When the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Public Works, will be laid upon the Table of this House?

Contingent Notices of Motion:—

1. MR. SMART to move, (on the Order of the Day being read for the consideration of the Governor's Message, No. 1, with the Estimates of Expenditure for 1863-4) That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of the Supply to be granted to Her Majesty, for the Service of the Year 1863-4, and that the Estimates accompanying the Governor's Message, No. 1, be referred to such Committee.
2. MR. W. FORSTER to move, (Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill, embodying in substance the following propositions, namely,—
 - (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 - (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
 - (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum,
 - (7.)

(7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.

(8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.

(9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.

(10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.

(11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.

(12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.

(13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.

(14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate on the Motion of Mr. Martin,—
 - “ (1.) “*That*” in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty’s Ministers in this Colony.
 - “ (2.) That the conduct of Her Majesty’s Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.
 - “ (3.) That the foregoing Resolutions be embodied in an Address, and presented to “His Excellency the Governor,”—upon which Mr. Eagar had moved, by way of amendment, That all the words after the first word ‘*That*,’ be omitted, with a view to inserting in their place the words “this House is of opinion that the management of the Police of this Colony, under the new system established in connection with the ‘Police Regulation Act of 1862,’ has not been such as to secure protection to life and property, or to afford satisfaction to this House and to the Public.”

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, “That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses.”
2. Seamen’s Laws Amendment and Consolidation Bill; second reading.
3. Consideration of Governor’s Message No. 1, with Estimates of Expenditure for 1863-4.
4. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
5. Scab in Sheep Prevention Bill; consideration in Committee of the propriety of introducing this Bill.
6. Public Education Bill Reported; adoption of Report.
7. Impounding Bill; to be further considered in Committee.
8. Pastoral Interests Contribution Bill.—Consideration in Committee of the propriety of introducing this Bill.
9. Orders of Sequestration in Insolvency Validating Bill; to be considered in Committee.
10. Municipalities Law Amendment Bill; to be considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MORRIS to move, That so much of the Standing Orders be suspended as will permit of a Bill to amend the Scab in Sheep Act of 1861 passing through all its stages in one day.
2. MR. MORRIS to move for leave to bring in a Bill to amend the Scab in Sheep Act of 1861.
3. MR. RUSDEN to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs, known as “Gocup” and “Gadura,” in the District of Tumut.
 - (2.) Such Committee to consist of Mr. Burdekin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.

4. MR. HARRUP to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
5. MR. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.
6. MR. WILSON to move, That the Order of the Day for the second reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper's amended Resolution on Friday 24th July, stand an Order of the Day for Friday next.
7. MR. HARRUP to move, That there be laid upon the Table of this House, a Return specifying the Rates of Damages for Trespass on Unenclosed Lands, and of driving-money per mile, chargeable on Impounded Cattle, as fixed by the different Courts of Petty Sessions respectively, throughout the Colony, during the years 1860, 1861, and the half year ending the 30th June, 1862.
8. MR. HARRUP to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Postmaster General, from the 1st June, 1852, to the 31st May, 1863.
 - (2.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (3.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Secretary of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (4.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (5.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Accountant of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (6.) A Return of the number of Letters, Packets, and Parcels sent, free of postage by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (7.) A Return of the probable amount of Postage lost to the Postal Revenue during the eleven years included in the above Returns.
9. DR. LANG to move, That the Petition presented by him on the 18th August, from the Presbyterians of Yass, in favour of the Presbyterian College Bill, be printed.
10. DR. LANG to move, That the Petition presented by him on the 18th August, from the Presbyterians of Moruya, in favour of the Presbyterian College Bill, be printed.
11. MR. GORDON to move, That the Petition presented by him on the 18th August, from certain Sheepowners in the neighbourhood of Glen Innes, with reference to the disease known as Scab in Sheep, be printed.
12. MR. GARRETT to move, That the Petition presented by Mr. Eckford on 19th August, from the Inhabitants of Wollombi, relative to the Public Education Bill, be printed.
13. CAPTAIN MORIARTY to move, That in the opinion of this House, it is the duty of the Government of this Colony to afford, with the least possible delay, every available assistance to the Government of New Zealand, in the circumstances in which that Colony is at present placed.
14. DR. LANG to move, That the Petition, presented by him on 19th August, in favour of the Presbyterian College Bill, from the Presbyterians of Wingham and its Vicinity, on the Manning River, be printed.
15. DR. LANG to move, That the Petition, presented by him on 19th August, in favour of the Presbyterian College Bill, from the Presbyterians of Wallsend, in the District of Newcastle, be printed.
16. DR. LANG to move, That the Petition, presented by him on 19th August, from Mr. Thomas Westropp, Surgeon, be printed.
17. MR. FLETT to move, That the Petition presented by him on the 20th August, from certain Inhabitants of the Manning River, relative to the Education Bill, be printed.
18. MR. SADLER to move, That the Petition presented by him on the 11th of August, from the Minister and other Members of the Episcopal Church, Raymond Terrace, relative to the Public Education Bill, be printed.
19. MR. TIGHE to move, That the Petition of certain Residents in the District of Hexham and Alwick, relative to the Public Education Bill, presented by him on the 18th August, be printed.
20. MR. ARNOLD to move, That the Petition, presented by him on the 18th August, from certain Inhabitants of Paterson, relative to the Education Bill, be printed.
21. MR. DARVALL to move, That the Petition, presented by him on the 18th August, from certain Inhabitants of East Maitland, relative to the Education Bill, be printed.
22. MR. HOLMOYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
23. MR. DRIVER to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
24. MR. SADLER to move,—
 - (1.) That a Select Committee be appointed to consider and Report upon the Petition of Mr. John Busby, presented to this House on 15th October, 1862, with power to send for persons and papers.
 - (2.)

- (2.) Such Committee to consist of Mr. Robertson, Dr. Lang, Mr. Dangar, Mr. Cunneen, Mr. Raper, Mr. Morrice, Mr. Flett, and the Mover.
25. MR. HARPUR to move, That the Petition of the President, the Committee, and Officers of the Patrick's Plains Benevolent Society, presented by him, on the 11th August, be printed.
 26. MR. HARPUR to move, That the Petition of certain Residents in Patrick's Plains, praying for an Amendment in the 12th Clause of the Education Bill, presented by him, on the 11th August, be printed.
 27. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a Sum not exceeding £4,000 for the purpose of providing a Steam Tug for the Pilot Service, at the Richmond River.
 28. MR. HARPUR to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.

ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”
2. Towns Police Bill; to be further considered in Committee.
3. Law of Evidence in Criminal Cases Amendment Bill; second reading.
4. Pawnbrokers Bill; to be further considered in Committee.
5. European Assurance Society's Bill; third reading.
6. Waratah Coal Company's Incorporation Bill; to be further considered in Committee.
7. Metropolitan Corporation Bill; to be considered in Committee.
8. Commercial Banking Company's Act Amendment Bill; second reading.

FRIDAY, AUGUST 28.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Payment of Wages in Money Compulsion Bill; second reading.

NOTICES OF MOTION:—

1. Mr. Laycock to move, That there be laid upon the Table of this House, Copies of all Papers and Correspondence relative to the dismissal of Inspector Galbraith from the Police Force at Grafton.
2. MR. BAGAR to move, That there be laid upon the Table of this House, a Tabular Return embodying the following information in reference to the purchase of Locomotive Engines and Railway Materials in England,—
 - (1.) The amount of Commission or other remuneration (including necessary assistance and travelling expenses) paid to Mr. John Fowler, for services in relation to the inspection, purchase, or procuring the construction of Locomotive Engines, from the date of his employment by the New South Wales Government to the present time, specifying each particular operation or transaction, and the cost in each case.
 - (2.) The amount of Commission or other remuneration (including necessary assistance and travelling expenses) paid to Mr. John Fowler, for services rendered in relation to the inspection, purchase, or procuring all Railway Materials other than Locomotive Engines, from the date of his employment by the New South Wales Government to the present time, specifying in each case, the nature, quantity, and cost of such Railway Materials.
3. MR. BAGAR to move, That there be laid upon the Table of this House, a Copy of the “usual monthly letter” in which the Indent of eighteen Locomotive Engines was enclosed to the Commercial Agent in England, Mr. Hamilton, on or about the 21st May last.
4. MR. BAGAR to move, That the Petition presented by him on 26th August, from sundry Pawnbrokers, be printed.
5. MR. BURNS to move, That the Petition presented by him on 26th August, from the Rev. William Purves, on the Question of Drainage, be printed.

TUESDAY, SEPTEMBER 1.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.)

- (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 (3.) With the Chief Commissioner and F. W. Perry.
 (4.) With the Chief Commissioner and any person or persons.
 (5.) With the Crown Solicitor and any person or persons.
2. MR. W. FORSTER to move, That this House is of opinion, that the proceedings and results of the Intercolonial Conference, held at Melbourne, in the months of March and April last, and the conduct of the Government in relation thereto, as disclosed by the Papers laid before the House during the present Session, have been highly unsatisfactory.
3. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
4. MR. DANGAR to move, That the Petition of certain residents of Murrurundi, against "The Pastoral Interests Contribution Bill," presented by him on the 18th August last, be printed.
5. MR. DANGAR to move, That there be laid upon the Table of this House,—
 (1.) A Return of all sums expended on Minor Roads, from 1st January, 1861, to 30th June, 1863, specifying each particular Line of Road, and the Nature of the Improvements made thereon.
 (2.) The Name of the District, and whether performed by Contract or Day-work.
 (3.) The Names of the Local Road Superintendents and Overseers.
 (4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.
 (5.) The Number of Laborers in each Gang where an Overseer is employed.
6. MR. DANGAR to move, That the Petition from Merton and Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
7. MR. DANGAR to move, That the Petition from Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
8. MR. STEWART to move,—
 (1.) That in the opinion of this House, it is desirable that Members of Parliament should be entitled to travel by Railway free of charge.
 (2.) That the foregoing Resolution be embodied in an Address to His Excellency the Governor.
9. MR. RUSDEN to move, That the Petition relative to the Public Education Bill, from certain Residents at Port Macquarie and Macleay, presented by him on the 25th August, be printed.
10. MR. GARRETT to move,—
 (1.) That the Cardiff Coal Company's Incorporation Bill be referred to a Select Committee for consideration and report.
 (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Stewart, Mr. Flett, Mr. Sutherland, Mr. Harpur, Mr. Tighe, Mr. Driver, and the Mover.
11. MR. WILSON to move, That the Progress Report from the Select Committee, on the Present State and Management of the Lunatic Asylums, laid on the Table by him on 26th August, be now adopted.
12. MR. WILSON to move, That the Petition presented by him on 26th August, from the Shareholders in the Newcastle Wallsend Coal Company, be printed.
13. DR. LANG to move, That the Petition presented by him on 26th August, from Presbyterians residing at Forbes, on the Lachlan Diggings, in favour of the Presbyterian College Bill, be printed.
14. DR. LANG to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, may be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years ago.
15. DR. LANG to move:—
 (1.) That the Presbyterian College Bill be referred to a Select Committee, for consideration and report.
 (2.) That the said Committee consist of Mr. Morris, Mr. Robertson, Mr. Wilson, Mr. Flett, Mr. Gray, Mr. Piddington, Mr. Walker, Mr. Dalgleish, Mr. Stewart, and the Mover.
16. DR. LANG to move:—
 (1.) That the Bill to Legalize the Exchange of a portion of the Allotment of the Scots Church, be referred to a Select Committee, for consideration and report.
 (2.) That the said Committee consist of Mr. Bell, Mr. Dalgleish, Mr. Robertson, Mr. Stewart, Mr. Sutherland, Mr. Mate, Mr. Piddington, Mr. Sadleir, Mr. Garrétt, and the Mover.

TUESDAY, SEPTEMBER 8.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. SAMUEL to move,—

(1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—

(1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

(5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

(6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

(7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

(8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.

(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

2. DR. LANG to move,—

(1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of "New South Wales" having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.

(2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated "Cook'sland."

(3.) That the recent change of the name of a neighbouring Australian Colony from "Van Diemen's Land" to "Tasmania," in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.

3. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.

4. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
5. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all cases, since the beginning of Responsible Government, in which any person or persons, whether jointly or severally, have petitioned or in any way applied for leave to sue the Government of this Colony in any Court of Law, specifying in each case, the party or parties so petitioning or applying, the date of the petition or application, the grounds of claim, the decision of the Government thereon, the reasons for refusal in each case where such petition or application was refused, and the result and cost of proceedings in each case where the Government consented to be sued.

TUESDAY, SEPTEMBER 15.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. GRAY to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of Mr. J. Harris and others, relative to the Railway through the Ultimo Estate, presented to this House, on the 15th October, 1862.
 - (2.) That such Committee consist of Mr. Arnold, Mr. Hart, Mr. Caldwell, Mr. Stewart, Mr. Cunneen, Mr. Sutherland, Mr. Lucas, Mr. Morrice, Mr. Bell, and the Mover.
2. MR. GRAY to move, That there be laid upon the Table of this House, copies of all Papers and Documents, relative to the sale of an Allotment of Land to Mr. Charles Dean, at Casino, on the 22nd of April, 1858 ; and also copies of all Correspondence between Mr. Charles Dean and the Department of Lands, relative to the refusal of the Government to issue a Decd of the aforesaid Allotment of Land, in favour of Mr. Dean.
3. MR. WILSON to move,—
 - (1.) That the Petition presented by him on 26th August, from the Shareholders in the Newcastle Wallsend Coal Company, be referred to a Select Committee to inquire into, and report upon, the allegations contained in said Petition.
 - (2.) That such Committee consist of Mr. Arnold, Mr. Hannell, Mr. Piddington, Mr. Love, Mr. Caldwell, Mr. Tighe, Mr. Dalgleish, Mr. Lucas, Mr. Gordon, and the Mover.

New South Wales.

No. 39.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 27 AUGUST, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) Locomotive Engines, and Contractors, for Public Railways :—Mr. Eagar asked the Secretary for Public Works, pursuant to Notice No. 1,—

(1.) What is the estimated net cost, as calculated by Mr. Whitton, of the eighteen Locomotive Engines, ordered through Mr. Edward Hamilton, as Agent for the New South Wales Government, on or about the 21st May last ?

(2.) When will the Return, in relation to Railway Contractors, in terms of Motion of the 4th instant, be laid upon the Table of this House ?

Mr. Arnold answered :—

(1.) I beg to inform the Honorable Member, that the estimated net cost of the Locomotive Engines lately ordered from England is as follows :—for the Passenger Engines, £2,900 ; for the Goods Engines, £3,000.

(2.) I have made inquiries with regard to the Returns alluded to in the second Question, and I have received this :—“The Return alluded to can be got ready in a few days, but in such case other pressing matters will have to stand over, and it will be impossible to furnish the Returns in a reasonable time unless other clerical assistance is obtained.” We have pressure from other sides, for instance from the Auditor General, to which it is important we should give attention.

- (2.) Bridges, Bogibri and Namoi :—Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 2,—

(1.) Why the Sum of £100, voted in 1858, for a Bridge over Cox's Crossing Place, near Bogibri, Government Township, was not expended ?

(2.) Why the Sum of £100, voted in 1858, for the Crossing Place on the north side of the Namoi River, was not expended ?

(3.) Will the Government place on the Supplementary Estimates, this Session, a sufficient Sum of Money to build a Bridge over Cox's Creek, at Bogibri Township ?

Mr. Robertson answered :—

(1.) For the information of the Honorable Member, I would say that the sum of £100 was not voted, but was appropriated, on the 10th March, 1859, from the General Road Vote for 1858, for a Bridge across Cox's Creek, and was entrusted for expenditure to Messrs. A. Loder, J.P., D. Grover, and E. H. Lloyd, J.P., but the credit not having been operated on within the usual limit has been written off in the books of the Audit Office.

(2.) With regard to the second Question, I would say, that a credit for the sum of £100 was in like manner opened on the 1st March, 1859, for this purpose (from the General Road Vote for 1858), in favour of Messrs. E. H. Lloyd, Andrew Doyle, J.P., and P. Guinn, but no expenditure having been made, the account has been written off.

(3.) The District Surveyor will take an early opportunity of ascertaining the necessity for, and probable cost of, the proposed work ; and, as the Honorable Member is aware, it would then come from the General Vote, and there would be no occasion to ask the Parliament by estimate to vote the money.

- (3.) Alleged Irregularities in the Public Works Office :—Mr. Dalgleish asked the Secretary for Public Works,—When the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Public Works, will be laid upon the Table of this House ?

Mr.

Mr. Arnold answered :—In consequence of certain charges made by the Honorable Member in his place in this House, an inquiry has been directed by me into the conduct of certain officers in the Railway Department. That inquiry can scarcely, at present, be said to be complete, but when it is, and the determination of the Executive Council has been had in regard to it, I suppose there will be no objection to produce any papers we may have upon the subject, if they are asked for by the House in the usual way. At present there is no report upon the subject.

2. Member of Legislative Assembly as Witness :—The Speaker reported that the following Message had been received yesterday from the Legislative Council :—

MR. SPEAKER,—

The Legislative Council having appointed a Select Committee "to consider whether additional Light-houses are necessary on the Coast of New Holland," and that Committee being desirous to examine Merion Marshall Moriarty, Esquire, a Member of the Legislative Assembly, in reference thereto, requests that the Legislative Assembly will give leave to its said Member to attend and be examined by the said Committee, on such day and days as shall be arranged between him and the said Committee.

Legislative Council Chamber,

Sydney, 26th August, 1863.

T. A. MURRAY,

President.

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

MR. PRESIDENT,—

In answer to the Message from the Legislative Council, dated the 26th instant, requesting leave for Merion Marshall Moriarty, Esquire, a Member of the Legislative Assembly, to attend and be examined before a Select Committee of the Legislative Council, appointed to "consider whether additional Light-houses are necessary on the Coast of New Holland," the Assembly acquaints the Council that leave has been granted to its said Member to attend and be examined by the said Committee, if he think fit.

Legislative Assembly Chamber,

Sydney, 27th August, 1863.

Speaker.

Question put and passed.

3. Paper :—Mr. Robertson laid upon the Table, Return to Order, in reference to "Reservations upon Runs in Tumut District," made by this House, on motion of Mr. W. Forster, on 22nd July, 1862.

Ordered to be printed.

4. Motion for Adjournment :—Mr. Dalglish moved, That this House do now adjourn. Question put and negatived.

5. Insecurity of Life and Property in Country Districts—Appointment of Magistrates—Administration of Justice :—The Adjourned Debate, on the Motion of Mr. Martin,—

"(1.) 'That' in the opinion of this House, the alarming state of insecurity for life and property which has so long prevailed throughout the Country Districts, is in a high degree discreditable to Her Majesty's Ministers in this Colony.

"(2.) That the conduct of Her Majesty's Ministers in this Colony, in the appointments to the Magistracy, and generally in connexion with the Administration of Justice, has been such as to call for the strong condemnation of this House.

"(3.) That the foregoing Resolutions be embodied in an Address, and presented to His Excellency the Governor,"—upon which Mr. Eagar had moved, by way of amendment, That all the words after the first word 'That,' be omitted, with a view to inserting in their place the words "this House is of opinion that the management of the Police of this Colony, under the new System established in connexion with the 'Police Regulation Act of 1862,' has not been such as to secure protection to life and property, or to afford satisfaction to this House and to the Public,"—resumed and continued.

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

Ayes, 42.

Mr. Cowper,	Mr. Laycock.
Mr. Robertson,	Mr. Morris,
Mr. Arnold,	Mr. Dangar,
Mr. Darvall,	Mr. Sadleir,
Mr. C. Cowper, junr.,	Mr. Cummings,
Mr. Haworth,	Mr. Driver,
Mr. Raper,	Mr. Lackey,
Mr. Morrice,	Mr. Sutor,
Mr. Eckford,	Mr. Caldwell,
Mr. Shepherd,	Mr. Alexander,
Mr. Gray,	Mr. Allen,
Mr. J. T. Ryan,	Dr. Lang,
Mr. Egan,	Mr. Tighe,
Mr. Martin,	Mr. Close,
Mr. Redman,	Mr. Holt,
Mr. Mate,	Mr. Bell,
Mr. Emanuel,	Mr. Smart,
Mr. Stewart,	Mr. Weekes,
Mr. Cunneen,	
Capt. Moriarty,	<i>Tellers.</i>
Mr. Sutherland,	Mr. Burdekin,
Mr. Flett,	Mr. R. Forster.

Noes, 20.

Mr. Lucas,
Mr. Eagar,
Mr. Macpherson,
Mr. Piddington,
Mr. Hart,
Mr. W. Forster,
Mr. Dalglish,
Mr. Leary,
Mr. Wilson,
Mr. Hannell,
Mr. Terry,
Mr. Wisdom,
Mr. Burns,
Mr. Harpur,
Mr. Gordon,
Mr. Rusden,
Mr. Holroyd,
Mr. Macleay,
<i>Tellers.</i>
Mr. Buchanan,
Mr. Faucett.

And

And the House continuing to sit till after Midnight,—

FRIDAY, 28 AUGUST, 1863, A.M.,

Original Question put.
The House divided.

Ayes, 18

Mr. Lucas,
Mr. Wilson,
Mr. Dalgleish,
Mr. Piddington,
Mr. Burns,
Mr. Rusden,
Mr. Faucett,
Mr. Buchanan,
Mr. Macpherson,
Mr. W. Forster,
Mr. Martin,
Mr. Leary,
Mr. Holroyd,
Mr. Macleay,
Mr. Eagar,
Mr. Harpur,

Tellers.

Capt. Moriarty,
Mr. Driver.

Noes, 44.

Mr. Cowper,	Mr. Flett,
Mr. Robertson,	Mr. Allen,
Mr. Smart,	Mr. Caldwell.
Mr. Arnold,	Mr. Suttor,
Mr. C. Cowper, junr.,	Dr. Lang,
Mr. Egan,	Mr. Close,
Mr. Hart,	Mr. Garrett,
Mr. R. Forster,	Mr. Lackey,
Mr. Haworth,	Mr. J. T. Ryan,
Mr. Redman,	Mr. Shepherd,
Mr. Raper,	Mr. Eckford,
Mr. Hannell,	Mr. Tighe,
Mr. Cummings,	Mr. Dangar,
Mr. Terry,	Mr. Holt,
Mr. Wisdom,	Mr. Mate,
Mr. Morrice,	Mr. Gray,
Mr. Sutherland,	Mr. Weckes,
Mr. Emanuel,	Mr. Darvall,
Mr. Cunneen,	Mr. Morris,
Mr. Stewart,	<i>Tellers.</i>
Mr. Sadleir,	Mr. Burdekin,
Mr. Alexander,	Mr. Bell.
Mr. Laycock,	

The House adjourned, on motion of Mr. Cowper, at seven minutes after Twelve o'clock A.M., until Three o'clock P.M., this day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

FRIDAY, AUGUST 28.

QUESTIONS:—

1. MR. EAGAR *to ask* THE SECRETARY FOR PUBLIC WORKS.—From what manufacturing Firm the eighteen Locomotive Engines sent for to England, on or about the 21st May last, have been ordered, or directed to be ordered?
2. MR. DRIVER *to ask* THE COLONIAL SECRETARY.—Is it the intention of the Government to introduce, during the present Session, a Bill to amend the Volunteer Act, with the view of carrying out the imposition of Fines for Non-attendance at Drills and Parades?
3. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—
 - (1.) The Date of the Appointment and Gazetting of the Clerk of Petty Sessions for Coonabarabran, in the place of Mr. Poole?
 - (2.) Are the Government aware there has been no Clerk to the Coonabarabran Bench for a considerable time; and when may Mr. Robertson be expected to reach Coonabarabran, to commence his duties; and has he been paid full salary since his appointment?
4. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—
 - (1.) If the Government retain in the Commission of the Peace, Police or unpaid Magistrates who have become Insolvent and passed through that Court?
 - (2.) Do the Government retain in Public Departments, Clerks, or other Employées, who have become Insolvent, or who have compromised with their Creditors?

Contingent

Contingent Notices of Motion:—

1. MR. SMART to move, (*on the Order of the Day being read for the consideration of the Governor's Message, No. 1, with the Estimates of Expenditure for 1863-4*) That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of the Supply to be granted to Her Majesty, for the Service of the Year 1863-4, and that the Estimates accompanying the Governor's Message, No. 1, be referred to such Committee.
2. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill, embodying in substance the following propositions, namely,—
 - (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 - (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
 - (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
 - (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
 - (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
 - (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
 - (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
 - (11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
 - (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
 - (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
 - (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Payment of Wages in Money Compulsion Bill; second reading.
2. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”
3. Towns Police Bill; to be further considered in Committee.
4. Law of Evidence in Criminal Cases Amendment Bill; second reading.
5. Pawnbrokers Bill; to be further considered in Committee.
6. European Assurance Society's Bill; third reading.
7. Waratah Coal Company's Incorporation Bill; to be further considered in Committee.
8. Metropolitan Corporation Bill; to be considered in Committee.
9. Commercial Banking Company's Act Amendment Bill; second reading.

NOTICES OF MOTION:—

1. MR. LAYCOCK to move, That there be laid upon the Table of this House, Copies of all Papers and Correspondence relative to the dismissal of Inspector Galbraith from the Police Force at Grafton.
2. MR. EAGAN to move, That there be laid upon the Table of this House, a Tabular Return embodying the following information in reference to the purchase of Locomotive Engines and Railway Materials in England,—
 - (1.) The amount of Commission or other remuneration (including necessary assistance and travelling expenses) paid to Mr. John Fowler, for services in relation to the inspection,

- inspection, purchase, or procuring the construction of Locomotive Engines, from the date of his employment by the New South Wales Government to the present time, specifying each particular operation or transaction, and the cost in each case.
- (2.) The amount of Commission or other remuneration (including necessary assistance and travelling expenses) paid to Mr. John Fowler, for services rendered in relation to the inspection, purchase, or procuring all Railway Materials other than Locomotive Engines, from the date of his employment by the New South Wales Government to the present time, specifying in each case, the nature, quantity, and cost of such Railway Materials.
3. MR. EAGAR to move, That there be laid upon the Table of this House, a Copy of the "usual monthly letter" in which the Indent of eighteen Locomotive Engines was enclosed to the Commercial Agent in England, Mr. Hamilton, on or about the 21st May last.
 4. MR. EAGAR to move, That the Petition presented by him on 26th August, from sundry Pawnbrokers, be printed.
 5. MR. BURNS to move, That the Petition presented by him on 26th August, from the Rev. William Purves, on the Question of Drainage, be printed.
 6. MR. DALGLEISH to move, That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, be laid upon the Table of this House.
 7. MR. MORRIS to move, That so much of the Standing Orders be suspended as will permit of a Bill to amend the Scab in Sheep Act of 1861 passing through all its stages in one day.
 8. MR. MORRIS to move for leave to bring in a Bill to amend the Scab in Sheep Act of 1861.
 9. MR. RUSDEN to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs, known as "Gocup" and "Gadura," in the District of Tamut.
 - (2.) Such Committee to consist of Mr. Burdekin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
 10. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
 11. MR. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.
 12. MR. WILSON to move, That the Order of the Day for the second reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper's amended Resolution on Friday 24th July, stand an Order of the Day for Friday next.
 13. MR. HARPUR to move, That there be laid upon the Table of this House, a Return specifying the Rates of Damages for Trespass on Unenclosed Lands, and of driving-money per mile, chargeable on Impounded Cattle, as fixed by the different Courts of Petty Sessions respectively, throughout the Colony, during the years 1860, 1861, and the half year ending the 30th June, 1862.
 14. MR. HARPUR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Postmaster General, from the 1st June, 1852, to the 31st May, 1863.
 - (2.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (3.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Secretary of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (4.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (5.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Accountant of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (6.) A Return of the number of Letters, Packets, and Parcels sent, free of postage by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (7.) A Return of the probable amount of Postage lost to the Postal Revenue during the eleven years included in the above Returns.
 15. DR. LANG to move, That the Petition presented by him on the 18th August, from the Presbyterians of Yass, in favour of the Presbyterian College Bill, be printed.
 16. DR. LANG to move, That the Petition presented by him on the 18th August, from the Presbyterians of Moruya, in favour of the Presbyterian College Bill, be printed.
 17. MR. GORDON to move, That the Petition presented by him on the 18th August, from certain Sheepowners in the neighbourhood of Glen Innes, with reference to the disease known as Scab in Sheep, be printed.
 18. MR. GARRETT to move, That the Petition presented by Mr. Eckford on 19th August, from the Inhabitants of Wollombi, relative to the Public Education Bill, be printed.
 19. CAPTAIN MOWARTY to move, That in the opinion of this House, it is the duty of the Government of this Colony to afford, with the least possible delay, every available assistance to the Government of New Zealand, in the circumstances in which that Colony is at present placed.
 20. DR. LANG to move, That the Petition, presented by him on 19th August, in favour of the Presbyterian College Bill, from the Presbyterians of Wingham and its Vicinity, on the Manning River, be printed.

21. DR. LANG to move, That the Petition, presented by him on 19th August, in favour of the Presbyterian College Bill, from the Presbyterians of Wallsend, in the District of Newcastle, be printed.
22. DR. LANG to move, That the Petition, presented by him on 19th August, from Mr. Thomas Westropp, Surgeon, be printed.
23. MR. FLETT to move, That the Petition presented by him on the 20th August, from certain Inhabitants of the Manning River, relative to the Education Bill, be printed.
24. MR. SADLEIR to move, That the Petition presented by him on the 11th of August, from the Minister and other Members of the Episcopal Church, Raymond Terrace, relative to the Public Education Bill, be printed.
25. MR. TIGHE to move, That the Petition of certain Residents in the District of Hexham and Alnwick, relative to the Public Education Bill, presented by him on the 18th August, be printed.
26. MR. ARNOLD to move, That the Petition, presented by him on the 18th August, from certain Inhabitants of Paterson, relative to the Education Bill, be printed.
27. MR. DARVALL to move, That the Petition, presented by him on the 18th August, from certain Inhabitants of East Maitland, relative to the Education Bill, be printed.
28. MR. HOLBOYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
29. MR. DRIVER to move,—
(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
(2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
30. MR. SADLEIR to move,—
(1.) That a Select Committee be appointed to consider and Report upon the Petition of Mr. John Busby, presented to this House on 15th October, 1862, with power to send for persons and papers.
(2.) Such Committee to consist of Mr. Robertson, Dr. Lang, Mr. Dangar, Mr. Cunneen, Mr. Raper, Mr. Morrice, Mr. Flett, and the Mover.
31. MR. HARPUR to move, That the Petition of the President, the Committee, and Officers of the Patrick's Plains Benevolent Society, presented by him, on the 11th August, be printed.
32. MR. HARPUR to move, That the Petition of certain Residents in Patrick's Plains, praying for an Amendment in the 12th Clause of the Education Bill, presented by him, on the 11th August, be printed.
33. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a Sum not exceeding £4,000 for the purpose of providing a Steam Tug for the Pilot Service, at the Richmond River.
34. MR. HARPUR to move,—
(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
2. Seamen's Laws Amendment and Consolidation Bill; second reading.
3. Consideration of Governor's Message No. 1, with Estimates of Expenditure for 1863-4.
4. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
5. Scab in Sheep Prevention Bill; consideration in Committee of the propriety of introducing this Bill.
6. Public Education Bill Reported; adoption of Report.
7. Impounding Bill; to be further considered in Committee.
8. Pastoral Interests Contribution Bill:—Consideration in Committee of the propriety of introducing this Bill.
9. Orders of Sequestration in Insolvency Validating Bill; to be considered in Committee.
10. Municipalities Law Amendment Bill; to be considered in Committee.

TUESDAY, SEPTEMBER 1.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
2. MR. W. FORSTER to move, That this House is of opinion, that the proceedings and results of the Intercolonial Conference, held at Melbourne, in the months of March and April last, and the conduct of the Government in relation thereto, as disclosed by the Papers laid before the House during the present Session, have been highly unsatisfactory.
3. MR. DANGAR to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
4. MR. DANGAR to move, That the Petition of certain residents of Murrurundi, against "The Pastoral Interests Contribution Bill," presented by him on the 18th August last, be printed.
5. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all sums expended on Minor Roads, from 1st January, 1861, to 30th June, 1863, specifying each particular Line of Road, and the Nature of the Improvements made thereon.
 - (2.) The Name of the District, and whether performed by Contract or Day-work.
 - (3.) The Names of the Local Road Superintendents and Overseers.
 - (4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.
 - (5.) The Number of Laborers in each Gang where an Overseer is employed.
6. MR. DANGAR to move, That the Petition from Merton and Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
7. MR. DANGAR to move, That the Petition from Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
8. MR. STEWART to move,—
 - (1.) That in the opinion of this House, it is desirable that Members of Parliament should be entitled to travel by Railway free of charge.
 - (2.) That the foregoing Resolution be embodied in an Address to His Excellency the Governor.
9. MR. RUSDEN to move, That the Petition relative to the Public Education Bill, from certain Residents at Port Macquarie and Macleay, presented by him on the 25th August, be printed.
10. MR. GARRETT to move,—
 - (1.) That the Cardiff Coal Company's Incorporation Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Stewart, Mr. Flett, Mr. Sutherland, Mr. Harpur, Mr. Tighe, Mr. Driver, and the Mover.
11. MR. WILSON to move, That the Progress Report from the Select Committee, on the Present State and Management of the Lunatic Asylums, laid on the Table by him on 26th August, be now adopted.
12. MR. WILSON to move, That the Petition presented by him on 26th August, from the Shareholders in the Newcastle Wallsend Coal Company, be printed.
13. DR. LANG to move, That the Petition presented by him on 26th August, from Presbyterians residing at Forbes, on the Lachlan Diggings, in favour of the Presbyterian College Bill, be printed.
14. DR. LANG to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, may be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years ago.
15. DR. LANG to move:—
 - (1.) That the Presbyterian College Bill be referred to a Select Committee, for consideration and report.
 - (2.) That the said Committee consist of Mr. Morris, Mr. Robertson, Mr. Wilson, Mr. Flett, Mr. Gray, Mr. Piddington, Mr. Walker, Mr. Dalgleish, Mr. Stewart, and the Mover.

16. DR. LANG to move:—
 (1.) That the Bill to Legalize the Exchange of a portion of the Allotment of the Scots Church, be referred to a Select Committee, for consideration and report.
 (2.) That the said Committee consist of Mr. Bell, Mr. Dalgleish, Mr. Robertson, Mr. Stewart, Mr. Sutherland, Mr. Mate, Mr. Piddington, Mr. Sadleir, Mr. Garrett, and the Mover.

TUESDAY, SEPTEMBER 8.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. SAMUEL to move:—
 (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 (3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrumbidgee; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 (6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 (7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 (8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.
 (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
2. DR. LANG to move:—
 (1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of "New South Wales" having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.
 (2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated "Cook'sland."
 (3.) That the recent change of the name of a neighbouring Australian Colony from "Van Diemen's Land" to "Tasmania," in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.

3. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. BROWN, Esq., on the abolition of his appointment as Agent for Immigration.
4. MR. DANGAN to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
5. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all cases, since the beginning of Responsible Government, in which any person or persons, whether jointly or severally, have petitioned or in any way applied for leave to sue the Government of this Colony in any Court of Law, specifying in each case, the party or parties so petitioning or applying, the date of the petition or application, the grounds of claim, the decision of the Government thereon, the reasons for refusal in each case where such petition or application was refused, and the result and cost of proceedings in each case where the Government consented to be sued.

TUESDAY, SEPTEMBER 15.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. GRAY to move.—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of Mr. J. Harris and others, relative to the Railway through the Ultimo Estate, presented to this House, on the 15th October, 1862.
 - (2.) That such Committee consist of Mr. Arnold, Mr. Hart, Mr. Caldwell, Mr. Stewart, Mr. Cunneen, Mr. Sutherland, Mr. Lucas, Mr. Morrice, Mr. Bell, and the Mover.
2. MR. GRAY to move, That there be laid upon the Table of this House, copies of all Papers and Documents, relative to the sale of an Allotment of Land to Mr. Charles Dean, at Casino, on the 22nd of April, 1858; and also copies of all Correspondence between Mr. Charles Dean and the Department of Lands, relative to the refusal of the Government to issue a Deed of the aforesaid Allotment of Land, in favour of Mr. Dean.
3. MR. WILSON to move,—
 - (1.) That the Petition presented by him on 26th August, from the Shareholders in the Newcastle Wallsend Coal Company, be referred to a Select Committee to inquire into, and report upon, the allegations contained in said Petition.
 - (2.) That such Committee consist of Mr. Arnold, Mr. Hannell, Mr. Piddington, Mr. Love, Mr. Caldwell, Mr. Tighe, Mr. Dalgleish, Mr. Lucas, Mr. Gordon, and the Mover.
4. MR. MACPHERSON to move:—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the conduct and proceedings of certain Magistrates at Liverpool, with reference to the death of John Hart, in the Benevolent Asylum at Liverpool, on or about 23rd September, 1862; and also upon the conduct and proceedings of the same Magistrates, with reference to the arrest, trial, and conviction of Mrs. Laing, who was sentenced, in or about the month of February last, to one month's imprisonment in Parramatta Gaol, for abusive language.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Bell, Mr. Buchanan, Mr. Dalgleish, Mr. W. Forster, Mr. R. Forster, Mr. Hart, Mr. Lucas, Mr. Harpur, and the Mover.

New South Wales.

No. 40.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 28 AUGUST, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) Locomotive Engines for Public Railways :—Mr. Eagar asked the Secretary for Public Works, pursuant to Notice No. 1,—From what manufacturing Firm the eighteen Locomotive Engines sent for to England, on or about the 21st May last, have been ordered, or directed to be ordered?

Mr. Arnold answered :—I beg to inform the Honorable Member, that the Commercial Agent of the Government at Home is not restricted to any particular firm in the procuring of these Engines.

- (2.) Bill to amend the Volunteer Act :—Mr. Driver asked the Colonial Secretary, pursuant to Notice No. 2.—Is it the intention of the Government to introduce, during the present Session, a Bill to amend the Volunteer Act, with the view of carrying out the imposition of Fines for Non-attendance at Drills and Parades?

Mr. Cowper answered :—It is the intention of the Government; and the Parliamentary Draftsman has instructions to prepare such a Bill.

- (3.) Clerk of Petty Sessions, Coonabarabran :—Mr. Dangar asked the Colonial Secretary, pursuant to Notice No. 3,—

(1.) The Date of the Appointment and Gazetting of the Clerk of Petty Sessions for Coonabarabran, in the place of Mr. Poole?

(2.) Are the Government aware there has been no Clerk to the Coonabarabran Bench for a considerable time; and when may Mr. Robertson be expected to reach Coonabarabran, to commence his duties; and has he been paid full salary since his appointment?

Mr. Cowper answered :—I beg to say, in reply to the Honorable gentleman's Question, that the appointment of a Clerk to the Coonabarabran Bench took place on the 1st of May last, but the gentleman appointed did not proceed to Coonabarabran until some time after that date. It is the rule of the service that he will not receive his salary till he undertakes the duties of his office. I believe he has reported himself to the Bench by this time.

- (4.) Insolvent Magistrates and Government Employés :—Mr. Dangar asked the Colonial Secretary, pursuant to Notice No. 4,—

(1.) If the Government retain in the Commission of the Peace, Police or unpaid Magistrates who have become Insolvent and passed through that Court?

(2.) Do the Government retain in Public Departments, Clerks, or other Employés, who have become Insolvent, or who have compromised with their Creditors?

Mr. Cowper answered,—

(1.) I beg to reply to the Honorable Member's Question, that the Chief Commissioner of Insolvent Estates has instructions to apprise the Government, from time to time, of the names of any persons in the Commission of the Peace who may be declared Insolvent, and then such persons are superseded.

(2.) Clerks and other Employés in the Public Service, becoming Insolvent, are, under ordinary circumstances, retained in the service, on condition that arrangements are made for paying their creditors in full; but if anything renders a deviation from this rule necessary, then they are immediately suspended.

2. Papers:—

(1.) Mr. Cowper laid upon the Table, Letter from Dr. Willson, Roman Catholic Bishop of Hobarton, dated Sydney, 24th August, 1863, relative to Remarks made by Dr. Campbell on Dr. Willson's Communication respecting Lunatic Asylum at Tarban Creek.

Ordered, on motion of Mr. Cowper, to be printed, and referred to the Select Committee now sitting on the Present State and Management of Lunatic Asylums.

(2.) Mr. Arnold laid upon the Table, Return to Order, made by this House, on motion of Mr. Dangar, on the 9th December, 1862, in reference to "Proposed Bridge over the River Hunter, at West Maitland," with Papers annexed, relative to a Bridge at Pitnaecree (with one Specification and six Plans separately accompanying).

3. Scab in Sheep:—Mr. Gordon presented a Petition from certain Sheepowners, resident in the District of New England, making certain suggestions with reference to the subject of Scab in Sheep.
Petition received.

4. Coroner at West Maitland:—Mr. Weekes presented a Petition from Joshua Anderson, Landowner, of West Maitland, representing that the Coroner of that District had refused to hold an Inquest respecting the destruction, by fire, of a Stack of Hay belonging to Petitioner at that place: and praying inquiry into the case.
Petition received.

5. Payment of Wages in Money Compulsion Bill:—Mr. Holroyd moved, That this Bill be now read a second time.

Debate ensued.

Question put.

The House divided.

Ayes, 22.

Mr. Cowper,	Mr. Piddington,
Mr. Arnold,	Mr. Dangar,
Mr. Holroyd,	Mr. Harpur,
Mr. Hannell,	Mr. Tighe,
Mr. Laycock,	Mr. Lackey,
Mr. Garrett,	Dr. Lang,
Mr. Caldwell,	Mr. Close,
Mr. Morrice,	Mr. C. Cowper, junr.,
Mr. Dalgleish,	Tellers.
Mr. Wilson,	Mr. Burdekin,
Mr. Gray,	Mr. Hart.
Mr. Driver,	

Noes, 19.

Mr. Cummings,	Mr. Bell,
Mr. Wisdom,	Mr. Suttor,
Mr. W. Forster,	Mr. Gordon,
Mr. Cunneen,	Mr. Mate,
Mr. Eagar,	Mr. Buchanan,
Mr. Burns,	Tellers.
Mr. Sadleir,	Mr. Lucas,
Mr. Allen,	Mr. Morris.
Mr. Stewart,	
Mr. R. Forster,	
Mr. Flett,	
Mr. Terry,	

And Bill read a second time.

Whereupon, on motion of Mr. Holroyd, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.

The Chairman reported progress, and obtained leave to sit again this day fortnight.

6. Postponements:—The undermentioned Orders of the Day postponed, respectively, on motion of the Members named, as follows:—

(1.) The Resumption of the Adjourned Debate, on the motion of Mr. Holroyd,—
"That the Appeal against Summary Proceedings before Justices of the Peace
"Bill be now read a second time."—until this day three weeks, on motion of
Mr. Holroyd.

(2.) The further consideration in Committee of the Towns Police Bill,—until this day three weeks, on motion of Mr. Holroyd.

(3.) The second reading of the Law of Evidence in Criminal Cases Amendment Bill,—until this day fortnight, on motion of Mr. Driver.

(4.) The further consideration in Committee of the Pawnbrokers Bill, until this day three weeks,—on motion of Mr. Holroyd.

7. European Assurance Society's Bill, on motion of Mr. Cowper, read a third time, and passed.

Mr. Cowper then moved, That the Title of this Bill be, "*An Act to enable the*
"*European Assurance Society to sue and be sued in the name of such Society.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to enable the 'European Assurance Society' to sue and be sued in the name of such Society,*" presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

Legislative Assembly Chamber,

Sydney, 28th August, 1863.

Speaker.

Question put and passed.

8. Postponements:—

(1.) The Order of the Day for the further consideration in Committee of the Waratah Coal Company's Incorporation Bill postponed, on motion of Mr. Garrett, until this day week.

(2.) The Order of the Day for the consideration in Committee of the Metropolitan Corporation Bill postponed, on motion of Mr. Cowper, until Tuesday next.

9. Commercial Banking Company's Act Amendment Bill, on motion of Mr. Cowper, read a second time.
Whereupon, on motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill. The Chairman having reported the Bill without amendment, the House adopted the Report, and Ordered that the Bill, as so reported, be read a third time on Tuesday next.
10. Adjournment:—Mr. Cowper moved, That this House do now adjourn.
Debate ensued.
Question put.
The House divided.

Ayes, 28.		Noes, 14.
Mr. Cowper,	Mr. Sutor,	Mr. Dangar,
Mr. Robertson,	Mr. Gordon,	Mr. Lucas,
Mr. Darvall,	Mr. Tighe,	Mr. Cummings,
Mr. Arnold,	Mr. Hart,	Mr. Morris,
Mr. Smart,	Mr. Gray,	Mr. Laycock,
Mr. Burdekin,	Dr. Lang,	Mr. Cunneen,
Mr. Morrice,	Mr. Bell,	Mr. Sutherland,
Mr. Terry,	Mr. Macleay,	Mr. Stewart,
Mr. Piddington,	Mr. Buchanan,	Mr. Burns,
Mr. Hannell,	Mr. Close,	Mr. W. Forster,
Mr. Flett,	Mr. C. Cowper, junr.,	Mr. Mate,
Mr. Wilson,	<i>Tellers.</i>	Mr. Wisdom,
Mr. R. Forster,	Mr. Caldwell,	<i>Tellers.</i>
Mr. Sadleir,	Mr. Eagar,	Mr. Dalgleish,
Mr. Garrett,		Mr. Driver.

Whereupon, the Speaker left the Chair, and the House stood adjourned, at twenty-five minutes before Seven o'clock, until Tuesday next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, SEPTEMBER 1.

QUESTIONS:—

1. MR. EGAN *to ask* THE SECRETARY FOR LANDS,—Whether the Government have determined on the course they intend to pursue respecting the Lands selected under the Crown Lands Alienation Act of 1861, by Frank Bellow, Thomas Matthews, John Marshal Black, and Charles Leonard Jagers,—the said Lands, since their selection, having been granted to the Twofold Bay Company, under Pre-emptive Right, without official notice to the selectors from the Government, until some time after they had made improvements?
2. MR. EGAN *to ask* THE SECRETARY FOR LANDS,—
(1.) Whether Aliens, on their completing the purchase of Land, will receive grants from the Crown of the fee simple, in the same manner as though they had been naturalized?
(2.) Have the Government had the opinion of the Law Officers of the Crown on that subject; and if so, what opinion has been given?
3. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—
(1.) Whether full Salary has been paid to Mr. Davies, Clerk of Petty Sessions for Molong, since February last, the date he obtained leave of absence?
(2.) Has a full Salary been paid by the Government to the person who now acts for Mr. Davies, whilst so long absent from his District?
4. MR. LAYCOCK *to ask* THE SECRETARY FOR LANDS,—Whether he is prepared to hand over the control of the Minor Roads to the Works Department; if so, when?

Contingent

Contingent Notices of Motion :—

1. MR. SMART to move, (*on the Order of the Day being read for the consideration of the Governor's Message, No. 1, with the Estimates of Expenditure for 1863-4*) That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of the Supply to be granted to Her Majesty for the Service of the Year 1863-4, and that the Estimates accompanying the Governor's Message, No. 1, be referred to such Committee.
2. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—
 - (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 - (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
 - (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
 - (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
 - (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
 - (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
 - (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
 - (11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
 - (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
 - (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
 - (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
2. MR. W. FORSTER to move, That this House is of opinion, that the proceedings and results of the Intercolonial Conference, held at Melbourne, in the months of March and April last, and the conduct of the Government in relation thereto, as disclosed by the Papers laid before the House during the present Session, have been highly unsatisfactory.
3. MR. DANGAN to move, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.

4. MR. DANGAR to move, That the Petition of certain residents of Murrurundi, against the Pastoral Interests Contribution Bill, presented by him on the 18th August last, be printed.
5. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all sums expended on Minor Roads, from 1st January, 1861, to 30th June, 1863, specifying each particular Line of Road, and the nature of the Improvements made thereon.
 - (2.) The Name of the District, and whether performed by Contract or Day-work.
 - (3.) The Names of the Local Road Superintendents and Overseers.
 - (4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.
 - (5.) The Number of Laborers in each Gang where an Overseer is employed.
6. MR. DANGAR to move, That the Petition from Merton and Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
7. MR. DANGAR to move, That the Petition from Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
8. MR. STEWART to move,—
 - (1.) That in the opinion of this House, it is desirable that Members of Parliament should be entitled to travel by Railway free of charge.
 - (2.) That the foregoing Resolution be embodied in an Address to His Excellency the Governor.
9. MR. RUSDEN to move, That the Petition relative to the Public Education Bill, from certain Residents at Port Macquarie and Macleay, presented by him on the 25th August, be printed.
10. MR. GARRETT to move,—
 - (1.) That the Cardiff Coal Company's Incorporation Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Stewart, Mr. Flett, Mr. Sutherland, Mr. Harpur, Mr. Tighe, Mr. Driver, and the Mover.
11. MR. WILSON to move, That the Progress Report from the Select Committee on the Present State and Management of the Lunatic Asylums, laid on the Table by him on 26th August, be now adopted.
12. MR. WILSON to move, That the Petition presented by him on 26th August, from the Shareholders in the Newcastle Wallsend Coal Company, be printed.
13. DR. LANG to move, That the Petition presented by him on 26th August, from Presbyterians residing at Forbes, on the Lachlan Diggings, in favour of the Presbyterian College Bill, be printed.
14. DR. LANG to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, may be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years ago.
15. DR. LANG to move:—
 - (1.) That the Presbyterian College Bill be referred to a Select Committee, for consideration and report.
 - (2.) That the said Committee consist of Mr. Morris, Mr. Robertson, Mr. Wilson, Mr. Flett, Mr. Gray, Mr. Piddington, Mr. Walker, Mr. Dalgleish, Mr. Stewart, and the Mover.
16. DR. LANG to move:—
 - (1.) That the Bill to Legalize the Exchange of a portion of the Allotment of the Scots Church be referred to a Select Committee, for consideration and report.
 - (2.) That the said Committee consist of Mr. Bell, Mr. Dalgleish, Mr. Robertson, Mr. Stewart, Mr. Sutherland, Mr. Mate, Mr. Piddington, Mr. Sadleir, Mr. Garrett, and the Mover.
17. MR. ALLEN to move, That the Petitions from Port Stephens, and Dungog and Bendoeba, respectively, presented by Mr. Cumteen, on behalf of Mr. Allen, on the 18th August, relative to the Public Education Bill, be printed.
18. MR. GORDON to move, That the Petition, presented by him on the 28th August, from certain Residents in New England, with reference to the Scab Disease in Sheep, be printed.
19. MR. WEEKES to move, That the Petition presented by him, on the 28th August, from Joshua Anderson, relative to the Coroner at West Maitland, be printed.
20. MR. LAYCOCK to move, That there be laid upon the Table of this House, Copies of all Papers and Correspondence relative to the dismissal of Inspector Galbraith from the Police Force at Grafton.
21. MR. EAGAR to move, That there be laid upon the Table of this House, a Tabular Return embodying the following information in reference to the purchase of Locomotive Engines and Railway Materials in England,—
 - (1.) The amount of Commission or other remuneration (including necessary assistance and travelling expenses) paid to Mr. John Fowler, for services in relation to the inspection, purchase, or procuring the construction of Locomotive Engines, from the date of his employment by the New South Wales Government to the present time specifying each particular operation or transaction, and the cost in each case.
 - (2.)

- (2.) The amount of Commission or other remuneration (including necessary assistance and travelling expenses) paid to Mr. John Fowler, for services rendered in relation to the inspection, purchase, or procuring all Railway Materials other than Locomotive Engines, from the date of his employment by the New South Wales Government to the present time, specifying in each case, the nature, quantity, and cost of such Railway Materials.
22. MR. BAGAR to move, That there be laid upon the Table of this House, a Copy of the "usual monthly letter" in which the Indent of eighteen Locomotive Engines was enclosed to the Commercial Agent in England, Mr. Hamilton, on or about the 21st May last.
 23. MR. BAGAR to move, That the Petition presented by him on 26th August, from sundry Pawnbrokers, be printed.
 24. MR. BURNS to move, That the Petition presented by him on 26th August, from the Rev. William Purves, on the question of Drainage, be printed.
 25. MR. DALGLEISH to move, That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, be laid upon the Table of this House.
 26. MR. MORRIS to move, That so much of the Standing Orders be suspended as will permit of a Bill to amend the Scab in Sheep Act of 1861 passing through all its stages in one day.
 27. MR. MORRIS to move for leave to bring in a Bill to amend the Scab in Sheep Act of 1861.
 28. MR. RUSDEN to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs known as "Gocup" and "Gadura," in the District of Tumut.
 - (2.) Such Committee to consist of Mr. Burdckin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
 29. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
 30. MR. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.
 31. MR. WILSON to move, That the Order of the Day for the second reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper's amended Resolution on Friday 24th July, stand an Order of the Day for Friday next.
 32. MR. HARPUR to move, That there be laid upon the Table of this House, a Return specifying the Rates of Damages for Trespass on Unenclosed Lands, and of driving-money per mile, chargeable on Impounded Cattle, as fixed by the different Courts of Petty Sessions respectively, throughout the Colony, during the years 1860, 1861, and the half-year ending the 30th June, 1862.
 33. MR. HARPUR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Postmaster General, from the 1st June, 1852, to the 31st May, 1863.
 - (2.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (3.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Secretary of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (4.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (5.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Accountant of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (6.) A Return of the number of Letters, Packets, and Parcels sent, free of postage by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (7.) A Return of the probable amount of Postage lost to the Postal Revenue during the eleven years included in the above Returns.
 34. DR. LANG to move, That the Petition presented by him on the 18th August, from the Presbyterians of Yass, in favour of the Presbyterian College Bill, be printed.
 35. DR. LANG to move, That the Petition presented by him on the 18th August, from the Presbyterians of Moruya, in favour of the Presbyterian College Bill, be printed.
 36. MR. GORDON to move, That the Petition presented by him on the 18th August, from certain Sheepowners in the neighbourhood of Glen Innes, with reference to the disease known as Scab in Sheep, be printed.
 37. MR. GARRETT to move, That the Petition presented by Mr. Eckford on 19th August, from the Inhabitants of Wollombi, relative to the Public Education Bill, be printed.
 38. CAPTAIN MORIARTY to move, That in the opinion of this House, it is the duty of the Government of this Colony to afford, with the least possible delay, every available assistance to the Government of New Zealand, in the circumstances in which that Colony is at present placed.
 39. DR. LANG to move, That the Petition, presented by him on 19th August, in favour of the Presbyterian College Bill, from the Presbyterians of Wingham and its Vicinity, on the Manning River, be printed.
 40. DR. LANG to move, That the Petition, presented by him on 19th August, in favour of the Presbyterian College Bill, from the Presbyterians of Wallsend, in the District of Newcastle, be printed.

41. DR. LANG to move, That the Petition presented by him on 19th August, from Mr. Thomas Westropp, Surgeon, be printed.
42. MR. FLETT to move, That the Petition presented by him on the 20th August, from certain Inhabitants of the Manning River, relative to the Education Bill, be printed.
43. MR. SADLEIR to move, That the Petition presented by him on the 11th of August, from the Minister and other Members of the Episcopal Church, Raymond Terrace, relative to the Public Education Bill, be printed.
44. MR. TIGHE to move, That the Petition of certain Residents in the District of Hexham and Alnwick, relative to the Public Education Bill, presented by him on the 18th August, be printed.
45. MR. ARNOLD to move, That the Petition presented by him on the 18th August, from certain Inhabitants of Paterson, relative to the Education Bill, be printed.
46. MR. DARVALL to move, That the Petition presented by him on the 18th August, from certain Inhabitants of East Maitland, relative to the Education Bill, be printed.
47. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
48. MR. DRIVER to move,—
(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
(2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
49. MR. SADLEIR to move,—
(1.) That a Select Committee be appointed to consider and report upon the Petition of Mr. John Busby, presented to this House on 15th October, 1862, with power to send for persons and papers.
(2.) Such Committee to consist of Mr. Robertson, Dr. Lang, Mr. Dangar, Mr. Cunneen, Mr. Raper, Mr. Morrice, Mr. Flett, and the Mover.
50. MR. HARPUR to move, That the Petition of the President, the Committee, and Officers of the Patrick's Plains Benevolent Society, presented by him, on the 11th August, be printed.
51. MR. HARPUR to move, That the Petition of certain Residents in the District of Patrick's Plains, praying for an amendment in the 12th Clause of the Education Bill, presented by him on the 11th August, be printed.
52. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum not exceeding £4,000 for the purpose of providing a Steam Tug for the Pilot Service at the Richmond River.
53. MR. HARPUR to move,—
(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.

ORDERS OF THE DAY:—

1. Metropolitan Corporation Bill; to be considered in Committee.
2. Commercial Banking Company's Act Amendment Bill; third reading.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
2. Seamen's Laws Amendment and Consolidation Bill; second reading.
3. Consideration of Governor's Message No. 1, with Estimates of Expenditure for 1863-4.
4. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
5. Scab in Sheep Prevention Bill; consideration in Committee of the propriety of introducing this Bill.
6. Public Education Bill Reported; adoption of Report.
7. Impounding Bill; to be further considered in Committee.
8. Pastoral Interests Contribution Bill; consideration in Committee of the propriety of introducing this Bill.
9. Orders of Sequestration in Insolvency Validating Bill; to be considered in Committee.
10. Municipalities Law Amendment Bill; to be considered in Committee.

FRIDAY, SEPTEMBER 4.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Waratah Coal Company's Incorporation Bill; to be further considered in Committee.

TUESDAY, SEPTEMBER 8.

OTHER BUSINESS—NOTICES OF MOTION:—

1. Mr. SAMUEL to move,—
 - (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - (6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - (7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 - (8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.
 - (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
2. Dr. LANG to move,—
 - (1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of "New South Wales" having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.
 - (2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated "Cook'sland."
 - (3.) That the recent change of the name of a neighbouring Australian Colony from "Van Diemen's Land" to "Tasmania," in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.

3. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
4. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
5. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all cases, since the beginning of Responsible Government, in which any person or persons, whether jointly or severally, have petitioned or in any way applied for leave to sue the Government of this Colony in any Court of Law, specifying in each case, the party or parties so petitioning or applying, the date of the petition or application, the grounds of claim, the decision of the Government thereon, the reasons for refusal in each case where such petition or application was refused, and the result and cost of proceedings in each case where the Government consented to be sued.

FRIDAY, SEPTEMBER 11.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Payment of Wages in Money Compulsion Bill; to be further considered in Committee.
2. Law of Evidence in Criminal Cases Amendment Bill; second reading.

TUESDAY, SEPTEMBER 15.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. GRAY to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of Mr. J. Harris and others, relative to the Railway through the Ultimo Estate, presented to this House, on the 15th October, 1862.
 - (2.) That such Committee consist of Mr. Arnold, Mr. Hart, Mr. Caldwell, Mr. Stewart, Mr. Cunneen, Mr. Sutherland, Mr. Lucas, Mr. Morrice, Mr. Bell, and the Mover.
2. MR. GRAY to move, That there be laid upon the Table of this House, copies of all Papers and Documents relative to the sale of an Allotment of Land to Mr. Charles Dean, at Casino, on the 22nd of April, 1858; and also copies of all Correspondence between Mr. Charles Dean and the Department of Lands, relative to the refusal of the Government to issue a Deed of the aforesaid Allotment of Land in favour of Mr. Dean.
3. MR. WILSON to move,—
 - (1.) That the Petition presented by him on 26th August, from the Shareholders in the Newcastle Wallsend Coal Company, be referred to a Select Committee, to inquire into, and report upon, the allegations contained in said Petition.
 - (2.) That such Committee consist of Mr. Arnold, Mr. Hannell, Mr. Piddington, Mr. Love, Mr. Caldwell, Mr. Tighe, Mr. Dalgleish, Mr. Lucas, Mr. Gordon, and the Mover.
4. MR. MACPHERSON to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the conduct and proceedings of certain Magistrates at Liverpool, with reference to the death of John Hart, in the Benevolent Asylum at Liverpool, on or about 23rd September, 1862; and also upon the conduct and proceedings of the same Magistrates with reference to the arrest, trial, and conviction of Mrs. Laing, who was sentenced, in or about the month of February last, to one month's imprisonment in Parramatta Gaol, for abusive language.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Bell, Mr. Buchanan, Mr. Dalgleish, Mr. W. Forster, Mr. R. Forster, Mr. Hart, Mr. Lucas, Mr. Harpur, and the Mover.

FRIDAY, SEPTEMBER 18.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”
2. Towns Police Bill; to be further considered in Committee.
3. Pawnbrokers Bill; to be further considered in Committee.

New South Wales.

No. 41.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 1 SEPTEMBER, 1863.

1. The House met pursuant to adjournment; The Speaker took the Chair.
Questions on Notice Paper for to-day:—
(*Mr. Egan withdrew the Questions standing in his name, Nos. 1 and 2.*)
(1.) Clerk of Petty Sessions at Molong:—Mr. Dangar asked the Colonial Secretary, pursuant to Notice No. 3,—
(1.) Whether full Salary has been paid to Mr. Davies, Clerk of Petty Sessions for Molong, since February last, the date he obtained leave of absence?
(2.) Has a full Salary been paid by the Government to the person who now acts for Mr. Davies, whilst so long absent from his District?
Mr. Cowper answered:—I beg to state, that the full Salary has been paid to Mr. Davies, and that he, out of that Stipend, pays a substitute. No additional expense is therefore occasioned to the Government.
(*Mr. Laycock not asking the Question standing in his name, No. 4, it dropped.*)
2. Paper:—Mr. Cowper (in the absence of the Attorney General, and on his behalf) laid upon the Table, a Letter from Judge Cary, dated Sydney, 29th August, 1863, relative to a certain charge reported to have been made against his Character.
Ordered to be printed.
3. Motions Withdrawn:—
(1.) Mr. Morris withdrew the Motions standing in his name, Nos. 26 and 27 on the Notice Paper for to-day.
(2.) Mr. Lucas withdrew the Motion standing in his name, No. 1 on the Notice Paper for to-day.
4. Intercolonial Conference:—Mr. W. Forster moved, pursuant to notice, That this House is of opinion, that the proceedings and results of the Intercolonial Conference, held at Melbourne, in the months of March and April last, "and the conduct of the Government in relation thereto," as disclosed by the Papers laid before the House during the present Session, have been highly unsatisfactory.
Debate ensued.
Mr. Stewart moved, That the Question be amended by omitting therefrom the words, "and the conduct of the Government in relation thereto."
Debate continued.
Question,—That the words proposed to be omitted stand part of the Question,—put and passed.
Original Question then put.
The House divided.

Ayes, 16.

Mr. Buchanan,	Mr. Eagar,
Mr. Dalgleish,	<i>Tellers.</i>
Mr. Piddington,	
Mr. Macpherson,	Mr. Samuel,
Mr. Raper,	Mr. Lucas.
Mr. Burns,	
Mr. Harpur,	
Mr. W. Forster,	
Mr. Wilson,	
Mr. Mate,	
Mr. Martin,	
Mr. Macleay,	
Mr. Rusden,	

Noes, 27.

Mr. Cowper,	Mr. Lackey,
Mr. Smart,	Mr. Cummings,
Mr. Arnold,	Mr. Burdekin,
Mr. C. Cowper, junr.,	Mr. Shepherd,
Mr. Morris,	Mr. Driver,
Mr. Haworth,	Mr. Dangar,
Mr. J. T. Ryan,	Mr. Morrice,
Mr. Tighe,	Mr. Rotton,
Mr. Allen,	Mr. Weekes,
Mr. Emanuel,	Dr. Lang,
Mr. Garrett,	<i>Tellers.</i>
Mr. Sadleir,	
Mr. Sutherland,	Mr. Hart,
Mr. Cunneen,	Mr. R. Forster.
Mr. Flett,	

5. Motions withdrawn :—Mr. Dalgleish withdrew the Motion standing in his name, No. 25 on the Notice Paper for to-day.
6. Presbyterian College Bill :—Mr. Eagar presented a Petition from The Revd. Robert Blain, Presbyterian Minister, late of Hinton, now of Sydney, praying that this Bill may be rejected.
Petition received
7. Railway Station at Hexham, and Approaches thereto :—Mr. Sadleir presented a Petition from certain Inhabitants of the Township of Hexham, in Public Meeting assembled, complaining of the delay in opening the said Railway Station, and of the bad state of the said Approaches, and praying inquiry into the matter.
Petition received.
8. Defaulting Contractors :—Mr. Dangar moved, pursuant to notice, That there be laid upon the Table of this House, a Nominal Return of all public Contractors who have abandoned or failed to fulfil their contracts for the last three years, specifying in each case, those who have become insolvent; the names of sureties; the loss, if any, sustained in consequence by the Government; and the extent to which the contract was carried out.
Question put and passed.
9. Motions Withdrawn :—
(1.) Mr. Harpur withdrew the Motions standing in his name Nos. 29, 33, 50, 51, and 53 on the Notice Paper for to-day.
(2.) Mr. Driver withdrew the Motion standing in his name No. 48 on the Notice Paper for to-day.
10. Pastoral Interests Contribution Bill :—Mr. Dangar moved, pursuant to notice, That the Petition of certain residents of Murrurundi, against the Pastoral Interests Contribution Bill, presented by him on the 18th August last, be printed.
Question put and passed.
Ordered to be printed.
11. Minor Roads Statistics :—Mr. Dangar moved, pursuant to notice, That there be laid upon the Table of this House,—
(1.) A Return of all sums expended on Minor Roads, from 1st "January, 1861," to 30th June, 1863, specifying each particular Line of Road, and the nature of the Improvements made thereon.
(2.) The Name of the District, and whether performed by Contract or Day-work.
(3.) The Names of the Local Road Superintendents and Overseers.
(4.) The Names of the Minor Road Trustees inspecting, and Districts, and under whose authority the Expenditure was made on each particular Road.
(5.) The Number of Laborers in each Gang where an Overseer is employed.
Debate ensued.
Mr. Wilson moved, That the Question be amended, by omitting the word and figures, "January, 1861," with a view to inserting in their place the word and figures, "July, 1862."
Question,—That the word and figures proposed to be omitted stand part of the Question,—put and negatived.
Question put,—That the word and figures proposed to be inserted, in the place of those omitted, be there inserted.
The House divided,—
And the Tellers reporting the numbers as follows :—

Ayes, 13.		Noes, 3.
Mr. Cowper,	Mr. W. Forster,	Mr. Flett,
Mr. Arnold,	Mr. Cunneen,	<i>Tellers.</i>
Mr. C. Cowper, junr.,	Mr. Rotton,	Mr. Garrett,
Mr. Alexander,	<i>Tellers.</i>	Mr. Driver,
Mr. Burns,		
Mr. Wilson,	Mr. Lucas,	
Mr. Dangar,	Mr. Dalgleish.	
Mr. Macpherson,		

And it appearing from the said Report that there was not a Quorum of Members present, the Speaker adjourned the House, at eight minutes after Eleven o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

WEDNESDAY, SEPTEMBER 2.

QUESTIONS :—

1. MR. WILSON *to ask* THE COLONIAL SECRETARY,—
 - (1.) Is it the intention of the Government to lay on the Table of this House, a copy of the General Instructions for the guidance of the Police Force (being ninety in number), issued by the Inspector General?
 - (2.) Also the Rules for the Distribution and Appropriation of the Superannuation and Police Reward funds, and Regulations for Police Pensions?
2. MR. MORRIS *to ask* THE COLONIAL SECRETARY,—If there is any objection, on the part of the Government, to lay on the Table of this House, the Correspondence between the Government and a Deputation from the Riverine Districts, relative to a Petition from the Inhabitants of those Districts, addressed to His Excellency the Governor?

Contingent Notices of Motion :—

1. MR. SMART *to move*, (*on the Order of the Day being read for the consideration of the Governor's Message, No. 1, with the Estimates of Expenditure for 1863-4*) That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of the Supply to be granted to Her Majesty for the Service of the Year 1863-4, and that the Estimates accompanying the Governor's Message, No. 1, be referred to such Committee.
2. MR. W. FORSTER *to move*, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely:—
 - (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 - (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
 - (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
 - (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
 - (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
 - (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
 - (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
 - (11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
 - (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
 - (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
 - (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

3. MR. MARTIN to move, (as an Amendment on the Question, "That the Speaker do now leave the Chair," for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement.) the following Resolutions, *seriatim* :—

(1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnaecree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.

(2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.

(3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.

(4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.

(5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 6s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.

(14.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.

(15.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and

and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(18.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvass hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.

(20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
2. Seamen's Laws Amendment and Consolidation Bill; second reading.
3. Consideration of Governor's Message No. 1, with Estimates of Expenditure for 1863-4.
4. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

5. Scab in Sheep Prevention Bill ; consideration in Committee of the propriety of introducing this Bill.
6. Public Education Bill Reported ; adoption of Report.
7. Impounding Bill ; to be further considered in Committee.
8. Pastoral Interests Contribution Bill ; consideration in Committee of the propriety of introducing this Bill.
9. Orders of Sequestration in Insolvency Validating Bill ; to be considered in Committee.
10. Municipalities Law Amendment Bill ; to be considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRIS to move, That so much of the Standing Orders be suspended as will permit of a Bill to amend the Scab in Sheep Act of 1861 passing through all its stages in one day.
2. MR. MORRIS to move for leave to bring in a Bill to amend the Scab in Sheep Act of 1861.
3. MR. BAGGE to move, That the Petition of the Rev. Robert Blain, against the passing of the Presbyterian College Bill, presented by him on the 1st September, be printed.
4. MR. DANGAR to move, That the Petition from Merton and Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
5. MR. DANGAR to move, That the Petition from Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
6. MR. STEWART to move,—
 - (1.) That in the opinion of this House, it is desirable that Members of Parliament should be entitled to travel by Railway free of charge.
 - (2.) That the foregoing Resolution be embodied in an Address to His Excellency the Governor.
7. MR. RUSDEN to move, That the Petition relative to the Public Education Bill, from certain Residents at Port Macquarie and Macleay, presented by him on the 25th August, be printed.
8. MR. GARRETT to move,—
 - (1.) That the Cardiff Coal Company's Incorporation Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Stewart, Mr. Flett, Mr. Sutherland, Mr. Harpur, Mr. Tighe, Mr. Driver, and the Mover.
9. MR. WILSON to move, That the Progress Report from the Select Committee on the Present State and Management of the Lunatic Asylums, laid on the Table by him on 26th August, be now adopted.
10. MR. WILSON to move, That the Petition presented by him on 26th August, from the Shareholders in the Newcastle Wallsend Coal Company, be printed.
11. DR. LANG to move, That the Petition presented by him on 26th August, from Presbyterians residing at Forbes, on the Lachlan Diggings, in favour of the Presbyterian College Bill, be printed.
12. DR. LANG to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, may be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years ago.
13. DR. LANG to move :—
 - (1.) That the Presbyterian College Bill be referred to a Select Committee, for consideration and report.
 - (2.) That the said Committee consist of Mr. Morris, Mr. Robertson, Mr. Wilson, Mr. Flett, Mr. Gray, Mr. Piddington, Mr. Walker, Mr. Dalgleish, Mr. Stewart, and the Mover.
14. DR. LANG to move :—
 - (1.) That the Bill to Legalize the Exchange of a portion of the Allotment of the Scots Church be referred to a Select Committee, for consideration and report.
 - (2.) That the said Committee consist of Mr. Bell, Mr. Dalgleish, Mr. Robertson, Mr. Stewart, Mr. Sutherland, Mr. Mate, Mr. Piddington, Mr. Sadleir, Mr. Garrett, and the Mover.
15. MR. ALLEN to move, That the Petitions from Port Stephens, and Dungog and Bendoilba, respectively, presented by Mr. Cunneen, on behalf of Mr. Allen, on the 18th August, relative to the Public Education Bill, be printed.
16. MR. GORDON to move, That the Petition, presented by him on the 28th August, from certain Residents in New England, with reference to the Scab Disease in Sheep, be printed.
17. MR. WEEKES to move, That the Petition presented by him, on the 28th August, from Joshua Anderson, relative to the Coroner at West Maitland, be printed.
18. MR. LAYCOCK to move, That there be laid upon the Table of this House, Copies of all Papers and Correspondence relative to the dismissal of Inspector Galbraith from the Police Force at Grafton.

19. MR. EAGAR to move, That there be laid upon the Table of this House, a Tabular Return embodying the following information in reference to the purchase of Locomotive Engines and Railway Materials in England,—
- (1.) The amount of Commission or other remuneration (including necessary assistance and travelling expenses) paid to Mr. John Fowler, for services in relation to the inspection, purchase, or procuring the construction of Locomotive Engines, from the date of his employment by the New South Wales Government to the present time specifying each particular operation or transaction, and the cost in each case.
- (2.) The amount of Commission or other remuneration (including necessary assistance and travelling expenses) paid to Mr. John Fowler, for services rendered in relation to the inspection, purchase, or procuring all Railway Materials other than Locomotive Engines, from the date of his employment by the New South Wales Government to the present time, specifying in each case, the nature, quantity, and cost of such Railway Materials.
20. MR. EAGAR to move, That there be laid upon the Table of this House, a Copy of the "usual monthly letter" in which the Indent of eighteen Locomotive Engines was enclosed to the Commercial Agent in England, Mr. Hamilton, on or about the 21st May last.
21. MR. EAGAR to move, That the Petition presented by him on 26th August, from sundry Pawnbrokers, be printed.
22. MR. BURNS to move, That the Petition presented by him on 26th August, from the Rev. William Purves, on the question of Drainage, be printed.
23. MR. RUSDEX to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs known as "Gocup" and "Gadura," in the District of Tumut.
- (2.) Such Committee to consist of Mr. Burdekin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
24. MR. RUSDEX to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.
25. MR. WILSON to move, That the Order of the Day for the second reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper's amended Resolution on Friday 24th July, stand an Order of the Day for Friday next.
26. MR. HARPUR to move, That there be laid upon the Table of this House, a Return specifying the Rates of Damages for Trespass on Unenclosed Lands, and of driving-money per mile, chargeable on Impounded Cattle, as fixed by the different Courts of Petty Sessions respectively, throughout the Colony, during the years 1860, 1861, and the half-year ending the 30th June, 1862.
27. DR. LANG to move, That the Petition presented by him on the 18th August, from the Presbyterians of Yass, in favour of the Presbyterian College Bill, be printed.
28. DR. LANG to move, That the Petition presented by him on the 18th August, from the Presbyterians of Moruya, in favour of the Presbyterian College Bill, be printed.
29. MR. GORDON to move, That the Petition presented by him on the 18th August, from certain Sheepowners in the neighbourhood of Glen Innes, with reference to the disease known as Scab in Sheep, be printed.
30. MR. GARRETT to move, That the Petition presented by Mr. Eckford on 19th August, from the Inhabitants of Wollombi, relative to the Public Education Bill, be printed.
31. CAPTAIN MORIARTY to move, That in the opinion of this House, it is the duty of the Government of this Colony to afford, with the least possible delay, every available assistance to the Government of New Zealand, in the circumstances in which that Colony is at present placed.
32. DR. LANG to move, That the Petition, presented by him on 19th August, in favour of the Presbyterian College Bill, from the Presbyterians of Wingham and its Vicinity, on the Manning River, be printed.
33. DR. LANG to move, That the Petition, presented by him on 19th August, in favour of the Presbyterian College Bill, from the Presbyterians of Wallsend, in the District of Newcastle, be printed.
34. DR. LANG to move, That the Petition presented by him on 19th August, from Mr. Thomas Westropp, Surgeon, be printed.
35. MR. FLETT to move, That the Petition presented by him on the 20th August, from certain Inhabitants of the Manning River, relative to the Education Bill, be printed.
36. MR. SADDLER to move, That the Petition presented by him on the 11th of August, from the Minister and other Members of the Episcopal Church, Raymond Terrace, relative to the Public Education Bill, be printed.
37. MR. TIGHB to move, That the Petition of certain Residents in the District of Hexham and Alwicks, relative to the Public Education Bill, presented by him on the 18th August, be printed.
38. MR. ARNOLD to move, That the Petition presented by him on the 18th August, from certain Inhabitants of Paterson, relative to the Education Bill, be printed.
39. MR. DARVALL to move, That the Petition presented by him on the 18th August, from certain Inhabitants of East Maitland, relative to the Education Bill, be printed.
40. MR. HOLROED to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
41. MR. SADDLER to move,—
- (1.) That a Select Committee be appointed to consider and report upon the Petition of Mr. John Busby, presented to this House on 15th October, 1862, with power to send for persons and papers.
- (2.)

- (2.) Such Committee to consist of Mr. Robertson, Dr. Lang, Mr. Dangar, Mr. Cunneen, Mr. Raper, Mr. Morrice, Mr. Flett, and the Mover.
12. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum not exceeding £4,000 for the purpose of providing a Steam Tug for the Pilot Service at the Richmond River.

ORDERS OF THE DAY :—

1. Metropolitan Corporation Bill; to be considered in Committee.
2. Commercial Banking Company's Act Amendment Bill; third reading.

FRIDAY, SEPTEMBER 4.

QUESTIONS :—

1. MR. BURDEKIN to ask THE SECRETARY FOR LANDS,—
 - (1.) What Sum of Money is applicable to the intended Bridge over the Peel River, at Nundle?
 - (2.) When will the Plans and Specifications of the intended Bridge be ready?
2. MR. RAPER to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What amount of Money has been paid by the Government, for land at Glebe Island, purchased from private persons, for the purpose of forming the Public Abattoirs?
 - (2.) What sum has been paid to the Contractor, according to the original Contract, for the building of such Abattoirs?
 - (3.) What amount has been expended in making additions and convenience, since the original Contract for the construction of the Abattoirs was completed?
 - (4.) What amount has been paid to the Contractor, according to Contract, for the erection of the Bridge leading to the Abattoirs?
 - (5.) What amount of Money has been expended in making improvements and alterations, in connection with the said Bridge, subsequently to the completion of the Contract, up to the 30th day of June last?

OTHER BUSINESS—ORDER OF THE DAY :—

1. Waratah Coal Company's Incorporation Bill; to be further considered in Committee.

TUESDAY, SEPTEMBER 8.

QUESTIONS :—

1. MR. EGAN to ask THE SECRETARY FOR LANDS,—Whether the Government have determined on the course they intend to pursue respecting the Lands selected under the Crown Lands Alienation Act of 1861, by Frank Bellor, Thomas Matthews, John Marshal Black, and Charles Leonard Jagers,—the said Lands, since their selection, having been granted to the Twofold Bay Company, under Pre-emptive Right, without official notice to the selectors from the Government, until some time after they had made improvements?
2. MR. EGAN to ask THE SECRETARY FOR LANDS,—
 - (1.) Whether Aliens, on their completing the purchase of Land, will receive grants from the Crown of the fee simple, in the same manner as though they had been naturalized?
 - (2.) Have the Government had the opinion of the Law Officers of the Crown on that subject; and if so, what opinion has been given?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. SAMUEL to move,—
 - (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions :—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Peurith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray

Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

(5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

(6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

(7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

(8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.

(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

2. DR. LANG to move,—

(1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of "New South Wales" having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.

(2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated "Cook'sland."

(3.) That the recent change of the name of a neighbouring Australian Colony from "Van Diemen's Land" to "Tasmania," in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.

3. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.

4. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.

5. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all cases, since the beginning of Responsible Government, in which any person or persons, whether jointly or severally, have petitioned or in any way applied for leave to sue the Government of this Colony in any Court of Law, specifying in each case, the party or parties so petitioning or applying, the date of the petition or application, the grounds of claim, the decision of the Government thereon, the reasons for refusal in each case where such petition or application was refused, and the result and cost of proceedings in each case where the Government consented to be sued.

6. MR. DALGLEISH to move, That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, be laid upon the Table of this House.

7. MR. DANGAR to move, That the Returns laid on the Table of the House, by the Secretary for Public Works, on Friday the 28th of August, on the subject of the proposed Bridge over the Hunter at the Falls and Pitnacree, as also the Returns for the proposed Bridge over the Paterson at Dunmore, be printed.

FRIDAY, SEPTEMBER 11.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Payment of Wages in Money Compulsion Bill; to be further considered in Committee.
2. Law of Evidence in Criminal Cases Amendment Bill; second reading.

TUESDAY, SEPTEMBER 15.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. GRAY to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of Mr. J. Harris and others, relative to the Railway through the Ultimo Estate, presented to this House, on the 15th October, 1862.
 - (2.) That such Committee consist of Mr. Arnold, Mr. Hart, Mr. Caldwell, Mr. Stewart, Mr. Cunneen, Mr. Sutherland, Mr. Lucas, Mr. Morrice, Mr. Bell, and the Mover.
2. MR. GRAY to move, That there be laid upon the Table of this House, copies of all Papers and Documents relative to the sale of an Allotment of Land to Mr. Charles Dean, at Casino, on the 22nd of April, 1858; and also copies of all Correspondence between Mr. Charles Dean and the Department of Lands, relative to the refusal of the Government to issue a Deed of the aforesaid Allotment of Land in favour of Mr. Dean.
3. MR. WILSON to move,—
 - (1.) That the Petition presented by him on 26th August, from the Shareholders in the Newcastle Wallsend Coal Company, be referred to a Select Committee, to inquire into, and report upon, the allegations contained in said Petition.
 - (2.) That such Committee consist of Mr. Arnold, Mr. Hannell, Mr. Piddington, Mr. Love, Mr. Caldwell, Mr. Tighe, Mr. Dalgleish, Mr. Lucas, Mr. Gordon, and the Mover.
4. MR. MACPHERSON to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the conduct and proceedings of certain Magistrates at Liverpool, with reference to the death of John Hart, in the Benevolent Asylum at Liverpool, on or about 23rd September, 1862; and also upon the conduct and proceedings of the same Magistrates with reference to the arrest, trial, and conviction of Mrs. Laing, who was sentenced, in or about the month of February last, to one month's imprisonment in Parramatta Gaol, for abusive language.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Bell, Mr. Buchanan, Mr. Dalgleish, Mr. W. Forster, Mr. R. Forster, Mr. Hart, Mr. Lucas, Mr. Harpur, and the Mover.
5. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
6. MR. HARPUR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Postmaster General, from the 1st June, 1852, to the 31st May, 1863.
 - (2.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (3.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Secretary of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (4.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (5.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Accountant of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (6.) A Return of the number of Letters, Packets, and Parcels sent, free of postage by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (7.) A Return of the probable amount of Postage lost to the Postal Revenue during the eleven years included in the above Returns.
7. MR. HARPUR to move, That the Petition of the President, the Committee, and Officers of the Patrick's Plains Benevolent Society, presented by him, on the 11th August, be printed.
8. MR. HARPUR to move, That the Petition of certain Residents in the District of Patrick's Plains, praying for an amendment in the 12th Clause of the Education Bill, presented by him on the 11th August, be printed.
9. MR. HARPUR to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.

FRIDAY,

FRIDAY, SEPTEMBER 18.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”
2. Towns Police Bill; to be further considered in Committee.
3. Pawnbrokers Bill; to be further considered in Committee.

TUESDAY, SEPTEMBER 22.

OTHER BUSINESS—NOTICES OF MOTION:—

1. Mr. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
2. Mr. DRIVER to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.

New South Wales.

No. 42.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 2 SEPTEMBER, 1863.

1. The House met pursuant to adjournment; The Speaker took the Chair.
Questions on Notice Paper for to-day :—
 - (1.) Police Regulations—Police Funds :—Mr. Wilson asked the Colonial Secretary, pursuant to Notice No. 1,—
 - (1.) Is it the intention of the Government to lay on the Table of this House, a copy of the General Instructions for the guidance of the Police Force (being ninety in number), issued by the Inspector General?
 - (2.) Also the Rules for the Distribution and Appropriation of the Superannuation and Police Reward Funds, and Regulations for Police Pensions?
 Mr. Cowper answered :—I would beg to reply, in answer to the Honorable Gentleman's Question, that all the general rules and regulations issued under the Police Act have been already laid before the Parliament—I mean those required by the Act—but there will be no objection, if the House require it, to lay upon the Table the General Instructions for the guidance of the Police Force, issued by the Inspector General, and also the rules for the distribution and appropriation of the Police Reward Funds, and regulations for Police pensions. If the House desire it, I shall be happy to lay them on the Table.
 - (2.) Riverine Districts :—Mr. Morris asked the Colonial Secretary, pursuant to Notice No. 2,—If there is any objection, on the part of the Government, to lay on the Table of this House, the Correspondence between the Government and a Deputation from the Riverine Districts, relative to a Petition from the Inhabitants of those Districts, addressed to His Excellency the Governor?
Mr. Cowper answered :—None whatever. I shall be happy to lay them on the Table in the course of the evening.
2. Assent to Bills :—The following Messages from His Excellency the Governor were delivered by Mr. Cowper, and read by the Speaker ;—
 - (1.) Kiama Tonnage Duty further Postponement Bill :—

JOHN YOUNG,
Governor.

Message, No. 3.

A Bill, intituled "*An Act to Postpone for a further limited time the levying of the Kiama Harbour Tonnage Duty,*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 2nd September 1863.

(2.)

(2.) Wollongong Tonnage Duty further Postponement Bill :—

JOHN YOUNG,
Governor.*Message, No. 4.*

A Bill, intituled "*An Act to Postpone for a further limited time the levying of the Wollongong Harbour Tonnage Duty,*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*Government House.**Sydney, 2nd September, 1863.*

3. Paper :—Mr. Cowper laid upon the Table, Further Correspondence relative to Steam Postal Service *via* Panama.

Ordered to be printed.

4. Riverine District :—Mr. Morris presented a Petition from the Inhabitants of the Pastoral Districts and others interested in that part of the Colony of New South Wales known as the "Riverine District," representing that, in consequence of the great distance of the District from the Central Government, and its vast extent, they labour under many inconveniences, as set forth in their Petition; suggesting, therefore, the establishment of their District as a distinct one, with defined boundaries, on the same footing as Port Phillip before separation; and praying as follows :—

"That the Riverine province may be defined by the following metes and bounds, viz. :—On the north, commencing at a point where the Culgoa River intersects the Queensland boundary, by a line forming the southern boundary of Queensland, and running due west to the South Australian boundary; on the west by a line at right angles to the last mentioned line, being the 141st degree of longitude, and forming the eastern boundary of South Australia, to its intersection with the Murray River; on the south by the Murray River; and on the east commencing at a point on the Murray River a few miles east of Howlong, at or about 146 degrees 40 minutes east longitude, by a line to the junction of Houlahan's Creek with the Murrumbidgee River; thence by Houlahan's Creek to a point on that creek, and then by a line to the nearest point on the Narraburra Creek; thence by the Narraburra Creek and Cowal Lake to the junction of Bullock Creek and the Bogan River; thence by that river to its confluence with the Darling River; thence by the Culgoa River to the commencing point on the Queensland boundary; and that the same be proclaimed a district of New South Wales.

"That a Government Superintendent may reside at Deniliquin.

"That a branch of the Supreme Court, with Judge, officers, and all its appendages may be established at Deniliquin.

"That a Registrar's Office may be established at Deniliquin.

"That a branch Land and Survey Office, and Commissioner of Crown Lands Office, and all other public offices may be opened there also.

"That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers, (precedence being given to the clearance and canalizing the Darling,) and for erecting necessary public offices and other improvements.

"That after providing for the support of local Government and judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the general government, and of the interest on the colonial debt, the balance of the revenue of the Riverine province, may be expended therein upon public works, under the supervision of local boards.

"That the Riverine province may be divided into ten electoral districts, each returning one member to the Legislative Assembly.

"That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of twice that conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection; and that until such fencing be made and completed, no power of impounding off such land by such purchaser shall exist or be allowed.

"That the leases to which holders of runs are entitled under the Crown Lands Occupation Act of 1861, may be made renewable leases at the expiration of the term granted by said Act, and that the rent payable during such renewed term may be fixed by appraisement, to be made periodically by arbitration until the lands are required for sale or for any other public purpose; and that the power of making reserves within which free selection, as it is now known, will apply, should be continued undisturbed, provided that all such reserves so made shall be submitted to Parliament within one month, if the same be in session, if not in session, within one month of the assembling of your Honorable House; and that no permissive occupation may be allowed until the sanction of Parliament be obtained; and that such sanction may not be given until three months

" after

“ after the matter has been brought under the notice of Parliament, and three months’ notice has been given to the lessee or lessees on whose run or runs the proposed reserves are to be made.

“ That upon reserves made upon any of the said runs becoming conditionally occupied by free selection, or otherwise alienated, the lessee of such runs shall receive compensation, by appraisalment of its market value as pasture, for the loss of the portions so occupied, from an assurance fund to be raised by general assessment on all station holders, on the same plan as the Scab Assessment is raised.”

Mr. Morris then moved, That this Petition be received.
Debate ensued.

Question put and passed.

5. Motions Withdrawn :—Dr. Lang withdrew the Motions standing in his name Nos. 12, 13, and 14 on the Notice Paper for to-day.

6. Postponement :—The Order of the Day (No. 1 of Government Business) for the Resumption of the Adjourned Debate, on the motion of Mr. Smart, “ That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses,” postponed, on motion of Mr. Smart, until this day fortnight.

7. Seamen’s Laws Amendment and Consolidation Bill (Order No. 2 of Government Business), on motion of Mr. Smart, read a second time (after Debate).

Whereupon, on motion of Mr. Smart, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.

The Chairman reported progress, and obtained leave to sit again this day week.

8. Estimates for 1863-4 :—On the Order of the Day (No. 3 of Government Business) being read, for the consideration of the Governor’s Message, No. 1, with the Estimates of Expenditure for 1864, and the Supplementary Estimate for 1863,—(The Clerk, by direction of the Speaker, having read the Message) :—

Mr. Smart moved, pursuant to *Contingent Notice*, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of the Supply to be granted to Her Majesty for the Service of the Year 1863-4, and that the Estimates accompanying the Governor’s Message, No. 1, be referred to such Committee.

Question put and passed.

Whereupon, the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

The Chairman obtained leave to sit again this day week, and reported the following Resolution :—

(1.) *Resolved*,—That there be granted to Her Majesty a sum not exceeding £1,458, to defray the Expense of the Establishment of His Excellency the Governor, for the year 1864.

Mr. Smart then moved, That this House do now adopt this Resolution.

Question put and passed.

9. Postponements :—The undermentioned Orders of the Day, of Government Business, postponed respectively, on motion of Mr. Cowper, as follows :—

(1.) Order No. 4, to follow Order No. 9.

(2.) Order No. 5, to follow Order No. 4, as postponed.

(3.) Order No. 6, to follow Order No. 5, as postponed.

(4.) Order No. 7, to follow Order No. 6, as postponed.

(5.) Order No. 8, to follow Order No. 7, as postponed.

10. Orders of Sequestration in Insolvency Validating Bill (Order No. 9 of Government Business) :—On motion of Mr. Darvall, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.

The Chairman reported the Bill with an Amendment.

Mr. Darvall moved, “ That” this Report be now adopted.

Mr. Piddington moved, That the Question be amended, by omitting all the words after the word “ That,” with a view to inserting in their place the words, “ the Bill be re-committed, for the purpose of re-considering the Proviso in Clause 1.”

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

The House divided.

Ayes, 14.

Mr. Rotton,
Mr. Egan,
Mr. Mac,
Mr. Buchanan,
Mr. Leary,
Mr. Macleay,
Mr. Cummings,
Mr. Harpur,
Mr. W. Forster,
Mr. Emanuel,
Mr. Gordon,
Mr. Rusden,

Tellers.

Capt. Moriarty,
Mr. Morris.

Noes, 34.

Mr. Cowper,	Mr. Alexander,
Mr. Robertson,	Mr. Flett,
Mr. Smart,	Mr. Eckman,
Mr. Eagar,	Mr. Morrice,
Mr. Wisdom,	Mr. Dangar,
Mr. Hart,	Mr. Holt,
Mr. Macpherson,	Mr. Gray,
Mr. Dalgleish,	Mr. Lucas,
Mr. Walker,	Mr. Bell,
Mr. Piddington,	Mr. Lackey,
Mr. Terry,	Mr. Driver,
Mr. Tighe,	Mr. C. Cowper, junr.,
Mr. Cunneen,	Mr. Darvall,
Mr. Sutherland,	Mr. Suttor,
Mr. Stewart,	<i>Tellers.</i>
Mr. Garrett,	
Mr. Allen,	Mr. Burns,
Mr. Caldwell,	Mr. Wilson.

Question

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

The House divided.

Ayes, 34.

Mr. Cowper,	Mr. Stewart,
Mr. Robertson,	Mr. Flett,
Mr. Smart,	Mr. Allen,
Mr. Darvall,	Mr. Dangar,
Mr. Dalgleish,	Mr. Gray,
Mr. Eagar,	Mr. Caldwell,
Mr. Tighe,	Mr. Holt,
Mr. Burns,	Mr. Piddington,
Mr. Walker,	Mr. Wisdom,
Mr. Hart,	Mr. Lackey,
Mr. Terry,	Mr. Bell,
Mr. Morrice,	Mr. Suttor,
Mr. Macpherson,	Mr. Wilson,
Mr. Sutherland,	Mr. C. Cowper, junr.,
Mr. Garrett,	<i>Tellers.</i>
Mr. Alexander,	
Mr. Redman,	Mr. Lucas,
Mr. Cunneen,	Mr. Driver.

Noes, 14.

Mr. Buchanan,
Mr. W. Forster,
Mr. Egan,
Mr. Emanuel,
Mr. Harpur,
Mr. Leary,
Mr. Cummings,
Mr. Rusden,
Mr. Rotton,
Mr. Mate,
Mr. Gordon,
Mr. Macleay,
<i>Tellers.</i>
Capt. Moriarty,
Mr. Morris.

Question then,—That the Bill be re-committed for the purpose of re-considering the Proviso in Clause 1,—put and passed.

Whereupon, on motion of Mr. Piddington, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

The Chairman having reported the Bill with a further Amendment,—

Mr. Darvall moved, That this Report be now adopted.

Question put.

The House divided.

Ayes, 34.

Mr. Cowper,	Mr. Cunneen,
Mr. Robertson,	Mr. Stewart,
Mr. Smart,	Mr. Garrett,
Mr. Darvall,	Mr. Morrice,
Mr. Arnold,	Mr. Dangar,
Mr. Hart,	Mr. Caldwell,
Mr. Dalgleish,	Mr. Piddington,
Mr. Alexander,	Mr. Holt,
Mr. Tighe,	Mr. Lackey,
Mr. Macpherson,	Mr. Bell,
Mr. Burns,	Mr. Allen,
Mr. Terry,	Mr. Driver,
Mr. Saddleir,	Mr. Wisdom,
Mr. Sutherland,	Mr. Eagar,
Mr. Redman,	<i>Tellers.</i>
Mr. Wilson,	
Mr. Flett,	Mr. Lucas,
Mr. C. Cowper, junr.,	Mr. Walker.

Noes, 15.

Capt. Moriarty,
Mr. Egan,
Mr. Leary,
Mr. H. Forster,
Mr. Emanuel,
Mr. Harpur,
Mr. Cummings,
Mr. Gordon,
Mr. Buchanan,
Mr. Mate,
Mr. Rotton,
Mr. Macleay,
Mr. Rusden,
<i>Tellers.</i>
Mr. W. Forster,
Mr. Morris.

Ordered, on motion of Mr. Darvall, that the third reading of this Bill stand an Order of the Day for to-morrow.

11. Paper:—Mr. Cowper laid upon the Table, Petition to the Governor from the Inhabitants of the Pastoral Districts, and others interested in that part of the Colony of New South Wales known as "the Riverine Districts," with the Reply of the Colonial Secretary thereto.

Ordered to be printed.

12. Smoke Nuisance Abatement Bill:—The Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council having this day passed a Bill, intituled, "*An Act to Abate the Nuisance arising from the Smoke of Furnaces*," presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,

Sydney, 2nd September, 1863.

GEORGE ALLEN,

Chairman of Committees,
Presiding in the absence of the President.

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

Ordered to be printed, and read a second time on Friday fortnight.

13. Postponement:—The Order of the Day (No. 4 of Government Business) for the consideration in Committee of the propriety of introducing the Drainage Promotion Bill, further postponed, on motion of Mr. Robertson, until to-morrow.
14. Scab in Sheep Prevention Bill (Order No. 5 of Government Business):—On motion of Mr. Robertson, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider of the propriety of introducing this Bill. The Chairman reported the following Resolution:—
Resolved,—That in the opinion of this Committee it is desirable to introduce a Bill "for the Prevention of Scab in Sheep."
Mr. Robertson then moved, That this House do now adopt this Resolution.
Question put and passed.
15. Adjournment:—Mr. Cowper moved, That this House do now adjourn.
Motion made by Mr. Driver, and Question put (after Debate),—That the Question be amended, by the addition of the words "until Seven o'clock, p.m. to-morrow."
The

The House divided.

Ayes, 18.		Noes, 15.	
Mr. Macpherson,	Mr. Sadleir,	Mr. Cowper,	Mr. Tighe,
Mr. Morris,	Mr. Dangar,	Mr. Robertson,	Mr. Morrice,
Mr. Wilson,	Mr. Allen,	Mr. Arnold,	Mr. Wisdom,
Mr. Garrett,	Mr. Rotton,	Mr. Walker,	<i>Tellers.</i>
Mr. Egan,	Mr. C. Cowper, junr.,	Mr. Mate,	
Mr. Gray,	Mr. Raper,	Mr. Stewart,	Mr. Lucas,
Mr. R. Forster,	<i>Tellers.</i>	Mr. Cummings,	Mr. Burns.
Mr. Cunneen,		Mr. Piddington,	
Mr. Harpur,	Mr. Burdekin,	Mr. W. Forster,	
Mr. Buchanan,	Mr. Driver.	Mr. Sutherland,	

Question then put, That this House do now adjourn until Seven o'clock, p.m., to-morrow.

The House divided.

Ayes, 23.		Noes, 9.	
Mr. Cowper,	Mr. Sadleir,	Mr. W. Forster,	
Mr. Robertson,	Mr. Dangar,	Mr. Stewart,	
Mr. Arnold,	Mr. Cummings,	Mr. Tighe,	
Mr. C. Cowper, junr.,	Mr. Mate,	Mr. Egan,	
Mr. Macpherson,	Mr. Wisdom,	Mr. Allen,	
Mr. Walker,	Mr. Burns,	Mr. Sutherland,	
Mr. Wilson,	Mr. Gray,	Mr. Morrice,	
Mr. Garrett,	Mr. R. Forster,	<i>Tellers.</i>	
Mr. Rotton,	<i>Tellers.</i>	Mr. Piddington,	
Mr. Raper,		Mr. Lucas.	
Mr. Cunneen,	Mr. Burdekin,		
Mr. Buchanan,	Mr. Driver.		
Mr. Harpur,			

Whereupon, the Speaker left the Chair, and the House stood adjourned accordingly, at five minutes before Twelve o'clock, until To-morrow, at *Seven* o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, SEPTEMBER 3.

QUESTIONS :—

- MR. STEWART *to ask* THE COLONIAL TREASURER,—
 - (1.) The number of Vessels and Tonnage entered inwards and cleared outwards at Richmond River, during the half year ending 30th June, 1863.
 - (2.) The number of the Crew and Passengers in such Vessels.
 - (3.) Amount received for Pilotage, during same period.
- MR. STEWART *to ask* THE COLONIAL TREASURER,—
 - (1.) The number of Vessels and Tonnage entered inwards and cleared outwards at Clarence River, during the half year ending 30th June, 1863.
 - (2.) The number of the Crew and Passengers in such Vessels.
 - (3.) Amount received for Pilotage, during same period.

Contingent Notices of Motion :—

- MR. W. FORSTER *to move*, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—
 - (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.

(2.)

- (2.) All Property vested in the Board of National Education shall revert to the Government.
- (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
- (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
- (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
- (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
- (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
- (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
- (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
- (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
- (11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
- (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
- (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
- (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

2. MR. MARTIN to move, (as an Amendment on the Question, "That the Speaker do now leave the Chair," for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement,) the following Resolutions, *seriatim* :—

- (1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnaerree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.
- (2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.
- (3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.
- (4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.
- (5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(8.)

(8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.

(14.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.

(15.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(18.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.

(20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.)

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. SMART to move, That this House do now resolve itself into a Committee of the Whole, to consider of the Ways and Means to meet the Supply granted to Her Majesty.

ORDERS OF THE DAY.

1. Orders of Sequestration in Insolvency Validating Bill; third reading.
2. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
3. Public Education Bill Reported; adoption of Report.
4. Impounding Bill; to be further considered in Committee.
5. Pastoral Interests Contribution Bill; consideration in Committee of the propriety of introducing this Bill.
6. Municipalities Law Amendment Bill; to be considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRIS to move, That so much of the Standing Orders be suspended as will permit of a Bill to amend the Scab in Sheep Act of 1861 passing through all its stages in one day.
2. MR. MORRIS to move for leave to bring in a Bill to amend the Scab in Sheep Act of 1861.
3. MR. EAGAR to move, That the Petition of the Rev. Robert Blain, against the passing of the Presbyterian College Bill, presented by him on the 1st September, be printed.
4. MR. DANGAR to move, That the Petition from Merton and Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
5. MR. DANGAR to move, That the Petition from Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
6. MR. STEWART to move,—
 - (1.) That in the opinion of this House, it is desirable that Members of Parliament should be entitled to travel by Railway free of charge.
 - (2.) That the foregoing Resolution be embodied in an Address to His Excellency the Governor.
7. MR. RUSDEN to move, That the Petition relative to the Public Education Bill, from certain Residents at Port Macquarie and Macleay, presented by him on the 25th August, be printed.
8. MR. GARRETT to move,—
 - (1.) That the Cardiff Coal Company's Incorporation Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Stewart, Mr. Flett, Mr. Sutherland, Mr. Harpur, Mr. Tighe, Mr. Driver, and the Mover.
9. MR. WILSON to move, That the Progress Report from the Select Committee on the Present State and Management of the Lunatic Asylums, laid on the Table by him on 26th August, be now adopted.
10. MR. WILSON to move, That the Petition presented by him on 26th August, from the Shareholders in the Newcastle Wallsend Coal Company, be printed.
11. DR. LANG to move, That the Petition presented by him on 26th August, from Presbyterians residing at Forbes, on the Lachlan Diggings, in favour of the Presbyterian College Bill, be printed.

12. MR. ALLEN to move, That the Petitions from Port Stephens, and Dungog and Bendolba, respectively, presented by Mr. Cunneen, on behalf of Mr. Allen, on the 18th August, relative to the Public Education Bill, be printed.
13. MR. GORDON to move, That the Petition, presented by him on the 28th August, from certain Residents in New England, with reference to the Scab Disease in Sheep, be printed.
14. MR. WEEKES to move, That the Petition presented by him, on the 28th August, from Joshua Anderson, relative to the Coroner at West Maitland, be printed.
15. MR. LAYCOCK to move, That there be laid upon the Table of this House, Copies of all Papers and Correspondence relative to the dismissal of Inspector Galbraith from the Police Force at Grafton.
16. MR. EAGAR to move, That there be laid upon the Table of this House, a Tabular Return embodying the following information in reference to the purchase of Locomotive Engines and Railway Materials in England,—
 - (1.) The amount of Commission or other remuneration (including necessary assistance and travelling expenses) paid to Mr. John Fowler, for services in relation to the inspection, purchase, or procuring the construction of Locomotive Engines, from the date of his employment by the New South Wales Government to the present time specifying each particular operation or transaction, and the cost in each case.
 - (2.) The amount of Commission or other remuneration (including necessary assistance and travelling expenses) paid to Mr. John Fowler, for services rendered in relation to the inspection, purchase, or procuring all Railway Materials other than Locomotive Engines, from the date of his employment by the New South Wales Government to the present time, specifying in each case, the nature, quantity, and cost of such Railway Materials.
17. MR. EAGAR to move, That there be laid upon the Table of this House, a Copy of the "usual monthly letter" in which the Indent of eighteen Locomotive Engines was enclosed to the Commercial Agent in England, Mr. Hamilton, on or about the 21st May last.
18. MR. EAGAR to move, That the Petition presented by him on 26th August, from sundry Pawnbrokers, be printed.
19. MR. BURNS to move, That the Petition presented by him on 26th August, from the Rev. William Purves, on the question of Drainage, be printed.
20. MR. RUSDEN to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs known as "Gocup" and "Gadura," in the District of Tumut.
 - (2.) Such Committee to consist of Mr. Burdekin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
21. MR. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.
22. MR. WILSON to move, That the Order of the Day for the second reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper's amended Resolution on Friday 24th July, stand an Order of the Day for Friday next.
23. MR. HARRUP to move, That there be laid upon the Table of this House, a Return specifying the Rates of Damages for Trespass on Unenclosed Lands, and of driving-money per mile, chargeable on Impounded Cattle, as fixed by the different Courts of Petty Sessions respectively, throughout the Colony, during the years 1860, 1861, and the half-year ending the 30th June, 1862.
24. DR. LANG to move, That the Petition presented by him on the 18th August, from the Presbyterians of Yass, in favour of the Presbyterian College Bill, be printed.
25. DR. LANG to move, That the Petition presented by him on the 18th August, from the Presbyterians of Moruya, in favour of the Presbyterian College Bill, be printed.
26. MR. GORDON to move, That the Petition presented by him on the 18th August, from certain Sheepowners in the neighbourhood of Glen Innes, with reference to the disease known as Scab in Sheep, be printed.
27. MR. GARRETT to move, That the Petition presented by Mr. Eckford on 19th August, from the Inhabitants of Wollombi, relative to the Public Education Bill, be printed.
28. CAPTAIN MORIARTY to move, That in the opinion of this House, it is the duty of the Government of this Colony to afford, with the least possible delay, every available assistance to the Government of New Zealand, in the circumstances in which that Colony is at present placed.
29. DR. LANG to move, That the Petition, presented by him on 19th August, in favour of the Presbyterian College Bill, from the Presbyterians of Wingham and its Vicinity, on the Manning River, be printed.
30. DR. LANG to move, That the Petition, presented by him on 19th August, in favour of the Presbyterian College Bill, from the Presbyterians of Wallsend, in the District of Newcastle, be printed.
31. DR. LANG to move, That the Petition presented by him on 19th August, from Mr. Thomas Westropp, Surgeon, be printed.
32. MR. FLETT to move, That the Petition presented by him on the 20th August, from certain Inhabitants of the Manning River, relative to the Education Bill, be printed.
33. MR. SADLER to move, That the Petition presented by him on the 11th of August, from the Minister and other Members of the Episcopal Church, Raymond Terrace, relative to the Public Education Bill, be printed.

34. MR. TICHE to move, That the Petition of certain Residents in the District of Hexham and Alnwick, relative to the Public Education Bill, presented by him on the 18th August, be printed.
35. MR. ARNOLD to move, That the Petition presented by him on the 18th August, from certain Inhabitants of Paterson, relative to the Education Bill, be printed.
36. MR. DARVALL to move, That the Petition presented by him on the 18th August, from certain Inhabitants of East Maitland, relative to the Education Bill, be printed.
37. MR. HOLROYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
38. MR. SADLEIR to move,—
 - (1.) That a Select Committee be appointed to consider and report upon the Petition of Mr. John Busby, presented to this House on 15th October, 1862, with power to send for persons and papers.
 - (2.) Such Committee to consist of Mr. Robertson, Dr. Lang, Mr. Dangar, Mr. Cunneen, Mr. Raper, Mr. Morrice, Mr. Flett, and the Mover.
39. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum not exceeding £4,000 for the purpose of providing a Steam Tug for the Pilot Service at the Richmond River.

ORDERS OF THE DAY:—

1. Metropolitan Corporation Bill; to be considered in Committee.
2. Commercial Banking Company's Act Amendment Bill; third reading.

FRIDAY, SEPTEMBER 4.

QUESTIONS:—

1. MR. BURDEKIN to ask THE SECRETARY FOR LANDS,—
 - (1.) What Sum of Money is applicable to the intended Bridge over the Peel River, at Nundle?
 - (2.) When will the Plans and Specifications of the intended Bridge be ready?
2. MR. RAPER to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What amount of Money has been paid by the Government, for land at Glebe Island, purchased from private persons, for the purpose of forming the Public Abattoirs?
 - (2.) What sum has been paid to the Contractor, according to the original Contract, for the building of such Abattoirs?
 - (3.) What amount has been expended in making additions and convenience, since the original Contract for the construction of the Abattoirs was completed?
 - (4.) What amount has been paid to the Contractor, according to Contract, for the erection of the Bridge leading to the Abattoirs?
 - (5.) What amount of Money has been expended in making improvements and alterations, in connection with the said Bridge, subsequently to the completion of the Contract, up to the 30th day of June last?

OTHER BUSINESS—ORDER OF THE DAY:—

1. Waratah Coal Company's Incorporation Bill; to be further considered in Committee.

NOTICES OF MOTION:—

1. MR. MORRIS to move, That the Petition of the Inhabitants of the Pastoral Districts, and others interested in that part of the Colony of New South Wales known as the Riverine District, presented by him on 2nd September, be printed.
2. DR. LANG to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, may be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years ago.
3. DR. LANG to move:—
 - (1.) That the Presbyterian College Bill be referred to a Select Committee, for consideration and report.
 - (2.) That the said Committee consist of Mr. Morris, Mr. Robertson, Mr. Wilson, Mr. Flett, Mr. Gray, Mr. Piddington, Mr. Walker, Mr. Dalgleish, Mr. Stewart, and the Mover.
4. DR. LANG to move:—
 - (1.) That the Bill to Legalize the Exchange of a portion of the Allotment of the Scots Church be referred to a Select Committee, for consideration and report.
 - (2.) That the said Committee consist of Mr. Bell, Mr. Dalgleish, Mr. Robertson, Mr. Stewart, Mr. Sutherland, Mr. Mate, Mr. Piddington, Mr. Sadleir, Mr. Garrett, and the Mover.

TUESDAY,

TUESDAY, SEPTEMBER 8.

QUESTIONS :—

1. MR. EGAN *to ask* THE SECRETARY FOR LANDS,—Whether the Government have determined on the course they intend to pursue respecting the Lands selected under the Crown Lands Alienation Act of 1861, by Frank Bellow, Thomas Matthews, John Marshal Black, and Charles Leonard Jagers,—the said Lands, since their selection, having been granted to the Twofold Bay Company, under Pre-emptive Right, without official notice to the selectors from the Government, until some time after they had made improvements?
2. MR. EGAN *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Whether Aliens, on their completing the purchase of Land, will receive grants from the Crown of the fee simple, in the same manner as though they had been naturalized?
 - (2.) Have the Government had the opinion of the Law Officers of the Crown on that subject; and if so, what opinion has been given?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. SAMUEL *to move*,—
 - (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions :—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - (6.) That “finding every thing” shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - (7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 - (8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.
 - (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
2. DR. LANG *to move*,—
 - (1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of “New South Wales” having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.
 - (2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated “Cooksland.”

(3.)

- (3.) That the recent change of the name of a neighbouring Australian Colony from "Van Diemen's Land" to "Tasmania," in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.
3. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
 4. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
 5. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all cases, since the beginning of Responsible Government, in which any person or persons, whether jointly or severally, have petitioned or in any way applied for leave to sue the Government of this Colony in any Court of Law, specifying in each case, the party or parties so petitioning or applying, the date of the petition or application, the grounds of claim, the decision of the Government thereon, the reasons for refusal in each case where such petition or application was refused, and the result and cost of proceedings in each case where the Government consented to be sued.
 6. MR. DALGLEISH to move, That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, be laid upon the Table of this House.
 7. MR. DANGAR to move, That the Returns laid on the Table of the House, by the Secretary for Public Works, on Friday the 28th of August, on the subject of the proposed Bridge over the Hunter at the Falls and Pitnacree, as also the Returns for the proposed Bridge over the Paterson at Dunmore, be printed.
 8. MR. ROTTON to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill for more effectually abating the Nuisance occasioned by Dogs.
 9. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all sums expended on Minor Roads, from 1st July, 1862, to 30th June, 1863, specifying each particular Line of Road, and the amount expended on each Road.
 - (2.) The name of the District, and whether performed by Contract or Day-work.
 - (3.) The names of the Local Road Superintendents and Overseers.
 - (4.) The names of the Minor Road Trustees inspecting, and Districts, and under whose authority the expenditure was made on each particular Road.
 - (5.) The number of laborers in each gang where an Overseer is employed.

WEDNESDAY, SEPTEMBER 9.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Seamen's Laws Amendment and Consolidation Bill; to be further considered in Committee.
2. Supply; Resumption of the Committee.

FRIDAY, SEPTEMBER 11.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Payment of Wages in Money Compulsion Bill; to be further considered in Committee.
2. Law of Evidence in Criminal Cases Amendment Bill; second reading.

TUESDAY, SEPTEMBER 15.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. GRAY to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of Mr. J. Harris and others, relative to the Railway through the Ultimo Estate, presented to this House, on the 15th October, 1862.
 - (2.) That such Committee consist of Mr. Arnold, Mr. Hart, Mr. Caldwell, Mr. Stewart, Mr. Cunneen, Mr. Sutherland, Mr. Lucas, Mr. Morrice, Mr. Bell, and the Mover.

2. MR. GRAY to move, That there be laid upon the Table of this House, copies of all Papers and Documents relative to the sale of an Allotment of Land to Mr. Charles Dean, at Casino, on the 22nd of April, 1858 ; and also copies of all Correspondence between Mr. Charles Dean and the Department of Lands, relative to the refusal of the Government to issue a Deed of the aforesaid Allotment of Land in favour of Mr. Dean.
3. MR. WILSON to move,—
 - (1.) That the Petition presented by him on 26th August, from the Shareholders in the Newcastle Wallsend Coal Company, be referred to a Select Committee, to inquire into, and report upon, the allegations contained in said Petition.
 - (2.) That such Committee consist of Mr. Arnold, Mr. Hannell, Mr. Piddington, Mr. Love, Mr. Caldwell, Mr. Tighe, Mr. Dalgleish, Mr. Lucas, Mr. Gordon, and the Mover.
4. MR. MACPHERSON to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the conduct and proceedings of certain Magistrates at Liverpool, with reference to the death of John Hart, in the Benevolent Asylum at Liverpool, on or about 23rd September, 1862 ; and also upon the conduct and proceedings of the same Magistrates with reference to the arrest, trial, and conviction of Mrs. Laing, who was sentenced, in or about the month of February last, to one month's imprisonment in Parramatta Gaol, for abusive language.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Bell, Mr. Buchanan, Mr. Dalgleish, Mr. W. Forster, Mr. R. Forster, Mr. Hart, Mr. Lucas, Mr. Harpur, and the Mover.
5. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
6. MR. HARPUR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Postmaster General, from the 1st June, 1852, to the 31st May, 1863.
 - (2.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (3.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Secretary of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (4.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (5.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Accountant of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (6.) A Return of the number of Letters, Packets, and Parcels sent, free of postage by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (7.) A Return of the probable amount of Postage lost to the Postal Revenue during the eleven years included in the above Returns.
7. MR. HARPUR to move, That the Petition of the President, the Committee, and Officers of the Patrick's Plains Benevolent Society, presented by him, on the 11th August, be printed.
8. MR. HARPUR to move, That the Petition of certain Residents in the District of Patrick's Plains, praying for an amendment in the 12th Clause of the Education Bill, presented by him on the 11th August, be printed.
9. MR. HARPUR to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.
10. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of the Informations, Depositions, and other Proceedings, in the trials of Robert Melville, before the Police Court at Maitland, in the month of October, 1861.

WEDNESDAY, SEPTEMBER 16.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."

FRIDAY,

FRIDAY, SEPTEMBER 18.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”
2. Towns Police Bill; to be further considered in Committee.
3. Pawnbrokers Bill; to be further considered in Committee.
4. Smoke Nuisance Abatement Bill; second reading.

TUESDAY, SEPTEMBER 22.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
 2. MR. DRIVER to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
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New South Wales.

No. 43.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 3 SEPTEMBER, 1863.

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

Questions on Notice Paper for to-day:—

- (1.) Harbour Statistics—Richmond and Clarence Rivers:—Mr. Stewart asked the Colonial Treasurer, pursuant to Notices Nos. 1 and 2,—

(1.),—

- (1.) The number of Vessels and Tonnage entered inwards and cleared outwards at Richmond River, during the half-year ending 30th June, 1863?
 (2.) The number of the Crew and Passengers in such Vessels?
 (3.) Amount received for Pilotage, during same period?

(2.),—

- (1.) The number of Vessels and Tonnage entered inwards and cleared outwards at Clarence River, during the half-year ending 30th June, 1863?
 (2.) The number of the Crew and Passengers in such Vessels?
 (3.) Amount received for Pilotage, during same period?

Mr. Smart answered:—

(1.) In reply to the Honorable Member's Questions, I beg to inform him that there were cleared outwards at the Richmond River, for the half-year ending 30th June, 1863, 53 vessels, 4542 tons, 351 crew, and 24 passengers. There were reported inwards during the same period, 54 vessels, 4560 tons, 362 crew, and 48 passengers. The amount received for Pilotage was £232 14s. 4d.

(2.) For the Port of Grafton the Return shews that there were entered inwards, 44 vessels, 10,317 tons, crew 896; outwards, 45 vessels, 10,652 tons, crew 923. The amount of Pilotage received was £100 2s. I may mention to the Honorable Member, that the Officer of Customs states, with reference to the latter Return, that he cannot give the number of the passengers by the coasting steamers, not having any record thereof in the office at Grafton.

2. Papers:—Mr. Cowper laid upon the Table the undermentioned Papers:—

- (1.) General Instructions for the Guidance of the Police Force, issued by the Inspector General.
 (2.) Rules for the Distribution and Appropriation of the Superannuation and Police Reward Funds, and Regulations for Police Pensions.

Ordered to be printed.

3. Ways and Means:—Mr. Smart moved, pursuant to notice, That this House do now resolve itself into a Committee of the Whole, to consider of the Ways and Means to meet the Supply granted to Her Majesty.

Question put and passed.

Whereupon, the Speaker left the Chair, and the House resolved itself into a Committee of Ways and Means.

The Chairman reported progress, and obtained leave to sit again this day week.

4. Papers:—Mr. Smart laid upon the Table the undermentioned Papers:—
 (1.) Estimates of the Ways and Means of the Government of New South Wales for the year 1864.
 (2.) Particulars of Savings on Appropriations of Parliament, in continuation of Statement, dated 4th July, 1862, estimated to be no longer required, and written off in the Books of the Audit Office, on 31st December, 1861, and 31st December, 1862.
 Ordered to be printed.
5. Adjournment:—Mr. Cowper moved that this House do now adjourn until Seven o'clock to-morrow.
 Debate ensued.
 Question put.
 The House divided.

Ayes, 20.

Noes, 14.

Mr. Cowper,	Mr. Buchanan,	Mr. Piddington,	Mr. Rotton,
Mr. Smart,	Mr. Flett,	Mr. Dalgleish,	<i>Tellers.</i>
Mr. Robertson,	Mr. Cummings,	Mr. Burns,	
Mr. Darvall,	Mr. Garrett,	Mr. W. Forster,	Mr. Walker,
Mr. Cunneen,	Mr. Morrice,	Mr. Sutherland,	Mr. Lucas.
Mr. Dangar,	Mr. Gray,	Mr. Stewart,	
Mr. Eagar,	Mr. R. Forster,	Mr. Wisdom,	
Mr. Wilson,	<i>Tellers.</i>	Mr. Sadleir,	
Mr. Allen,		Mr. Caldwell,	
Mr. Harpur,	Mr. Driver,	Mr. Mate,	
Mr. Leary,	Mr. Macpherson.	Mr. Rusden,	

Whereupon, the Speaker left the Chair, and the House stood adjourned accordingly, at twenty-four minutes before Twelve o'clock, until To-morrow, at Seven o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

FRIDAY, SEPTEMBER 4.

QUESTIONS:—

- MR. BURDEKIN *to ask* THE SECRETARY FOR LANDS,—
 (1.) What Sum of Money is applicable to the intended Bridge over the Peel River, at Nundle?
 (2.) When will the Plans and Specifications of the intended Bridge be ready?
- MR. RAPER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 (1.) What amount of Money has been paid by the Government, for land at Glebe Island, purchased from private persons, for the purpose of forming the Public Abattoirs?
 (2.) What sum has been paid to the Contractor, according to the original Contract, for the building of such Abattoirs?
 (3.) What amount has been expended in making additions and convenience, since the original Contract for the construction of the Abattoirs was completed?
 (4.) What amount has been paid to the Contractor, according to Contract, for the erection of the Bridge leading to the Abattoirs?
 (5.) What amount of Money has been expended in making improvements and alterations, in connection with the said Bridge, subsequently to the completion of the Contract, up to the 30th day of June last?
- MR. EAGAR *to ask* THE COLONIAL SECRETARY,—Whether the Government intend to take any, and if any, what action, in reference to the Petition of 106 Merchants and others, presented to the Assembly on the 21st July last, complaining of the “assumptive acts of Mr. Commissioner Macfarland,” and praying for certain changes in the present Insolvent Law, and in the mode of administering the same?

4. MR. EAGAR to ask THE SECRETARY FOR LANDS,—If he will be good enough to state in what way the Government propose to deal with the Sydney Common, in relation to the persons for whose benefit it is understood to have been granted?

Contingent Notices of Motion :—

1. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—
- (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 - (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
 - (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
 - (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
 - (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
 - (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
 - (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
 - (11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
 - (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
 - (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
 - (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.
2. MR. MARTIN to move, (*as an Amendment on the Question, "That the Speaker do now leave the Chair," for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement.*) the following Resolutions, *seriatim* :—
- (1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnacree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.
 - (2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.
 - (3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.
 - (4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.

(5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.

(14.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.

(15.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(18.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.

(20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d.

for

for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £21 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Waratah Coal Company's Incorporation Bill; to be further considered in Committee.
2. Metropolitan Corporation Bill; to be considered in Committee.
3. Commercial Banking Company's Act Amendment Bill; third reading.

NOTICES OF MOTION:—

1. MR. MORRIS to move, That the Petition of the Inhabitants of the Pastoral Districts, and others interested in that part of the Colony of New South Wales known as the Riverine District, presented by him on 2nd September, be printed.
2. DR. LANG to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, may be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years ago.
3. DR. LANG to move:—
 - (1.) That the Presbyterian College Bill be referred to a Select Committee, for consideration and report.
 - (2.) That the said Committee consist of Mr. Morris, Mr. Robertson, Mr. Wilson, Mr. Flett, Mr. Gray, Mr. Piddington, Mr. Walker, Mr. Dalgleish, Mr. Stewart, and the Mover.
4. DR. LANG to move:—
 - (1.) That the Bill to Legalize the Exchange of a portion of the Allotment of the Scots Church be referred to a Select Committee, for consideration and report.
 - (2.) That the said Committee consist of Mr. Bell, Mr. Dalgleish, Mr. Robertson, Mr. Stewart, Mr. Sutherland, Mr. Mate, Mr. Piddington, Mr. Sadleir, Mr. Garrett, and the Mover.
5. MR. MORRIS to move, That so much of the Standing Orders be suspended as will permit of a Bill to amend the Scab in Sheep Act of 1861 passing through all its stages in one day.
6. MR. MORRIS to move for leave to bring in a Bill to amend the Scab in Sheep Act of 1861.

7. MR. EAGAR to move, That the Petition of the Rev. Robert Blain, against the passing of the Presbyterian College Bill, presented by him on the 1st September, be printed.
8. MR. DANGAR to move, That the Petition from Merton and Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
9. MR. DANGAR to move, That the Petition from Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
10. MR. STEWART to move,—
 - (1.) That in the opinion of this House, it is desirable that Members of Parliament should be entitled to travel by Railway free of charge.
 - (2.) That the foregoing Resolution be embodied in an Address to His Excellency the Governor.
11. MR. RUSDEN to move, That the Petition relative to the Public Education Bill, from certain Residents at Port Macquarie and Macleay, presented by him on the 25th August, be printed.
12. MR. GARRETT to move,—
 - (1.) That the Cardiff Coal Company's Incorporation Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Stewart, Mr. Flett, Mr. Sutherland, Mr. Harpur, Mr. Tighe, Mr. Driver, and the Mover.
13. MR. WILSON to move, That the Progress Report from the Select Committee on the Present State and Management of the Lunatic Asylums, laid on the Table by him on 26th August, be now adopted.
14. MR. WILSON to move, That the Petition presented by him on 26th August, from the Shareholders in the Newcastle Wallsend Coal Company, be printed.
15. DR. LANG to move, That the Petition presented by him on 26th August, from Presbyterians residing at Forbes, on the Lachlan Diggings, in favour of the Presbyterian College Bill, be printed.
16. MR. ALLEN to move, That the Petitions from Port Stephens, and Dungog and Bendolba, respectively, presented by Mr. Cunneen, on behalf of Mr. Allen, on the 18th August, relative to the Public Education Bill, be printed.
17. MR. GORDON to move, That the Petition, presented by him on the 28th August, from certain Residents in New England, with reference to the Scab Disease in Sheep, be printed.
18. MR. WEEKS to move, That the Petition presented by him, on the 28th August, from Joshua Anderson, relative to the Coroner at West Maitland, be printed.
19. MR. LAYCOCK to move, That there be laid upon the Table of this House, Copies of all Papers and Correspondence relative to the dismissal of Inspector Galbraith from the Police Force at Grafton.
20. MR. EAGAR to move, That there be laid upon the Table of this House, a Tabular Return embodying the following information in reference to the purchase of Locomotive Engines and Railway Materials in England,—
 - (1.) The amount of Commission or other remuneration (including necessary assistance and travelling expenses) paid to Mr. John Fowler, for services in relation to the inspection, purchase, or procuring the construction of Locomotive Engines, from the date of his employment by the New South Wales Government to the present time specifying each particular operation or transaction, and the cost in each case.
 - (2.) The amount of Commission or other remuneration (including necessary assistance and travelling expenses) paid to Mr. John Fowler, for services rendered in relation to the inspection, purchase, or procuring all Railway Materials other than Locomotive Engines, from the date of his employment by the New South Wales Government to the present time, specifying in each case, the nature, quantity, and cost of such Railway Materials.
21. MR. EAGAR to move, That there be laid upon the Table of this House, a Copy of the "usual monthly letter" in which the Indent of eighteen Locomotive Engines was enclosed to the Commercial Agent in England, Mr. Hamilton, on or about the 21st May last.
22. MR. EAGAR to move, That the Petition presented by him on 26th August, from sundry Pawnbrokers, be printed.
23. MR. BURNS to move, That the Petition presented by him on 26th August, from the Rev. William Purves, on the question of Drainage, be printed.
24. MR. RUSDEN to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs known as "Gocup" and "Gadura," in the District of Tumut.
 - (2.) Such Committee to consist of Mr. Burdekin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
25. MR. RUSDEN to move, That it is the opinion of this House that a new Commission of the Peace should be issued immediately.
26. MR. WILSON to move, That the Order of the Day for the second reading of the Church and School Lands Declaratory Bill, superseded by Mr. Cowper's amended Resolution on Friday 24th July, stand an Order of the Day for Friday next.
27. MR. HARPUR to move, That there be laid upon the Table of this House, a Return specifying the Rates of Damages for Trespass on Unenclosed Lands, and of driving-money

- money per mile, chargeable on Impounded Cattle, as fixed by the different Courts of Petty Sessions respectively, throughout the Colony, during the years 1860, 1861, and the half-year ending the 30th June, 1862.
28. DR. LANG to move, That the Petition presented by him on the 18th August, from the Presbyterians of Yass, in favour of the Presbyterian College Bill, be printed.
 29. DR. LANG to move, That the Petition presented by him on the 18th August, from the Presbyterians of Moruya, in favour of the Presbyterian College Bill, be printed.
 30. MR. GORDON to move, That the Petition presented by him on the 18th August, from certain Sheepowners in the neighbourhood of Glen Innes, with reference to the disease known as Scab in Sheep, be printed.
 31. MR. GARRETT to move, That the Petition presented by Mr. Eckford on 19th August, from the Inhabitants of Wollombi, relative to the Public Education Bill, be printed.
 32. CAPTAIN MORLARTY to move, That in the opinion of this House, it is the duty of the Government of this Colony to afford, with the least possible delay, every available assistance to the Government of New Zealand, in the circumstances in which that Colony is at present placed.
 33. DR. LANG to move, That the Petition, presented by him on 19th August, in favour of the Presbyterian College Bill, from the Presbyterians of Wingham and its Vicinity, on the Manning River, be printed.
 34. DR. LANG to move, That the Petition, presented by him on 19th August, in favour of the Presbyterian College Bill, from the Presbyterians of Wallsend, in the District of Newcastle, be printed.
 35. DR. LANG to move, That the Petition presented by him on 19th August, from Mr. Thomas Westropp, Surgeon, be printed.
 36. MR. FLETT to move, That the Petition presented by him on the 20th August, from certain Inhabitants of the Manning River, relative to the Education Bill, be printed.
 37. MR. SADDLER to move, That the Petition presented by him on the 11th of August, from the Minister and other Members of the Episcopal Church, Raymond Terrace, relative to the Public Education Bill, be printed.
 38. MR. TIGHE to move, That the Petition of certain Residents in the District of Hexham and Alnwick, relative to the Public Education Bill, presented by him on the 18th August, be printed.
 39. MR. ARNOLD to move, That the Petition presented by him on the 18th August, from certain Inhabitants of Paterson, relative to the Education Bill, be printed.
 40. MR. DARVALL to move, That the Petition presented by him on the 18th August, from certain Inhabitants of East Maitland, relative to the Education Bill, be printed.
 41. MR. HOLBOYD to move for leave to bring in a Bill to prevent improper persons from having or carrying Firearms.
 42. MR. SADDLER to move,—
 - (1.) That a Select Committee be appointed to consider and report upon the Petition of Mr. John Busby, presented to this House on 15th October, 1862, with power to send for persons and papers.
 - (2.) Such Committee to consist of Mr. Robertson, Dr. Lang, Mr. Dangar, Mr. Cunneen, Mr. Raper, Mr. Morrice, Mr. Flett, and the Mover.
 43. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum not exceeding £4,000 for the purpose of providing a Steam Tug for the Pilot Service at the Richmond River.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Orders of Sequestration in Insolvency Validating Bill; third reading.
2. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
3. Public Education Bill Reported; adoption of Report.
4. Impounding Bill; to be further considered in Committee.
5. Pastoral Interests Contribution Bill; consideration in Committee of the propriety of introducing this Bill.
6. Municipalities Law Amendment Bill; to be considered in Committee.

TUESDAY, SEPTEMBER 8.

QUESTIONS:—

1. MR. EGAN to ask THE SECRETARY FOR LANDS,—Whether the Government have determined on the course they intend to pursue respecting the Lands selected under the Crown Lands Alienation Act of 1861, by Frank Bellow, Thomas Matthews, John Marshal Black, and Charles Leonard Jagers,—the said Lands, since their selection, having been granted to the Twofold Bay Company, under Pre-emptive Right, without official notice to the selectors from the Government, until some time after they had made improvements?
2. MR. EGAN to ask THE SECRETARY FOR LANDS,—
 - (1.) Whether Aliens, on their completing the purchase of Land, will receive grants from the Crown of the fee simple, in the same manner as though they had been naturalized?
 - (2.) Have the Government had the opinion of the Law Officers of the Crown on that subject; and if so, what opinion has been given?

3. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
- (1.) The number of Sheep infected with the Scab, as reported by the various Inspectors of Sheep, since the 1st January to 31st August last throughout the Colony; naming the number in each District, and the name of each Inspector?
 - (2.) The number of Sheep destroyed under the present Scab Act, and the amount of compensation paid to the owners of Scabbed Sheep to the 31st August?
 - (3.) The amount now due by Claimants, for Sheep destroyed under the present Scab Acts?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. SAMUEL *to move*,—
- (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - (6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - (7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 - (8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.
 - (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
2. DR. LANG *to move*,—
- (1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of "New South Wales" having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.
 - (2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated "Cooksland."
 - (3.) That the recent change of the name of a neighbouring Australian Colony from "Van Diemen's Land" to "Tasmania," in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.

3. Mr. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
4. Mr. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
5. Mr. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all cases, since the beginning of Responsible Government, in which any person or persons, whether jointly or severally, have petitioned or in any way applied for leave to sue the Government of this Colony in any Court of Law, specifying in each case, the party or parties so petitioning or applying, the date of the petition or application, the grounds of claim, the decision of the Government thereon, the reasons for refusal in each case where such petition or application was refused, and the result and cost of proceedings in each case where the Government consented to be sued.
6. Mr. DATGLEISH to move, That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, be laid upon the Table of this House.
7. Mr. DANGAR to move, That the Returns laid on the Table of the House, by the Secretary for Public Works, on Friday the 28th of August, on the subject of the proposed Bridge over the Hunter at the Falls and Pitnacree, as also the Returns for the proposed Bridge over the Paterson at Dunmore, be printed.
8. Mr. RORTON to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill for more effectually abating the Nuisance occasioned by Dogs.
9. Mr. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all sums expended on Minor Roads, from 1st July, 1862, to 30th June, 1863, specifying each particular Line of Road, and the amount expended on each Road.
 - (2.) The name of the District, and whether performed by Contract or Day-work.
 - (3.) The names of the Local Road Superintendents and Overseers.
 - (4.) The names of the Minor Road Trustees inspecting, and Districts, and under whose authority the expenditure was made on each particular Road.
 - (5.) The number of laborers in each gang where an Overseer is employed.
10. Mr. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
11. Mr. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail,—
 - (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.
 - (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
12. Mr. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon a Supplementary Estimate for 1864, a sum not exceeding £12,000, as a Relief Fund for Religious and Moral Training in the Unsettled Districts of the Colony (Gold Fields included), to be placed to the credit of the Heads of the various Churches, according to population, in said Districts.
13. Mr. W. FORSTER to move, That there be laid upon the Table of this House, a Return of all Ministers of Religion "in receipt of any yearly stipend or allowance paid out of any public fund or moneys," at the passing of the "Grants for Public Worship Prohibition Act of 1862," and thereby entitled, under the third section of the said Act, to the continuance of such stipend or allowance "so long as he shall officiate as such Minister under lawful authority within the Colony," specifying in the case of each Minister, his Name and Denomination, the amount of such stipend or allowance, and the particular Fund out of which the same has been paid.

WEDNESDAY, SEPTEMBER 9.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Seamen's Laws Amendment and Consolidation Bill ; to be further considered in Committee.
2. Supply ; Resumption of the Committee.

THURSDAY, SEPTEMBER 10.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Ways and Means ; Resumption of the Committee.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. CUMMINGS to move—
 (1.) That in the opinion of this House, Compensation, by appraisalment, should be granted to all persons whom the Government has deprived of their Land for Public Roads, since the inauguration of Responsible Government.
 (2.) That the said Resolution be conveyed by Address to His Excellency the Governor.

FRIDAY, SEPTEMBER 11.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Payment of Wages in Money Compulsion Bill ; to be further considered in Committee.
2. Law of Evidence in Criminal Cases Amendment Bill second reading.

TUESDAY, SEPTEMBER 15.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. GRAY to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of Mr. J. Harris and others, relative to the Railway through the Ultimo Estate, presented to this House, on the 15th October, 1862.
 (2.) That such Committee consist of Mr. Arnold, Mr. Hart, Mr. Caldwell, Mr. Stewart, Mr. Cunneen, Mr. Sutherland, Mr. Lucas, Mr. Morrice, Mr. Bell, and the Mover.
2. MR. GRAY to move, That there be laid upon the Table of this House, copies of all Papers and Documents relative to the sale of an Allotment of Land to Mr. Charles Dean, at Casino, on the 22nd of April, 1858 ; and also copies of all Correspondence between Mr. Charles Dean and the Department of Lands, relative to the refusal of the Government to issue a Deed of the aforesaid Allotment of Land in favour of Mr. Dean.
3. MR. WILSON to move,—
 (1.) That the Petition presented by him on 26th August, from the Shareholders in the Newcastle Wallsend Coal Company, be referred to a Select Committee, to inquire into, and report upon, the allegations contained in said Petition.
 (2.) That such Committee consist of Mr. Arnold, Mr. Hannell, Mr. Piddington, Mr. Love, Mr. Caldwell, Mr. Tighe, Mr. Dalgleish, Mr. Lucas, Mr. Gordon, and the Mover.
4. MR. MACPHERSON to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the conduct and proceedings of certain Magistrates at Liverpool, with reference to the death of John Hart, in the Benevolent Asylum at Liverpool, on or about 23rd September, 1862 ; and also upon the conduct and proceedings of the same Magistrates with reference to the arrest, trial, and conviction of Mrs. Laing, who was sentenced, in or about the month of February last, to one month's imprisonment in Parramatta Gaol, for abusive language.
 (2.) That such Committee consist of Mr. Cowper, Mr. Bell, Mr. Buchanan, Mr. Dalgleish, Mr. W. Forster, Mr. R. Forster, Mr. Hart, Mr. Lucas, Mr. Harpur, and the Mover.
5. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
6. MR. HARPUR to move, That there be laid upon the Table of this House,—
 (1.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Postmaster General, from the 1st June, 1852, to the 31st May, 1863.
 (2.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 (3.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Secretary of the Post Office, from 1st June, 1852, to 31st May, 1863.
 (4.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.

(5.)

- (5.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Accountant of the Post Office, from 1st June, 1852, to 31st May, 1863.
- (6.) A Return of the number of Letters, Packets, and Parcels sent, free of postage by the same Officer, from 1st June, 1852, to 31st May, 1863.
- (7.) A Return of the probable amount of Postage lost to the Postal Revenue during the eleven years included in the above Returns.
7. Mr. HARPUR to move, That the Petition of the President, the Committee, and Officers of the Patrick's Plains Benevolent Society, presented by him, on the 11th August, be printed.
8. Mr. HARPUR to move, That the Petition of certain Residents in the District of Patrick's Plains, praying for an amendment in the 12th Clause of the Education Bill, presented by him on the 11th August, be printed.
9. Mr. HARPUR to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
- (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.
10. Mr. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of the Informations, Depositions, and other Proceedings, in the trials of Robert Melville, before the Police Court at Maitland, in the month of October, 1861.

WEDNESDAY, SEPTEMBER 16.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."

FRIDAY, SEPTEMBER 18.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”
2. Towns Police Bill; to be further considered in Committee.
3. Pawnbrokers Bill; to be further considered in Committee.
4. Smoke Nuisance Abatement Bill; second reading.

TUESDAY, SEPTEMBER 22.

OTHER BUSINESS—NOTICES OF MOTION:—

1. Mr. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
2. Mr. DRIVER to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
3. Mr. BAGAR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.
4. Mr. DRIVER to move for leave to introduce a Bill to Prevent Vexatious Indictments for certain Misdemeanors.
5. Mr. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to Regulate the Licensing of Carriers.



New South Wales.

No. 44.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 4 SEPTEMBER, 1863.

1. The House met pursuant to adjournment; The Speaker took the Chair.
Questions on Notice Paper for to-day :—
(Mr. Burdekin not asking the Question standing in his name, No. 1, it dropped.)
(Mr. Raper withdrew the Question standing in his name, No. 2.)
(1.) Mr. Commissioner McFarland :—Mr. Eagar asked the Colonial Secretary, pursuant to Notice No. 3,—Whether the Government intend to take any, and if any, what action, in reference to the Petition of 106 Merchants and others, presented to the Assembly on the 21st July last, complaining of the “assumptive acts of Mr. Commissioner McFarland,” and praying for certain changes in the present Insolvent Law, and in the mode of administering the same?
Mr. Cowper answered :—I beg to state to the Honorable Member, that a Bill is in progress, and has already passed through Committee in this House, which provides a remedy for the most pressing inconvenience complained of in the Petition referred to; and further amendments are under consideration.
(2.) Sydney Common :—Mr. Eagar asked the Secretary for Lands, pursuant to Notice No. 4,—If he will be good enough to state in what way the Government propose to deal with the Sydney Common, in relation to the persons for whose benefit it is understood to have been granted?
Mr. Robertson answered :—It will be scarcely possible for me to give such an answer as it seems to me would be necessary to meet the Question of the Honorable Member. A Bill will be brought in for the purpose. The Land was granted many years ago to the City of Sydney, and at that time there was no such thing as a City Corporation. I think it would be an improper course for the Government to assume the right to grant this land to the Corporation without the authority of Parliament. The land was granted as a Pasturage Reserve, and it will be necessary to have legal authority for converting it to other purposes for the benefit of the City. All these provisions will be found in a Bill for the purpose. I do not know that I can give any more specific answer.
2. Scab in Sheep Prevention Bill :—Mr. Weekes presented a Petition from Thomas Cadell, of West Maitland, auctioneer, as Chairman of a certain Public Meeting, held at that place, in favour of the said Bill, with certain modifications.
Petition received.
3. James McIntosh :—Dr. Lang presented a Petition from James McIntosh, of Redfern, in the City of Sydney, Gentleman, relative to his claim to a certain Allotment of Land in George Street, Sydney, with a Messuage thereon, known as the “Bull’s Head Public House.”
Petition received.

4. Scab in Sheep Prevention Bill :—
 (1.) Mr. Robertson presented a Petition from certain Individuals interested in Pastoral Pursuits, praying that the said Bill may be passed with as little delay as the forms of this House will permit.
 Petition received.
 (2.) Mr. Robertson having presented this Bill, Bill, intituled, "*A Bill for the Prevention of Scab in Sheep*," read a first time.
 Ordered to be printed, and read a second time on Wednesday next.
5. Paper :—Mr. Robertson laid upon the Table, Correspondence respecting Immigration of Distressed Lancashire Operatives.
 Ordered to be printed.
6. Parnell's Trust Bill :—Mr. Cowper presented a Petition from William Parnell, of Richmond Bottoms, in the County of Cumberland, and Charles Parnell, of Osterley, in the County of Northumberland, praying for leave to introduce a Bill to enable the Petitioners, as surviving Trustees of the Will of Thomas Parnell, deceased, to sell certain Sheep and Cattle Stations and Stock, being part of the Trust property, and to invest the money to arise from such sale, upon the Trusts of the said Will,—
 And Mr. Cowper having produced the *Government Gazette*, and the *Sydney Morning Herald*, the *Empire*, and the *Maitland Mercury*, newspapers, containing notices, for four consecutive weeks, in the months of July and August last, of the intention to apply for such Bill.
 Petition received.
7. Waratah Coal Company's Incorporation Bill :—On the Order of the Day for the further consideration in Committee of this Bill being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such further consideration.
 The Chairman reported progress, and obtained leave to sit again at a later hour this day.
8. Postponement :—The Order of the Day for the consideration in Committee of the Metropolitan Corporation Bill postponed, on motion of Mr. Cowper, until Tuesday next.
9. Commercial Banking Company's Act Amendment Bill, on motion of Mr. Cowper, read a third time and passed.
 Mr. Cowper then moved, That the Title of this Bill be "*An Act to amend an Act intituled, 'An Act to Incorporate the Proprietors of a certain Banking Company called 'The Commercial Banking Company of Sydney' and for other purposes therein mentioned.'*"
 Question put and passed.
 Whereupon, Mr. Cowper moved, That this Bill be carried to the Legislative Council, with the following Message :—
 MR. PRESIDENT,—
 The Legislative Assembly having this day passed a Bill, intituled, "*An Act to amend an Act intituled, 'An Act to Incorporate the Proprietors of a certain Banking Company called 'The Commercial Banking Company of Sydney' and for other purposes therein mentioned.'*"—presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.
Legislative Assembly Chamber,
Sydney, 4th September, 1863. Speaker.
- Question put and passed.
10. Postponement :—The further consideration in Committee of the Waratah Coal Company's Incorporation Bill, postponed, on motion of Mr. Garrett, to follow the Order of the Day for the consideration in Committee of the Municipalities Law Amendment Bill.
11. Riverine District :—Mr. Morris moved, pursuant to notice, That the Petition of the Inhabitants of the Pastoral Districts, and others interested in that part of the Colony of New South Wales known as the Riverine District, presented by him on 2nd September, be printed.
 Question put and passed.
 Ordered to be printed.
12. Motions Withdrawn :—
 (1.) Mr. Stewart withdrew the Motion standing in his name, No. 43 on the Notice Paper for to-day.
 (2.) Dr. Lang withdrew the Motion standing in his name, No. 2 on the Notice Paper for to-day.
13. Presbyterian College Bill :—Dr. Lang moved, pursuant to notice,—
 (1.) That the Presbyterian College Bill be referred to a Select Committee, for consideration and report.
 (2.) That the said Committee consist of Mr. Morris, Mr. Robertson, Mr. Wilson, Mr. Flett, Mr. Gray, Mr. Piddington, Mr. Walker, Mr. Dalgleish, Mr. Stewart, and the Mover.
 Question put and passed.
14. Exchange of Land, Scots Church Jamison-street, Legalizing Bill :—Dr. Lang moved, pursuant to notice,—
 (1.) That the Bill to Legalize the Exchange of a portion of the Allotment of the Scots Church be referred to a Select Committee, for consideration and report.
 (2.)

(2.) That the said Committee consist of Mr. Bell, Mr. Dalgleish, Mr. Robertson, Mr. Stewart, Mr. Sutherland, Mr. Mate, Mr. Piddington, Mr. Sadleir, Mr. Garrett, and the Mover.

Question put and passed.

15. Motions Withdrawn :—Mr. Morris withdrew the Motions standing in his name Nos. 5 and 6 on the Notice Paper for to-day.
16. Presbyterian College Bill :—Mr. Eagar moved, pursuant to notice, That the Petition of the Rev. Robert Blain, against the passing of the Presbyterian College Bill, presented by him on the 1st September, be printed.
Question put and passed.
Ordered to be printed.
17. Public Education Bill :—
(1.) Mr. Dangar moved, pursuant to notice, That the Petition from Merton and Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
Question put and passed.
Ordered to be printed.
(2.) Mr. Dangar moved, pursuant to notice, That the Petition from Muswellbrook, relative to the Public Education Bill, presented by Mr. Harpur on his behalf, on the 7th August, be printed.
Question put and passed.
Ordered to be printed.
18. Freedom of Charge to Members of Parliament travelling by Railway :—Mr. Stewart moved, pursuant to notice,—
(1.) That in the opinion of this House, it is desirable that Members of Parliament should be entitled to travel by Railway free of charge.
(2.) That the foregoing Resolution be embodied in an Address to His Excellency the Governor.
Debate ensued.
Question put.
The House divided.

Ayes, 19.

Nocs, 13.

Mr. It. Forster,	Mr. Wisdom,	Mr. Cowper,	Dr. Lang,
Mr. Stewart,	Mr. Harpur,	Mr. Smart,	<i>Tellers.</i>
Mr. Wilson,	Mr. Tighe,	Mr. Arnold,	Mr. Burdekin,
Mr. Dalgleish,	Mr. Burns,	Mr. Darvall,	Mr. Driver.
Mr. Redman,	Mr. Lucas,	Mr. Morris,	
Mr. Cunneen,	Mr. Weckes,	Mr. Dangar,	
Mr. Gray,	<i>Tellers.</i>	Mr. Eagar,	
Mr. Raper,		Mr. Mate,	
Mr. Cummings,	Mr. C. Cowper, junr.,	Mr. Gordon,	
Mr. Flett,	Mr. Garrett,	Mr. Sutor,	
Mr. Sadleir,			

19. Presbyterian College Bill :—Dr. Lang (with the concurrence of the House) moved, *without notice*, That the Report and Evidence of the Select Committee of last Session on the Presbyterian College Bill, be referred to the Select Committee of the present Session.
Question put and passed.
20. Motion Dropped :—Mr. Rusden not making the Motion standing in his name, No. 11 on the Notice Paper for to-day, it dropped.
21. Cardiff Coal Company's Incorporation Bill :—Mr. Garrett moved, pursuant to notice,—
(1.) That the Cardiff Coal Company's Incorporation Bill be referred to a Select Committee for consideration and report.
(2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Mr. Stewart, Mr. Flett, Mr. Sutherland, Mr. Harpur, Mr. Tighe, Mr. Driver, and the Mover.
Question put and passed.
22. Present State and Management of Lunatic Asylums :—Mr. Wilson moved, pursuant to notice, That the Progress Report from the Select Committee on the Present State and Management of the Lunatic Asylums, laid on the Table by him on 26th August, be now adopted.
Question put and passed.
23. Newcastle Wallsend Coal Company :—Mr. Wilson moved, pursuant to notice, That the Petition presented by him on 26th August, from the Shareholders in the Newcastle Wallsend Coal Company, be printed.
Question put and passed.
Ordered to be printed.
24. Presbyterian College Bill :—Dr. Lang moved, pursuant to notice, That the Petition presented by him on 26th August, from Presbyterians residing at Forbes, on the Lachlan Diggings, in favour of the Presbyterian College Bill, be printed.
Question put and passed.
Ordered to be printed.
25. Public Education Bill :—Mr. Dalgleish, *with the concurrence of the House*, moved, pursuant to notice standing in the name of Mr. Allen, and on his behalf, That the Petitions from Port Stephens, and Dungog and Bendolba, respectively, presented by Mr. Cunneen, on behalf of Mr. Allen, on the 18th August, relative to the Public Education Bill, be printed.
Question put and passed.
Ordered to be printed.

26. Scab in Sheep :—Mr. Gordon moved, pursuant to notice, That the Petition, presented by him on the 28th August, from certain Residents in New England, with reference to the Scab Disease in Sheep, be printed.
Question put and passed.
Ordered to be printed.
27. Coroner at West Maitland :—Mr. Weekes moved, pursuant to notice, That the Petition presented by him, on the 28th August, from Joshua Anderson, relative to the Coroner at West Maitland, be printed.
Question put and passed.
Ordered to be printed.
28. Motion Dropped :—Mr. Laycock not making the Motion standing in his name, No. 19 on the Notice Paper for to-day, it dropped.
29. Locomotive Engines and Materials for Public Railways :—
(1.) Mr. Eagar moved, pursuant to notice, That there be laid upon the Table of this House, a Tabular Return embodying the following information in reference to the purchase of Locomotive Engines and Railway Materials in England,—
(1.) The amount of Commission or other remuneration (including necessary assistance and travelling expenses) paid to Mr. John Fowler, for services in relation to the inspection, purchase, or procuring the construction of Locomotive Engines, from the date of his employment by the New South Wales Government to the present time, specifying each particular operation or transaction, and the cost in each case.
(2.) The amount of Commission or other remuneration (including necessary assistance and travelling expenses) paid to Mr. John Fowler, for services rendered in relation to the inspection, purchase, or procuring all Railway Materials other than Locomotive Engines, from the date of his employment by the New South Wales Government to the present time, specifying in each case, the nature, quantity, and cost of such Railway Materials.
Question put and passed.
(2.) Mr. Eagar moved, pursuant to notice, That there be laid upon the Table of this House, a Copy of the "usual monthly letter" in which the Indent of eighteen Locomotive Engines was enclosed to the Commercial Agent in England, Mr. Hamilton, on or about the 21st May last.
Question put and passed.
30. Pawnbrokers' Bill :—Mr. Eagar moved, pursuant to notice, That the Petition presented by him on 26th August, from sundry Pawnbrokers, be printed.
Question put and passed.
Ordered to be printed.
31. Drainage of Lands on the Hunter :—Mr. Burns moved, pursuant to notice, That the Petition presented by him on 26th August, from the Rev. William Purves, on the question of Drainage, be printed.
Question put and passed.
Ordered to be printed.
32. Motions Dropped :—Mr. Rusden not making the Motions standing in his name, Nos. 24 and 25 on the Notice Paper for to-day, they dropped.
33. Motion Withdrawn :—Mr. Wilson withdrew the Motion standing in his name, No. 26 on the Notice Paper for to-day.
34. Rates of certain Charges on Impounded Cattle :—Mr. Harpur moved, pursuant to notice, That there be laid upon the Table of this House, a Return specifying the Rates of Damages for Trespass on Unenclosed Lands, and of driving-money per mile, chargeable on Impounded Cattle, as fixed by the different Courts of Petty Sessions respectively, throughout the Colony, during the years 1860, 1861, and the half-year ending the 30th June, 1862.
Question put and passed.
35. Presbyterian College Bill :—
(1.) Dr. Lang moved, pursuant to notice, That the Petition presented by him on the 18th August, from the Presbyterians of Yass, in favour of the Presbyterian College Bill, be printed.
Question put and passed.
Ordered to be printed.
(2.) Dr. Lang moved, pursuant to notice, That the Petition presented by him on the 18th August, from the Presbyterians of Moruya, in favour of the Presbyterian College Bill, be printed.
Question put and passed.
Ordered to be printed.
36. Scab in Sheep :—Mr. Gordon moved, pursuant to notice, That the Petition presented by him on the 18th August, from certain Sheepowners in the neighbourhood of Glen Innes, with reference to the disease known as Scab in Sheep, be printed.
Question put and passed.
Ordered to be printed.
37. Public Education Bill :—Mr. Garrett moved, pursuant to notice, That the Petition presented by Mr. Eckford on 19th August, from the Inhabitants of Wollombi, relative to the Public Education Bill, be printed.
Question put and passed.
Ordered to be printed.
38. Motion Dropped :—Capt. Moriarty not making the Motion standing in his name, No. 32 on the Notice Paper for to-day, it dropped.

39. Presbyterian College Bill:—
 (1.) Dr. Lang moved, pursuant to notice, That the Petition, presented by him on 19th August, in favour of the Presbyterian College Bill, from the Presbyterians of Wingham and its Vicinity, on the Manning River, be printed.
 Question put and passed.
 Ordered to be printed.
 (2.) Dr. Lang moved, pursuant to notice, That the Petition, presented by him on 19th August, in favour of the Presbyterian College Bill, from the Presbyterians of Wallsend, in the District of Newcastle, be printed.
 Question put and passed.
 Ordered to be printed.
40. Scab in Sheep:—Dr. Lang moved, pursuant to notice, That the Petition presented by him on 19th August, from Mr. Thomas Westropp, Surgeon, be printed.
 Question put and passed.
 Ordered to be printed.
41. Public Education Bill:—
 (1.) Mr. Flett moved, pursuant to notice, That the Petition presented by him on the 20th August, from certain Inhabitants of the Manning River, relative to the Education Bill, be printed.
 Question put and passed.
 Ordered to be printed.
 (2.) Mr. Sadleir moved, pursuant to notice, That the Petition presented by him on the 11th of August, from the Minister and other Members of the Episcopal Church, Raymond Terrace, relative to the Public Education Bill, be printed.
 Question put and passed.
 Ordered to be printed.
 (3.) Mr. Tighe moved, pursuant to notice, That the Petition of certain Residents in the District of Hexham and Alnwick, relative to the Public Education Bill, presented by him on the 18th August, be printed.
 Question put and passed.
 Ordered to be printed.
 (4.) Mr. Arnold moved, pursuant to notice, That the Petition presented by him on the 18th August, from certain Inhabitants of Paterson, relative to the Education Bill, be printed.
 Debate ensued.
 Question put and passed.
 Ordered to be printed.
 (5.) Mr. Cowper, *with the concurrence of the House*, moved, on behalf of Mr. Darvall, That the Petition presented by Mr. Darvall on the 18th August, from certain Inhabitants of East Maitland, relative to the Education Bill, be printed.
 Question put and passed.
 Ordered to be printed.
42. Motion Dropped:—Mr. Holroyd not making the Motion standing in his name, No. 41 on the Notice Paper for to-day, it dropped.
43. Mr. John Busby:—Mr. Sadleir, *with the concurrence of the House*, moved, pursuant to amended notice,—
 (1.) That a Select Committee be appointed to consider and report upon the Petition of Mr. John Busby, presented to this House on 15th October, 1862, with power to send for persons and papers.
 (2.) Such Committee to consist of Mr. Robertson, Dr. Lang, Mr. Dangar, Mr. Cunneen, Mr. Raper, Mr. Morrice, Mr. Flett, Mr. Stewart, and the Mover.
 Question put and passed.
44. Orders of Sequestration in Insolvency Validating Bill, on motion of Mr. Cowper, read a third time and *passed*.
 Mr. Cowper then moved, that the Title of this Bill be "*An Act to render valid certain Orders of Sequestration in Insolvency.*"
 Question put and passed.
 Whereupon, Mr. Cowper moved, That this Bill be carried to the Legislative Council with the following Message:—
 MR. PRESIDENT,—
 The Legislative Assembly having this day passed a Bill, intituled, *An Act to render valid certain Orders of Sequestration in Insolvency*—presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 4th September, 1863. Speaker.
- Question put and passed.
45. Postponements:—The undermentioned Orders of the Day, postponed, respectively, on motion of Mr. Cowper, until Wednesday next:—
 (1.) Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
 (2.) Public Education Bill Reported; adoption of Report.
 (3.) Impounding Bill; to be further considered in Committee.
 (4.) Pastoral Interests Contribution Bill; consideration in Committee of the propriety of introducing this Bill.
 (5.) Municipalities Law Amendment Bill; to be considered in Committee.

46. Waratah Coal Company's Incorporation Bill :—The further consideration in Committee of this Bill resumed.
 The Chairman reported the Bill with an Amendment.
 Mr. Garrett moved, "That" this Report be now adopted.
 Mr. Eagar moved, That all the words after the word "That" be omitted, with a view to the insertion in their place of the words, "the bill be re-committed for the purpose of re-considering the 81st Clause."
 Debate ensued.
 Proposed Amendment by leave withdrawn.
 Original Question by leave withdrawn.
Ordered, on motion of Mr. Garrett, That the Adoption of the Report stand an Order of the Day for this day week.
 The House adjourned, on motion of Mr. Cowper, at twelve minutes after Eleven o'clock, until Tuesday next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
 OF THE DAY.

TUESDAY, SEPTEMBER 8.

QUESTIONS :—

1. MR. EGAN *to ask* THE SECRETARY FOR LANDS,—Whether the Government have determined on the course they intend to pursue respecting the Lands selected under the Crown Lands Alienation Act of 1861, by Frank Bellor, Thomas Matthews, John Marshal Black, and Charles Leonard Jagers,—the said Lands, since their selection, having been granted to the Twofold Bay Company, under Pre-emptive Right, without official notice to the selectors from the Government, until some time after they had made improvements ?
2. MR. EGAN *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Whether Aliens, on their completing the purchase of Land, will receive grants from the Crown of the fee simple, in the same manner as though they had been naturalized ?
 - (2.) Have the Government had the opinion of the Law Officers of the Crown on that subject ; and if so, what opinion has been given ?
3. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) The number of Sheep infected with the Scab, as reported by the various Inspectors of Sheep, since the 1st January to 31st August last throughout the Colony ; naming the number in each District, and the name of each Inspector ?
 - (2.) The number of Sheep destroyed under the present Scab Act, and the amount of compensation paid to the owners of Scabbed Sheep to the 31st August ?
 - (3.) The amount now due to Claimants, for Sheep destroyed under the present Scab Acts ?
4. MR. RAPER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What amount of Money has been paid by the Government, for land at Glebe Island, purchased from private persons, for the purpose of forming the Public Abattoirs ?
 - (2.) What sum has been paid to the Contractor, according to the original Contract, for the building of such Abattoirs ?
 - (3.) What amount has been expended in making additions and convenience, since the original Contract for the construction of the Abattoirs was completed ?
 - (4.) What amount has been paid to the Contractor, according to Contract, for the erection of the Bridge leading to the Abattoirs ?
 - (5.) What amount of Money has been expended in making improvements and alterations, in connection with the said Bridge, subsequently to the completion of the Contract, up to the 30th day of June last ?

5. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 (1.) Whether he has received a letter, dated the 24th of March, 1862, from Mr. Jordon Sparks, calling his attention to the manner of supplying Coffins to several Public Establishments?
 (2.) If so, has the letter been answered?
 (3.) Have Tenders been called for the supply of these Articles, in accordance with a Resolution of this House, to the effect that Tenders should be called for all Supplies required by the Government?
 (4.) If not, will the Honorable Member inform the House of the cause why Tenders have not been called for these Articles?
6. MR. BURDEKIN *to ask* THE SECRETARY FOR LANDS,—
 (1.) What Sum of Money is applicable to the intended Bridge over the Peel River, at Nundle?
 (2.) When will the Plans and Specifications of the intended Bridge be ready?
7. MR. HARPUR *to ask* THE SECRETARY FOR LANDS,—When Compensation will be made to Messrs. Becke, Noble, Drake, and Brown, of the District of Patricks Plains, for portions of Land taken from them severally, by the Government, for the purpose of forming the parish road from Coorangalar to Camberwell?
8. MR. FLETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether the Government will have any objection to lay upon the Table of the House, the Plans and Tracings of the Manning and M'Leay Rivers, surveyed in the years 1861 and 1862.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. SAMUEL *to move*,—
 (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 (3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 (6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 (7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 (8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.
 (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
2. DR. LANG *to move*,—
 (1.) That, in the opinion of this House, it is expedient and desirable, that the name of this Colony of "New South Wales" having been originally given to it from mere accident and caprice, and being neither historical nor appropriate, should now be changed, and a name at once historical, distinctive, and appropriate, substituted in its stead.

- (2.) That the only name that would fulfil these conditions, and that deserves at the same time so honourable a commemoration, is that of the illustrious discoverer of this Country, Captain Cook; in honour and in grateful remembrance of whose eminent and distinguished services to humanity, and to Australia in particular, it is the opinion of this House, that this Colony should henceforth be designated "Cook'sland."
- (3.) That the recent change of the name of a neighbouring Australian Colony from "Van Diemen's Land" to "Tasmania," in honour of the illustrious discoverer of that Country, Abel Jansen Tasman, after it had borne the name he had himself originally given it for upwards of 200 years, affords a suitable precedent both for the proposed change itself, and for the name which it is proposed to honour.
3. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
 4. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
 5. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all cases, since the beginning of Responsible Government, in which any person or persons, whether jointly or severally, have petitioned or in any way applied for leave to sue the Government of this Colony in any Court of Law, specifying in each case, the party or parties so petitioning or applying, the date of the petition or application, the grounds of claim, the decision of the Government thereon, the reasons for refusal in each case where such petition or application was refused, and the result and cost of proceedings in each case where the Government consented to be sued.
 6. MR. DALGLEISH to move, That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, be laid upon the Table of this House.
 7. MR. DANGAR to move, That the Returns laid on the Table of the House, by the Secretary for Public Works, on Friday the 28th of August, on the subject of the proposed Bridge over the Hunter at the Falls and Pitnacree, as also the Returns for the proposed Bridge over the Paterson at Dunmore, be printed.
 8. MR. ROTTON to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill for more effectually abating the Nuisance occasioned by Dogs.
 9. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of all sums expended on Minor Roads, from 1st July, 1862, to 30th June, 1863, specifying each particular Line of Road, and the amount expended on each Road.
 - (2.) The name of the District, and whether performed by Contract or Day-work.
 - (3.) The names of the Local Road Superintendents and Overseers.
 - (4.) The names of the Minor Road Trustees inspecting, and Districts, and under whose authority the expenditure was made on each particular Road.
 - (5.) The number of laborers in each gang where an Overseer is employed.
 10. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
 11. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail,—
 - (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.
 - (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
 12. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon a Supplementary Estimate for 1864, a sum not exceeding £12,000, as a Relief Fund for Religious and Moral Training in the Unsettled Districts of the Colony (Gold Fields included), to be placed to the credit of the Heads of the various Churches, according to population, in said Districts.
 13. MR. W. FORSTER to move, That there be laid upon the Table of this House, a Return of all Ministers of Religion "in receipt of any yearly stipend or allowance paid out of any public fund or moneys," at the passing of the "Grants for Public Worship Prohibition Act of 1862," and thereby entitled, under the third section of the said Act, to the continuance of such stipend or allowance "so long as he shall officiate as such Minister under lawful authority within the Colony," specifying in the case of each Minister, his Name and Denomination, the amount of such stipend or allowance, and the particular Fund out of which the same has been paid.

14. MR. WREKES to move, That the Petition from Mr. Thomas Cadell, relating to the Bill for Prevention of Scab, presented by him on the 4th September, be printed.
15. DR. LANG to move, That the Petition of Mr. James M'Intosh, presented by him on the 4th September, be printed.
16. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of the Proceedings before the Court of Inquiry, held on August 20th, at the Brigade Office, Hyde Park, into certain Charges against Sergeant M'Crea, of the No. 8, or Paddington and Surrey Hills Company of the Sydney Volunteers.
 - (2.) Copies of any Preliminary Notice or Summons, and of all Correspondence between the Government and any person or persons having reference to the said inquiry.
17. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum not exceeding £4,000 for the purpose of providing a Steam Tug for the Pilot Service at the Richmond River.
18. MR. COWPER to move, That leave be given to introduce a Bill, to enable William Parnell and Charles Parnell, the surviving Trustees of the Will of Thomas Parnell, deceased, to sell certain Sheep and Cattle Stations and Stock, being part of the Trust Property, and to invest the money to arise from such sale upon the Trusts of the said Will.

ORDER OF THE DAY.

1. Metropolitan Corporation Bill; to be considered in Committee.

WEDNESDAY, SEPTEMBER 9.

Contingent Notices of Motion:—

1. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—
 - (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 - (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
 - (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
 - (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
 - (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
 - (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
 - (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
 - (11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
 - (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
 - (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
 - (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

2. MR. MARTIN to move, (as an Amendment on the Question, "That the Speaker do now leave the Chair," for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement,) the following Resolutions, *seriatim* :—

(1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnacree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.

(2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.

(3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.

(4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.

(5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £181 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.

(14.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.

(15.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering,
and

and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(18.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for matings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.

(20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Seamen's Laws Amendment and Consolidation Bill; to be further considered in Committee.
2. Supply; Resumption of the Committee.
3. Scab in Sheep Prevention Bill; second reading.
4. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
5. Public Education Bill Reported; adoption of Report.

6. Impounding Bill ; to be further considered in Committee.
7. Pastoral Interests Contribution Bill ; consideration in Committee of the propriety of introducing this Bill.
8. Municipalities Law Amendment Bill ; to be considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRIS to move, That so much of the Standing Orders be suspended as will permit of a Bill to amend the Scab in Sheep Act of 1861 passing through all its stages in one day.
2. MR. MORRIS to move for leave to bring in a Bill to amend the Scab in Sheep Act of 1861.

THURSDAY, SEPTEMBER 10.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Ways and Means ; Resumption of the Committee.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. CUMMINGS to move—
 - (1.) That in the opinion of this House, Compensation, by appraisement, should be granted to all persons whom the Government has deprived of their Land for Public Roads, since the inauguration of Responsible Government.
 - (2.) That the said Resolution be conveyed by Address to His Excellency the Governor.

FRIDAY, SEPTEMBER 11.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Payment of Wages in Money Compulsion Bill ; to be further considered in Committee.
2. Law of Evidence in Criminal Cases Amendment Bill second reading.
3. Waratah Coal Company's Incorporation Bill Reported ; adoption of Report.

TUESDAY, SEPTEMBER 15.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. GRAY to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of Mr. J. Harris and others, relative to the Railway through the Ultimo Estate, presented to this House, on the 15th October, 1862.
 - (2.) That such Committee consist of Mr. Arnold, Mr. Hart, Mr. Caldwell, Mr. Stewart, Mr. Cunneen, Mr. Sutherland, Mr. Lucas, Mr. Morrice, Mr. Bell, and the Mover.
2. MR. GRAY to move, That there be laid upon the Table of this House, copies of all Papers and Documents relative to the sale of an Allotment of Land to Mr. Charles Dean, at Casino, on the 22nd of April, 1858 ; and also copies of all Correspondence between Mr. Charles Dean and the Department of Lands, relative to the refusal of the Government to issue a Deed of the aforesaid Allotment of Land in favour of Mr. Dean.
3. MR. WILSON to move,—
 - (1.) That the Petition presented by him on 26th August, from the Shareholders in the Newcastle Wallsend Coal Company, be referred to a Select Committee, to inquire into, and report upon, the allegations contained in said Petition.
 - (2.) That such Committee consist of Mr. Arnold, Mr. Hannell, Mr. Piddington, Mr. Love, Mr. Caldwell, Mr. Tighe, Mr. Dalgleish, Mr. Lucas, Mr. Gordon, and the Mover.
4. MR. MACPHERSON to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the conduct and proceedings of certain Magistrates at Liverpool, with reference to the death of John Hart, in the Benevolent Asylum at Liverpool, on or about 23rd September, 1862 ; and also upon the conduct and proceedings of the same Magistrates with reference to the arrest, trial, and conviction of Mrs. Laing, who was sentenced, in or about the month of February last, to one month's imprisonment in Parramatta Gaol, for abusive language.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Bell, Mr. Buchanan, Mr. Dalgleish, Mr. W. Forster, Mr. R. Forster, Mr. Hart, Mr. Lucas, Mr. Harpur, and the Mover.

5. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
6. MR. HARPUR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Postmaster General, from the 1st June, 1852, to the 31st May, 1863.
 - (2.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (3.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Secretary of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (4.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (5.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Accountant of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (6.) A Return of the number of Letters, Packets, and Parcels sent, free of postage by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (7.) A Return of the probable amount of Postage lost to the Postal Revenue during the eleven years included in the above Returns.
7. MR. HARPUR to move, That the Petition of the President, the Committee, and Officers of the Patrick's Plains Benevolent Society, presented by him, on the 11th August, be printed.
8. MR. HARPUR to move, That the Petition of certain Residents in the District of Patrick's Plains, praying for an amendment in the 12th Clause of the Education Bill, presented by him on the 11th August, be printed.
9. MR. HARPUR to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.
10. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of the Informations, Depositions, and other Proceedings, in the trials of Robert Melville, before the Police Court at Maitland, in the month of October, 1861.
11. DR. LANG to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, may be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years ago.

WEDNESDAY, SEPTEMBER 16.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider "the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and "to alter the Duty on Bonded Warehouses."

FRIDAY, SEPTEMBER 18.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”
2. Towns Police Bill; to be further considered in Committee.
3. Pawnbrokers Bill; to be further considered in Committee.
4. Smoke Nuisance Abatement Bill; second reading.

TUESDAY,

TUESDAY, SEPTEMBER 22.

OTHER BUSINESS—NOTICES OF MOTION:—

1. Mr. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
 2. Mr. DRIVER to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dagleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
 3. Mr. EAGAR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.
 4. Mr. DRIVER to move for leave to introduce a Bill to Prevent Vexatious Indictments for certain Misdemeanors.
 5. Mr. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to Regulate the Licensing of Carriers.
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New South Wales.

No. 45.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 8 SEPTEMBER, 1863.

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

Questions on Notice Paper for to-day:—

- (1.) Coffins:—Mr. Lucas asked the Secretary for Public Works, pursuant to Notice No. 5,—

(1.) Whether he has received a letter, dated the 24th of March, 1862, from Mr. Jordon Sparks, calling his attention to the manner of supplying Coffins to several Public Establishments?

(2.) If so, has the letter been answered?

(3.) Have Tenders been called for the supply of these Articles, in accordance with a Resolution of this House, to the effect that Tenders should be called for all Supplies required by the Government?

(4.) If not, will the Honorable Member inform the House of the cause why Tenders have not been called for these Articles?

Mr. Cowper answered:—I find that a letter from Mr. Sparkes was addressed to my Honorable colleague, the Minister for Works, dated 24th March, 1862, on the subject of supplying Coffins to several public establishments, that upon that document there is a Minute by the Colonial Architect, to whom it appears to have been referred, to this effect,—“My Department has nothing whatever to do with the supply of Coffins, and I have no knowledge of the arrangements under which they are obtained at Parramatta. As a matter of convenience, the contracts for Coffins for Sydney and Tarban Creek have for some years been included in the annual advertisement for Tenders for Public Works, &c., but neither requisition nor account for them pass through my office.” Upon which the Minister for Works made another memorandum,—“The subject alluded to in this letter seems worthy of consideration, and it would perhaps be desirable to call for tenders in all cases where the public institutions require such a supply. Perhaps the Chief Secretary will consider the subject, and express his views thereon.” This document then seems to have been referred to my office, and upon it the Under Secretary says,—“It would be convenient, where there are Government establishments in places in which contracts could be obtained, to provide for Coffins in that way. This used to be a matter attached to the Architect’s department, and the rates being notified, the articles could be procured and the accounts passed by the Department requiring them.” Nothing, however, seems to have been done in my Department subsequently, but I find, on the 15th December last, a communication was addressed by the Under Secretary for Public Works, to the Department of the Colonial Secretary, to this effect:—“I am directed, by the Secretary for Public Works, to inform you, that the tender of Mr. James Curtis, for the supply of Coffins for the Colonial Service, Sydney, &c.,
“for

“for the year 1863, has been accepted, and that as the votes for those services have been taken under the Honorable the Chief Secretary’s Department, Mr. Curtis has been referred to you for further information on the subject of his contract.” I find, upon inquiry from Dr. Greenup, this day, that this contract has not been construed to extend to Parramatta, and that, for several years past, a person of the name of Willis has been in the habit of supplying these coffins. Inquiry shall be made into this matter, and if any abuse is found to exist it shall be remedied.

(2.) Compensation for certain Lands resumed for a Parish Road :—Mr. Harpur asked the Secretary for Lands, pursuant to Notice No. 7,—When Compensation will be made to Messrs. Becke, Noble, Drake, and Brown, of the District of Patricks Plains, for portions of Land taken from them severally, by the Government, for the purpose of forming the parish road from Coorangalar to Camberwell? Mr. Robertson answered :—In reply to the Question of my Honorable friend, I would say, that in the cases alluded to, no compensation for the land taken can be recommended. The deeds contain the usual right of way.

(3.) Lands Free-Selected by Individuals and afterwards granted to the Twofold Bay Company :—Mr. Egan asked the Secretary for Lands, pursuant to Notice No. 1,—Whether the Government have determined on the course they intend to pursue respecting the Lands selected under the Crown Lands Alienation Act of 1861, by Frank Bellor, Thomas Matthews, John Marshal Black, and Charles Leonard Jagers,—the said Lands, since their selection, having been granted to the Twofold Bay Company, under Pre-emptive Right, without official notice to the selectors from the Government, until some time after they had made improvements?

Mr. Robertson answered :—In reply to the Honorable Member, I would say, that no final decision has been arrived at with regard to the claims of the parties alluded to, but the claim of the Twofold Bay Pastoral Association was finally decided in their favour prior to the applications alluded to for Conditional Purchases, and Messrs. Bellor, Matthews, and Black were informed either directly, or through their Agents, so far back as March, 1862, that their applications interfered with this Pre-emptive Right of the Twofold Bay Pastoral Association, based on their application made on the 15th August, 1859. Their deposits have been, or will be, refunded to them. In the case of Jagers, the report of the District Surveyor, Mr. Gordon, has still to be received.

(4.) Grants to Aliens :—Mr. Egan asked the Secretary for Lands, pursuant to Notice No. 2,—

(1.) Whether Aliens, on their completing the purchase of Land, will receive grants from the Crown of the fee simple, in the same manner as though they had been naturalized?

(2.) Have the Government had the opinion of the Law Officers of the Crown on that subject; and if so, what opinion has been given?

Mr. Robertson answered :—

(1.) In reply to the Honorable Member, I would say to his first Question, that applications are not received from persons known to be Aliens. Land Agents have been instructed not to receive applications from such persons. Should purchases be made by persons who prove to be Aliens, their naturalization must precede the issue of Deeds of Grant, but their possession of the land is not disturbed.

(2.) With regard to the second Question, I would say yes; the Crown Law Officers’ opinion has been received to the effect that Aliens should not be allowed to purchase until naturalized.

(5.) Scab Statistics :—Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 3,—

(1.) The number of Sheep infected with the Scab, as reported by the various Inspectors of Sheep, since the 1st January to 31st August last throughout the Colony; naming the number in each District, and the name of each Inspector?

(2.) The number of Sheep destroyed under the present Scab Act, and the amount of compensation paid to the owners of Scabbed Sheep to the 31st August?

(3.) The amount now due to Claimants, for Sheep destroyed under the present Scab Acts?

Mr. Robertson answered :—

(1.) In regard to the first Question of the Honorable Member, I would say, the Government have no means of ascertaining the number of Sheep affected by Scab in each District. The Government have not attempted to obtain information of that kind, because of the opinion they entertained that such information would be erroneous.

(2.) With regard to the number of Sheep that have been destroyed, they amount to 37,272, which includes 137 lambs. The compensation already paid amounts to £5,498 12s.

(3.) The amount at present due to Claimants, but for which the Auditor General reports there are no funds under the Act, amounts to £1,444 6s.

(Mr. Raper withdrew the Question standing in his name, No. 4.)

(Mr. Flett withdrew the Question standing in his name, No. 8.)

(Mr. Burdekin not asking the Question standing in his name, No. 6, it dropped.)

2. Motion Withdrawn : Mr. Samuel withdrew the Motion standing in his name, No. 1 on the Notice Paper for to-day.

3. Railway from Hunter River to Mudgee:—Mr. Terry presented a Petition from the Inhabitants of the Town and District of Mudgee, praying for Railway extension from Muswellbrook to Mudgee.
Petition received.
4. Motions Withdrawn:—
 - (1.) Mr. Dangar withdrew the Motion standing in his name, No. 4 on the Notice Paper for to-day.
 - (2.) Mr. Alexander withdrew the Motion standing in his name, No. 3 on the Notice Paper for to-day.
5. Motion Dropped: Dr. Lang not making the Motion standing in his name, No. 2 on the Notice Paper for to-day, it dropped.
6. Applications for leave to sue the Government at Law:—Mr. W. Forster moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all cases, since the beginning of Responsible Government, in which any person or persons, whether jointly or severally, have petitioned or in any way applied for leave to sue the Government of this Colony in any Court of Law, specifying in each case, the party or parties so petitioning or applying, the date of the petition or application, the grounds of claim, the decision of the Government thereon, the reasons for refusal in each case where such petition or application was refused, and the result and cost of proceedings in each case where the Government consented to be sued.
Question put and passed.
7. Proposed Wharf at Shoalhaven River:—Mr. Robertson presented a Petition from certain Inhabitants of Good Dog, Jasper's Brush, and other parts of the north side of Shoalhaven River, praying that a portion of the Sum Estimated for the formation of a Wharf at Terara, may be expended in forming Wharfs on the opposite sides of Bomedary Ferry.
Petition received.
8. Motion Withdrawn:—Mr. Dalglish withdrew the Motion standing in his name, No. 6 on the Notice Paper for to-day.
9. Bridges at Pitnacree and Dunmore:—Mr. Dangar moved, pursuant to *amended* notice, That the Returns laid on the Table of the House, by the Secretary for Public Works, on Friday the 28th of August, on the subject of the proposed Bridge over the Hunter at the Falls and Pitnacree, as also the Returns relative to the proposed Bridge over the Paterson at Dunmore, be printed.
Question put and passed.
Ordered to be printed.
10. Dog Nuisance Abatement Bill:—Mr. Rotton moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill for more effectually abating the Nuisance occasioned by Dogs.
Question put and passed.
11. Minor Road Statistics:—Mr. Dangar moved, pursuant to notice, That there be laid upon the Table of this House,—
 - (1.) A Return of all sums expended on Minor Roads, from 1st July, 1862, to 30th June, 1863, specifying each particular Line of Road, and the amount expended on each Road.
 - (2.) The name of the District, and whether performed by Contract or Day-work.
 - (3.) The names of the Local Road Superintendents and Overseers.
 - (4.) The names of the Minor Road Trustees inspecting, and Districts, and under whose authority the expenditure was made on each particular Road.
 - (5.) The number of laborers in each gang where an Overseer is employed.
 Question put and passed.
12. Motions Withdrawn:—
 - (1.) Mr. Egar withdrew the Motions standing in his name, Nos. 10 and 11 on the Notice Paper for to-day.
 - (2.) Mr. Cummings withdrew the Motion standing in his name, No. 12 on the Notice Paper for to-day.
13. Ministers of Religion in receipt of Stipends or Allowances:—Mr. W. Forster moved, pursuant to notice, That there be laid upon the Table of this House, a Return of all Ministers of Religion "in receipt of any yearly stipend or allowance paid out of any public fund or moneys," at the passing of the "Grants for Public Worship Prohibition Act of 1862," and thereby entitled, under the third section of the said Act, to the continuance of such stipend or allowance "so long as he shall officiate as such Minister under lawful authority within the Colony," specifying, in the case of each Minister, his Name and Denomination, the amount of such stipend or allowance, and the particular Fund out of which the same has been paid.
Question put and passed.
14. Motion Dropped:—Mr. Weekes not making the Motion standing in his name, No. 14 on the Notice Paper for to-day, it dropped.
15. Mr. James M'Intosh:—Dr. Lang moved, pursuant to notice, That the Petition of Mr. James M'Intosh, presented by him on the 4th September, be printed.
Question put and passed.
Ordered to be printed.

16. Presbyterian College Bill:—Dr. Jang, *with the concurrence of the House*, moved, without notice, That the Petitions for and against the Presbyterian College Bill, presented during the present Session, as also, the St. Andrew's College Bill, of 1859, be referred to the Select Committee now sitting on the Presbyterian College Bill.
Question put and passed.
17. Sergeant M'Crea, Sydney Volunteers:—Mr. W. Forster moved, pursuant to *amended* notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
(1.) Copies of the Proceedings before the Court of Inquiry, held on July 20th, at the Brigade Office, Hyde Park, into certain Charges against Sergeant M'Crea, of the No. 8, or Paddington and Surrey Hills Company of the Sydney Volunteers.
(2.) Copies of any Preliminary Notice or Summons, and of all Correspondence between the Government and any person or persons having reference to the said inquiry.
Question put and passed.
18. Motion Dropped:—Mr. Stewart not making the Motion standing in his name, No. 17 on the Notice Paper for to-day, it dropped.
19. Parnell's Trust Bill:—
(1.) Mr. Cowper moved, pursuant to notice, That leave be given to introduce a Bill, to enable William Parnell and Charles Parnell, the surviving Trustees of the Will of Thomas Parnell, deceased, to sell certain Sheep and Cattle Stations and Stock, being part of the Trust Property, and to invest the money to arise from such sale upon the Trusts of the said Will.
Question put and passed
(2.) Mr. Cowper having *presented* this Bill, and produced a certificate of the payment of twenty-five pounds to the credit of the Consolidated Revenue of the Colony, Bill, intituled, "*A Bill to enable William Parnell and Charles Parnell the surviving Trustees of the Will of Thomas Parnell deceased to sell certain Sheep and Cattle Stations and Stock being part of the Trust Property and to invest the Money to arise from such Sale upon the Trusts of the said Will,*"—read a first time.
20. Metropolitan Corporation Bill:—Mr. Cowper moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of this Bill.
Debate ensued.
Motion, by leave, withdrawn.
Ordered, on motion of Mr. Cowper, that the consideration in Committee of this Bill stand an Order of the Day for Friday next.
The House adjourned, on motion of Mr. Cowper, at half-past Four o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

WEDNESDAY, SEPTEMBER 9.

QUESTIONS:—

1. MR. EAGAR *to ask* THE SECRETARY FOR LANDS.—
(1.) Whether he will have any objection, without formal Motion and Order of the House, to lay upon the Table, a copy of any Grant, or promise of Grant, or Proclamation, or any other public document, by or in virtue of which the land known as the "Sydney Common" is granted, dedicated, or reserved for any public purpose?
(2.) When does the Honorable Gentleman propose to bring in a Bill for dealing with the "Sydney Common?"

2. MR. PIDDINGTON *to ask* THE COLONIAL TREASURER,—
- (1.) What is the probable amount of the Additional Supplementary Estimates for 1863?
 - (2.) What is the amount of the outstanding liabilities, under Acts of Appropriation, on the 31st day of August, 1863.
 - (3.) Will the Colonial Treasurer submit, in Committee of Ways and Means, on Thursday next, his proposed Resolution for the sum of £140,000, to cover the deficit in the Ordinary Revenue of 1863, by the issue of Debentures?
3. MR. PIDDINGTON *to ask* THE COLONIAL TREASURER,—What is the Amount of the Cash Balances at the Credit of the following Accounts in the various Banks on the 31st day of August, 1863, specifying separately,—
- (1.) Consolidated Revenue Fund?
 - (2.) Loans Account?
 - (3.) Clergy and School Lands Fund?
 - (4.) Assessment on Sheep?
 - (5.) Police Reward Fund?
 - (6.) Police Superannuation Fund?
 - (7.) Special Receipts Account?
 - (8.) Trust Monies Deposit Account?
4. MR. FLETT *to ask* THE SECRETARY FOR LANDS,—If the ordinary commission of 2½ per cent. allowed to Clerks of Petty Sessions, on sales of land, is allowed on the total amount of conditional purchases of £1 per acre, or only on the deposit of 5s. per acre?
5. MR. RAPER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
- (1.) What amount of Money has been paid by the Government, for land at Glebe Island, purchased from private persons, for the purpose of forming the Public Abattoirs?
 - (2.) What sum has been paid to the Contractor, according to the original Contract, for the building of such Abattoirs?
 - (3.) What amount has been expended in making additions and convenience, since the original Contract for the construction of the Abattoirs was completed?
 - (4.) What amount has been paid to the Contractor, according to Contract, for the erection of the Bridge leading to the Abattoirs?
 - (5.) What amount of Money has been expended in making improvements and alterations, in connection with the said Bridge, subsequently to the completion of the Contract, up to the 30th day of June last?
6. MR. FLETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether the Government will have any objection to lay upon the Table of the House, the Plans and Tracings of the Manning and McLeay Rivers, surveyed in the years 1861 and 1862?
7. MR. BURDEKIN *to ask* THE SECRETARY FOR LANDS,—
- (1.) What Sum of Money is applicable to the intended Bridge over the Peel River, at Nundle?
 - (2.) When will the Plans and Specifications of the intended Bridge be ready?

Contingent Notices of Motion :—

1. MR. W. FORSTER *to move*, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—
- (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 - (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
 - (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
 - (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
 - (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without annulment.
 - (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
- (10.)

(10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.

(11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.

(12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.

(13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.

(14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

2. MR. MARTIN to move, (as an Amendment on the Question, "That the Speaker do now leave the Chair," for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement,) the following Resolutions, *seriatim* :—

(1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnacree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.

(2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.

(3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.

(4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.

(5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(12.)

(12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.

(14.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.

(15.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(18.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.

(20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the

the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 6d., for repairs, alterations and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

3. MR. WILSON to move, (*on Mr. Robertson's Motion, That the Scab in Sheep Prevention Bill be now read a second time.*) That, in the opinion of this House, the operation of the present Scab Act ought to be immediately suspended.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Seamen's Laws Amendment and Consolidation Bill; to be further considered in Committee.
2. Supply; Resumption of the Committee.
3. Scab in Sheep Prevention Bill; second reading.
4. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
5. Public Education Bill Reported; adoption of Report.
6. Impounding Bill; to be further considered in Committee.
7. Pastoral Interests Contribution Bill; consideration in Committee of the propriety of introducing this Bill.
8. Municipalities Law Amendment Bill; to be considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MORRIS to move, That so much of the Standing Orders be suspended as will permit of a Bill to amend the Scab in Sheep Act of 1861 passing through all its stages in one day.
2. MR. MORRIS to move for leave to bring in a Bill to amend the Scab in Sheep Act of 1861.
3. MR. ROBERTSON to move, That the Petition presented by him, on the 8th September, relative to the Construction of Wharves at Bomadery Ferry, be printed.
4. MR. ROBERTSON to move, That the Petition presented by him on the 4th September, relative to the Scab in Sheep Prevention Bill, be printed.

THURSDAY, SEPTEMBER 10.

QUESTION:—

1. MR. LUCAS to ask THE SECRETARY FOR LANDS,—How many acres of land were Free-Selected previous to the 1st of January, 1862?

Contingent Notice of Motion:—

1. MR. EAGAR to move, (*contingently on the motion for the adoption of the Report from the Committee of Ways and Means, of the Resolution first to be reported thereunder*)—
 - (1.) That the Financial condition of the Country, as shewn by the Estimates of the Ways and Means for the year 1864, is unsatisfactory, and demands the withdrawal from the present Ministry of the confidence of this House.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolution.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. CUMMINGS to move—
 - (1.) That in the opinion of this House, Compensation, by appraisalment, should be granted to all persons whom the Government has deprived of their Land for Public Roads, since the inauguration of Responsible Government.
 - (2.) That the said Resolution be conveyed by Address to His Excellency the Governor.

FRIDAY, SEPTEMBER 11.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Payment of Wages in Money Compulsion Bill; to be further considered in Committee.
2. Law of Evidence in Criminal Cases Amendment Bill second reading.
3. Waratah Coal Company's Incorporation Bill Reported; adoption of Report.
4. Dog Nuisance Abatement Bill; consideration in Committee of the propriety of introducing this Bill.
5. Metropolitan Corporation Bill; to be considered in Committee.

NOTICES

NOTICES OF MOTION :—

1. CAPTAIN MORIARTY to move, That in the opinion of this House, it is the duty of the Government of this Colony to afford, with the least possible delay, every available assistance to the Government of New Zealand, in the circumstances in which that Colony is at present placed.
2. MR. COWPER to move,—
 - (1.) That Parnell's Trust Bill be referred to a Select Committee, for consideration and Report.
 - (2.) That such Committee consist of the following Members, viz., Mr. Alexander, Mr. Cunneen, Mr. Gray, Mr. Hart, Mr. Holt, Mr. Mate, Mr. Rotton, Mr. Samuel, Mr. Suttor, and the Mover.

TUESDAY, SEPTEMBER 15.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. GRAY to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of Mr. J. Harris and others, relative to the Railway through the Ultimo Estate, presented to this House, on the 15th October, 1862.
 - (2.) That such Committee consist of Mr. Arnold, Mr. Hart, Mr. Caldwell, Mr. Stewart, Mr. Cunneen, Mr. Sutherland, Mr. Lucas, Mr. Morrice, Mr. Bell, and the Mover.
2. MR. GRAY to move, That there be laid upon the Table of this House, copies of all Papers and Documents relative to the sale of an Allotment of Land to Mr. Charles Dean, at Casino, on the 22nd of April, 1858 ; and also copies of all Correspondence between Mr. Charles Dean and the Department of Lands, relative to the refusal of the Government to issue a Deed of the aforesaid Allotment of Land in favour of Mr. Dean.
3. MR. WILSON to move,—
 - (1.) That the Petition presented by him on 26th August, from the Shareholders in the Newcastle Wallsend Coal Company, be referred to a Select Committee, to inquire into, and report upon, the allegations contained in said Petition.
 - (2.) That such Committee consist of Mr. Arnold, Mr. Hannell, Mr. Piddington, Mr. Love, Mr. Caldwell, Mr. Tighe, Mr. Dalgleish, Mr. Lucas, Mr. Gordon, and the Mover.
4. MR. MACPHERSON to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the conduct and proceedings of certain Magistrates at Liverpool, with reference to the death of John Hart, in the Benevolent Asylum at Liverpool, on or about 23rd September, 1862 ; and also upon the conduct and proceedings of the same Magistrates with reference to the arrest, trial, and conviction of Mrs. Laing, who was sentenced, in or about the month of February last, to one month's imprisonment in Parramatta Gaol, for abusive language.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Bell, Mr. Buchanan, Mr. Dalgleish, Mr. W. Forster, Mr. R. Forster, Mr. Hart, Mr. Lucas, Mr. Harpur, and the Mover.
5. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
6. MR. HARPUR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Postmaster General, from the 1st June, 1852, to the 31st May, 1863.
 - (2.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (3.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Secretary of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (4.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (5.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Accountant of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (6.) A Return of the number of Letters, Packets, and Parcels sent, free of postage by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (7.) A Return of the probable amount of Postage lost to the Postal Revenue during the eleven years included in the above Returns.
7. MR. HARPUR to move, That the Petition of the President, the Committee, and Officers of the Patrick's Plains Benevolent Society, presented by him, on the 11th August, be printed.
8. MR. HARPUR to move, That the Petition of certain Residents in the District of Patrick's Plains, praying for an amendment in the 12th Clause of the Education Bill, presented by him on the 11th August, be printed.
9. MR. HARPUR to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - (2.)

- (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.
10. Mr. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of the Informations, Depositions, and other Proceedings, in the trials of Robert Melville, before the Police Court at Maitland, in the month of October, 1861.
 11. Dr. LANG to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, may be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years ago.
 12. Mr. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
 13. Mr. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail,—
 - (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.
 - (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
 14. Mr. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon a Supplementary Estimate for 1864, a sum not exceeding £12,000, as a Relief Fund for Religious and Moral Training in the Unsettled Districts of the Colony (Gold Fields included), to be placed to the credit of the Heads of the various Churches, according to population, in said Districts.

WEDNESDAY, SEPTEMBER 16.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."

FRIDAY, SEPTEMBER 18.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”
2. Towns Police Bill; to be further considered in Committee.
3. Pawnbrokers Bill; to be further considered in Committee.
4. Smoke Nuisance Abatement Bill; second reading.

TUESDAY, SEPTEMBER 22.

OTHER BUSINESS—NOTICES OF MOTION:—

1. Mr. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.

2. **MR. DRIVER** to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
3. **MR. EAGAR** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.
4. **MR. DRIVER** to move for leave to introduce a Bill to Prevent Vexatious Indictments for certain Misdemeanors.
5. **MR. DRIVER** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to Regulate the Licensing of Carriers.
6. **MR. SHEPHERD** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present year, a sum not exceeding £2,000, for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
7. **MR. SAMUEL** to move,—
 (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 (3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 (6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 (7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 (8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.
 (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

8. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
9. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
10. MR. DALGLEISH to move, That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, be laid upon the Table of this House.
11. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court, at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.

New South Wales.

No. 46.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 9 SEPTEMBER, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) Sydney Common :—Mr. Eagar asked the Secretary for Lands, pursuant to Notice No. 1,—

(1.) Whether he will have any objection, without formal Motion and Order of the House, to lay upon the Table, a copy of any Grant, or promise of Grant, or Proclamation, or any other public document, by or in virtue of which the land known as the "Sydney Common" is granted, dedicated, or reserved for any public purpose?
(2.) When does the Honorable Gentleman propose to bring in a Bill for dealing with the "Sydney Common?"

Mr. Robertson answered :—

(1.) In reply to the first Question of the Honorable Member, I would say that there will be no objection to lay the document referred to therein, upon the Table forthwith.

(2.) In regard to the second, I am quite sure that a Gentleman so well acquainted with Parliamentary business, must know that I cannot determine when I shall be in a position to carry out such a measure.

- (2.) Finance :—

- (1.) Liabilities—Proposed Loans :—Mr. Piddington asked the Colonial Treasurer, pursuant to Notice No. 2,—

(1.) What is the probable amount of the Additional Supplementary Estimates for 1863?

(2.) What is the amount of the outstanding liabilities, under Acts of Appropriation, on the 31st day of August, 1863.

(3.) Will the Colonial Treasurer submit, in Committee of Ways and Means, on Thursday next, his proposed Resolution for the sum of £440,000, to cover the deficit in the Ordinary Revenue of 1863, by the issue of Debentures?

Mr. Smart answered :—

(1.) In reply to the Honorable Member's first Question, I beg to inform him that it is impossible to give him any reliable information, or to form an idea of the amount.

(2.) In reply to his second Question, that to ascertain the amount of liability at any date within the year, will occasion much delay.

(3.) To his third, not on Thursday next.

- (2.) Bank Balances :—Mr. Piddington asked the Colonial Treasurer, pursuant to Notice No. 3,—What is the Amount of the Cash Balances at the Credit of the following Accounts in the various Banks on the 31st day of August, 1863, specifying separately,—

- (1.) Consolidated Revenue Fund?
- (2.) Loans Account?
- (3.) Clergy and School Lands Fund?
- (4.) Assessment on Sheep?
- (5.) Police Reward Fund?
- (6.) Police Superannuation Fund?
- (7.) Special Receipts Account?
- (8.) Trust Moneys Deposit Account?

Mr.

Mr. Smart answered:—In reply to the Honorable Member, I beg to inform him that the balances in the Treasury, Sydney, New South Wales, on the 31st day of August, 1863, were as follows:—Consolidated Revenue—Revenue Proper, £194,481 14s. 11d.; Loans Fund, £330,599 8s. 5d.; Assessment on Sheep, £2,076 16s. 7d.; Church and School Estates Fund, £13,120 14s. 7d.; Police Reward Fund, £20,548 7s. 5d.; Police Superannuation Fund, £4,947 18s.; Poundage, £9,712 15s. 7d.; Imperial Postage, £1,870 19s. 5d.; Shipping Master, (Seamen's Wages), £632 5s. 6d.; Savings Bank Deposits, £40,000; Revenue Suspense Fund, £10,347 1s. 9d.; Sundry Deposits, £612 14s. 2d.; Trust Moneys, 20 Vict., 11, £69,477 7s. 8d.; Immigration Remittances, £46 0s. 5d.; Commissioners' Fund—Real Property Act, (26 Vict., No. 9.) £57 4s. 1d.; Assurance Fund—Real Property Act, (26 Vict., No. 9.) £505 2s. 3d.; Money Orders, £2,500; Debenture Suspense Account, Oriental Bank, £500,000; Treasury, £651,800; making a total of £1,853,336 10s. 9d. distributed in the following Banks:—New South Wales, General Account, £366,066 9s. 9d.; same Bank, Suspense Account, £10,347 1s. 9d.; Oriental Bank, Sydney, £130,000; Oriental Bank, London, £128,117 17s.; Joint Stock Bank, £119 17s. 7d.; in the Treasury Chest—Police Reward and Superannuation Fund Debentures, £26,700; Goodlet and Smith, five £10 Debentures, £50; Debentures not issued, £651,800; Cash in the hands of the Paying Teller, £135 4s. 8d.; Debentures with Oriental Bank Corporation, London, account sales of which have not yet been received, £500,000; amount of Savings Bank Deposits due by Mint Bullion Account, £40,000—making a total of £1,853,336 10s. 9d.

- (4.) Commission to Clerks of Petty Sessions on Land Sales:—Mr. Flett asked the Secretary for Lands, pursuant to Notice No. 4,—If the ordinary commission of 2½ per cent. allowed to Clerks of Petty Sessions, on sales of land, is allowed on the total amount of conditional purchases of £1 per acre, or only on the deposit of 5s. per acre?

Mr. Robertson answered:—In reply to the Honorable Member, I would say, that the commission is paid only on the deposits in the case of conditional purchases. The rate of commission is not, however, 2½ per cent., but 2 per cent. within certain limits—that is to say, the land agents, being also clerks of Petty Sessions, are allowed a minimum salary of £50, and 2 per cent. on all sums actually remitted by them to the Treasury above £2,500, and not exceeding £5,000; so that their remuneration is never less than £50, and cannot exceed £100 per annum.

(Mr. Raper withdrew the Question standing in his name, No. 5.)

(Mr. Flett withdrew the Question standing in his name, No. 6.)

- (5.) Intended Bridge at Nundle:—Mr. Eagar, on behalf of Mr. Burdekin, asked the Secretary for Lands, pursuant to Notice No. 7,—

(1.) What Sum of Money is applicable to the intended Bridge over the Peel River, at Nundle?

(2.) When will the Plans and Specifications of the intended Bridge be ready?

Mr. Robertson answered:—

(1.) No money is at present available for the Bridge, but £1,400 is intended to be placed on the Supplementary Estimates for the purpose.

(2.) Plans and specifications have been prepared.

2. Duties on Spirits of Wine:—Mr. Eagar presented a Petition from certain Chemists, Druggists, and other Importers of Chemicals, resident in the City and Port of Sydney, praying for a modification of the Customs Rules in respect to the levying Duty on Spirits of Wine not methylated with Naphtha.
Petition received.
3. Railway Extension from Muswellbrook to Mudgee:—Mr. Hannell presented a Petition from the Inhabitants of the City, Port, and District of Newcastle, setting forth the advantages of Railway Extension from Muswellbrook to Mudgee, and praying consideration of the subject.
Petition received.
4. Scab in Sheep Prevention Bill:—Mr. Morris presented a Petition from certain Sheepowners and others against the said Bill; and praying that a Bill providing for the Cure of scab may be adopted by this House.
And the same having been read at length by the Clerk, by direction of the Speaker,—
Petition received.
5. Presbyterian College Bill:—Dr. Lang presented a Petition from certain Presbyterians of Minmi and its Vicinity, praying that this Bill may be passed.
Petition received.
6. Solicited Provision for Homœopathic Treatment in Public Curative Institutions:—
Mr. Allen presented a Petition (therein designated a "Memorial") from certain Colonists of New South Wales, praying that, in those Institutions to which Public Money is granted for the Treatment and Cure of Disease, Wards may be set apart for the use of such Patients as may desire Homœopathic Treatment, and that free access may be afforded thereto to properly qualified Homœopathic Practitioners.
Petition received.
7. Harbour Defences:—Mr. Macleay, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee, for whose consideration and report this subject was referred on 1st July, 1863.
Ordered to be printed.

8. Paper :—Mr. Smart laid upon the Table, Bank Liabilities and Assets for the Quarter ended 30th June, 1863.
Ordered to be printed.
9. Inquest at Parramatta Lunatic Asylum on body of Peter M'Coll :—Mr. Wilson, *with the concurrence of the House*, moved, without notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid on the Table of this House, Copies of all the Proceedings at the Inquest held at Parramatta Lunatic Asylum, in the month of July last, on the body of Peter M'Coll.
Question put and passed.
10. Postponements :—
(1.) The Order of the Day (No. 1) for the further consideration in Committee of the Seamen's Laws Amendment and Consolidation Bill postponed, on motion of Mr. Smart, until to-morrow.
(2.) The Order of the Day for the Resumption of the Committee of Supply postponed, on motion of Mr. Smart, until Wednesday next.
(3.) The Orders of the Day Nos. 3, 4, 5, and 6 postponed, on motion of Mr. Robertson (after debate), to follow consecutively, the Order of the Day No. 7.
11. Pastoral Interests Contribution Bill (Order No. 7) :—
(1.) On the Order of the Day for the consideration in Committee of the propriety of introducing this Bill being read, Mr. Robertson delivered to the Speaker the following Message, which the Speaker immediately read to the House ;—
- JOHN YOUNG, *Message, No. 5.*
Governor.
- In accordance with the 54th Clause of the Constitution Act, the Governor recommends to the Legislative Assembly to make provision for the payment of such Sums of Money as may be necessary for suppressing certain evils affecting the Pastoral Interests of the Colony.
- Government House,*
Sydney, 2nd September, 1863.
- (2.) Whereupon, on motion of Mr. Robertson, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider of the propriety of introducing this Bill.
The Chairman reported the following Resolution :—
Resolved,—That in the opinion of this Committee, it is desirable to introduce a Bill to provide funds for suppressing certain evils affecting the Pastoral Interests. Mr. Robertson then moved, That this House do now adopt this Resolution.
Question put and passed.
(3.) Mr. Robertson having *presented* this Bill, Bill, intituled, "*A Bill to provide Funds for suppressing certain evils affecting the Pastoral Interests,*" read a first time.
Ordered to be printed, and read a second time to-morrow.
12. Scab in Sheep Prevention Bill (Order No. 3) :—Mr. Robertson moved, "That" this Bill be now read a second time.
Mr. Wilson moved, pursuant to *amended Contingent Notice*, That the Question be amended by omitting all the words after the word "That," with a view to inserting in their place the words, "in the opinion of this House the operation of the second, third, sixth, and seventh sections of the present Scab Act ought to be immediately repealed."
Debate ensued.
Question put,—That the words proposed to be omitted stand part of the Question. The House divided.

Ayes, 12.

Mr. Cowper,
Mr. Robertson,
Mr. Redman,
Mr. Macpherson,
Mr. Mate,
Mr. Flett,
Mr. Gordon,
Mr. Buchanan,
Mr. Rusden,
Mr. Burdekin,

Tellers.

Mr. Rotton,
Mr. Lord.

Noes, 37.

Capt. Moriarty,	Mr. Allen,
Mr. Terry,	Mr. Alexander,
Mr. Walker,	Mr. Dangar,
Mr. W. Forster,	Dr. Lang,
Mr. Eagar,	Mr. Hannell,
Mr. Dalgleish,	Mr. Lucas,
Mr. Wilson,	Mr. Caldwell,
Mr. Cummings,	Mr. Holt,
Mr. Wisdom,	Mr. Suttor,
Mr. Sutherland,	Mr. Leary,
Mr. Raper,	Mr. Harpur,
Mr. Shepherd,	Mr. Close,
Mr. Sadleir,	Mr. Smart,
Mr. Emanuel,	Mr. Weekes,
Mr. Garrett,	Mr. Driver,
Mr. Stewart,	<i>Tellers.</i>
Mr. Egan,	
Mr. Cunneen,	Mr. Hart,
Mr. Gray,	Mr. Morris,
Mr. R. Forster,	

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

The

The House divided.

Ayes, 42.

Mr. Cowper,	Mr. Alexander,
Mr. Robertson,	Mr. Allen,
Mr. Smart,	Mr. Raper,
Mr. Macpherson,	Mr. Morris,
Mr. Dalgleish,	Mr. Sadleir,
Mr. Close,	Mr. Gray,
Mr. Wisdom,	Mr. Cunneen,
Mr. Hart,	Mr. Emanuel,
Mr. Wilson,	Mr. Leary,
Mr. Terry,	Mr. Suttor,
Mr. W. Forster,	Mr. Holt,
Mr. Eagar,	Mr. Harpur,
Mr. Shepherd,	Capt. Moriarty,
Mr. Hannell,	Mr. Rusden,
Mr. Stewart,	Mr. Weekes,
Mr. Flett,	Mr. Burdekin,
Mr. Egan,	Mr. Driver,
Mr. Cummings,	Mr. Caldwell,
Mr. Sutherland,	<i>Tellers.</i>
Dr. Lang,	
Mr. R. Forster,	Mr. Lord,
Mr. Dangar,	Mr. Walker.

Noes, 6.

Mr. Gordon,
Mr. Mate,
Mr. Lucas,
Mr. Garrett,
Tellers.
Mr. Buchanan.
Mr. Rotton.

Question then put,—That in the opinion of this House, the operation of the second, third, sixth and seventh Sections of the present Scab Act ought to be immediately repealed.

The House divided.

Ayes, 41.

Mr. Cowper,	Dr. Lang,
Mr. Robertson,	Mr. R. Forster,
Mr. Smart,	Mr. Garrett,
Mr. Burdekin,	Mr. Dangar,
Mr. Dalgleish,	Mr. Allen,
Mr. Macpherson,	Mr. Raper,
Mr. Lucas,	Mr. Alexander,
Mr. Close,	Mr. Sadleir,
Mr. Wisdom,	Mr. Cunneen,
Mr. Hart,	Mr. Emanuel,
Mr. Wilson,	Mr. Caldwell,
Mr. Terry,	Mr. Leary,
Mr. Shepherd,	Mr. Holt,
Mr. Driver,	Mr. Harpur,
Mr. Egan,	Mr. Suttor,
Mr. Hannell,	Mr. Rusden,
Mr. W. Forster,	Capt. Moriarty,
Mr. Stewart,	<i>Tellers.</i>
Mr. Flett,	
Mr. Eagar,	Mr. Morris,
Mr. Cummings,	Mr. Walker.
Mr. Sutherland,	

Noes, 5.

Mr. Mate,
Mr. Gordon,
Mr. Lord,
Tellers.
Mr. Rotton.
Mr. Buchanan.

The House adjourned, on motion of Mr. Cowper, at thirteen minutes before Twelve o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, SEPTEMBER 10.

QUESTIONS:—

1. MR. LUCAS *to ask* THE SECRETARY FOR LANDS,—How many acres of land were Free-Selected previous to the 1st of January, 1862?
2. MR. FLETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether the Government will have any objection to lay upon the Table of the House, the Plans and Tracings of the Manning and M'Leay Rivers, surveyed in the years 1861 and 1862?

3. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
- (1.) Where does the Chief Inspector of Sheep reside; or where are his Head Quarters?
 - (2.) What amount of Salary, with Travelling Expenses, does he receive per year?
 - (3.) Will the Government have any objection to lay on the Table of the House all Correspondence for the last two months, between the Chief Scab Inspector of Sheep and the Secretary for Lands?
4. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—Is it true that Mr. Wilshire, the Inspector of Police, stationed at Parramatta, resigned his appointment, when ordered to proceed to the South Districts, to assist in the Capture of Bushrangers?

Contingent Notices of Motion :—

1. MR. DANGAR to move, (*contingently on the motion for the adoption of the Report from the Committee of Ways and Means, of the Resolution first to be reported thereunder*)—
- (1.) That the Financial condition of the Country, as shewn by the Estimates of the Ways and Means for the year 1864, is unsatisfactory, and demands the withdrawal from the present Ministry of the confidence of this House.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolution.
2. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—
- (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 - (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
 - (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
 - (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
 - (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
 - (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
 - (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
 - (11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
 - (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
 - (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
 - (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Ways and Means; Resumption of the Committee.
2. Seamen's Laws Amendment and Consolidation Bill; to be further considered in Committee.
3. Pastoral Interests Contribution Bill; second reading.
4. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
5. Public Education Bill Reported; adoption of Report.
6. Impounding Bill; to be further considered in Committee.
7. Municipalities Law Amendment Bill; to be considered in Committee.

OTHER

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. CUMMINGS to move—
(1.) That in the opinion of this House, Compensation, by appraisement, should be granted to all persons whom the Government has deprived of their Land for Public Roads, since the inauguration of Responsible Government.
(2.) That the said Resolution be conveyed by Address to His Excellency the Governor.
2. MR. EAGAR to move, That the Petition presented by him on the 9th September, relative to the Duty on Spirits of Wine, be printed.
3. MR. MORRIS to move, That the Petition presented by him on the 9th September, against the passing of the Bill for the Prevention of Scab in Sheep, be printed.
4. MR. MORRIS to move, That so much of the Standing Orders be suspended as will permit of a Bill to amend the Scab in Sheep Act of 1861 passing through all its stages in one day.
5. MR. MORRIS to move for leave to bring in a Bill to amend the Scab in Sheep Act of 1861.
6. MR. ROBERTSON to move, That the Petition presented by him, on the 8th September, relative to the Construction of Wharves at Bomadery Ferry, be printed.
7. MR. ROBERTSON to move, That the Petition presented by him on the 4th September, relative to the Scab in Sheep Prevention Bill, be printed.

FRIDAY, SEPTEMBER 11.

QUESTION :—

1. MR. RAPEL to ask THE SECRETARY FOR PUBLIC WORKS,—
(1.) What amount of Money has been paid by the Government, for land at Glebe Island, purchased from private persons, for the purpose of forming the Public Abattoirs?
(2.) What sum has been paid to the Contractor, according to the original Contract, for the building of such Abattoirs?
(3.) What amount has been expended in making additions and convenience, since the original Contract for the construction of the Abattoirs was completed?
(4.) What amount has been paid to the Contractor, according to Contract, for the erection of the Bridge leading to the Abattoirs?
(5.) What amount of Money has been expended in making improvements and alterations, in connection with the said Bridge, subsequently to the completion of the Contract, up to the 30th day of June last?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Payment of Wages in Money Compulsion Bill; to be further considered in Committee.
2. Law of Evidence in Criminal Cases Amendment Bill second reading.
3. Waratah Coal Company's Incorporation Bill Reported; adoption of Report.
4. Dog Nuisance Abatement Bill; consideration in Committee of the propriety of introducing this Bill.
5. Metropolitan Corporation Bill; to be considered in Committee.

NOTICES OF MOTION :—

1. CAPTAIN MORIARTY to move, That in the opinion of this House, it is the duty of the Government of this Colony to afford, with the least possible delay, every available assistance to the Government of New Zealand, in the circumstances in which that Colony is at present placed.
2. MR. COWPER to move,—
(1.) That Parnell's Trust Bill be referred to a Select Committee, for consideration and Report.
(2.) That such Committee consist of the following Members, viz., Mr. Alexander, Mr. Cunneen, Mr. Gray, Mr. Hart, Mr. Holt, Mr. Mate, Mr. Rottor, Mr. Samuel, Mr. Suttor, and the Mover.
3. MR. HANNELL to move. That the Petition presented by him on the 9th September, in favor of a Line of Railway from Muswellbrook to Mudgee, be printed.
4. MR. TERRY to move, That the Petition presented by him on the 8th September, from the Inhabitants of Mudgee, in reference to Railway Communication, be printed.
5. DR. LANG to move, That the Petition presented by him on the 9th September, in favour of the passing of the Presbyterian College Bill, from the Presbyterians of Minmi and its Vicinity, be printed.

TUESDAY, SEPTEMBER 15.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. GRAY to move,—
(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of Mr. J. Harris and others, relative to the Railway through the Ultimo Estate, presented to this House, on the 15th October, 1862.
(2.) That such Committee consist of Mr. Arnold, Mr. Hart, Mr. Caldwell, Mr. Stewart, Mr. Cunneen, Mr. Sutherland, Mr. Lucas, Mr. Morrice, Mr. Bell, and the Mover.

2. Mr. GRAY to move, That there be laid upon the Table of this House, copies of all Papers and Documents relative to the sale of an Allotment of Land to Mr. Charles Dean, at Casino, on the 22nd of April, 1858 ; and also copies of all Correspondence between Mr. Charles Dean and the Department of Lands, relative to the refusal of the Government to issue a Deed of the aforesaid Allotment of Land in favour of Mr. Dean.
3. Mr. WILSON to move,—
 - (1.) That the Petition presented by him on 26th August, from the Shareholders in the Newcastle Wallsend Coal Company, be referred to a Select Committee, to inquire into, and report upon, the allegations contained in said Petition.
 - (2.) That such Committee consist of Mr. Arnold, Mr. Hannell, Mr. Piddington, Mr. Love, Mr. Caldwell, Mr. Tighe, Mr. Dalgleish, Mr. Lucas, Mr. Gordon, and the Mover.
4. Mr. MACPHERSON to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the conduct and proceedings of certain Magistrates at Liverpool, with reference to the death of John Hart, in the Benevolent Asylum at Liverpool, on or about 23rd September, 1862 ; and also upon the conduct and proceedings of the same Magistrates with reference to the arrest, trial, and conviction of Mrs. Laing, who was sentenced, in or about the month of February last, to one month's imprisonment in Parramatta Gaol, for abusive language.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Bell, Mr. Buchanan, Mr. Dalgleish, Mr. W. Forster, Mr. R. Forster, Mr. Hart, Mr. Lucas, Mr. Harpur, and the Mover.
5. Mr. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
6. Mr. HARPUR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Postmaster General, from the 1st June, 1852, to the 31st May, 1863.
 - (2.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (3.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Secretary of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (4.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (5.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Accountant of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (6.) A Return of the number of Letters, Packets, and Parcels sent, free of postage by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (7.) A Return of the probable amount of Postage lost to the Postal Revenue during the eleven years included in the above Returns.
7. Mr. HARPUR to move, That the Petition of the President, the Committee, and Officers of the Patrick's Plains Benevolent Society, presented by him, on the 11th August, be printed.
8. Mr. HARPUR to move, That the Petition of certain Residents in the District of Patrick's Plains, praying for an amendment in the 12th Clause of the Education Bill, presented by him on the 11th August, be printed.
9. Mr. HARPUR to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.
10. Mr. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of the Informations, Depositions, and other Proceedings, in the trials of Robert Melville, before the Police Court at Maitland, in the month of October, 1861.
11. Dr. LANG to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, may be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years ago.
12. Mr. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
13. Mr. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail,—
 - (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.

- (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
14. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon a Supplementary Estimate for 1864, a sum not exceeding £12,000, as a Relief Fund for Religious and Moral Training in the Unsettled Districts of the Colony (Gold Fields included), to be placed to the credit of the Heads of the various Churches, according to population, in said Districts.
 15. MR. ALLEN to move, That the Petition presented by him on 9th September, praying for the Homœopathic Treatment of Disease in the Public Institutions, be printed.
 16. MR. WEEKES to move, That the Petition presented by him on the 4th September, from Mr. Thomas Cadell, be printed.

WEDNESDAY, SEPTEMBER 16.

Contingent Notice of Motion :—

1. MR. MARTIN to move, (as an Amendment on the Question, "That the Speaker do now leave the Chair," for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement.) the following Resolutions, *seriatim* :—

(1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnaecree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.

(2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.

(3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.

(4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.

(5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of

of

of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.

(14.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.

(15.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(18.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.

(20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to Public Buildings generally, by which such expenditure

expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
2. Supply; Resumption of the Committee.

FRIDAY, SEPTEMBER 18.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”
2. Towns Police Bill; to be further considered in Committee.
3. Pawnbrokers Bill; to be further considered in Committee.
4. Smoke Nuisance Abatement Bill; second reading.

TUESDAY, SEPTEMBER 22.

OTHER BUSINESS—NOTICES OF MOTION:—

1. Mr. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
2. Mr. DRIVER to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
3. Mr. EAGAR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.
4. Mr. DRIVER to move for leave to introduce a Bill to Prevent Vexatious Indictments for certain Misdemeanors.
5. Mr. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to Regulate the Licensing of Carriers.
6. Mr. SHEPHERD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present year, a sum not exceeding £2,000, for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
7. Mr. SAMUEL to move,—
 - (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.)

(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudjee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

(5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

(6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

(7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

(8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.

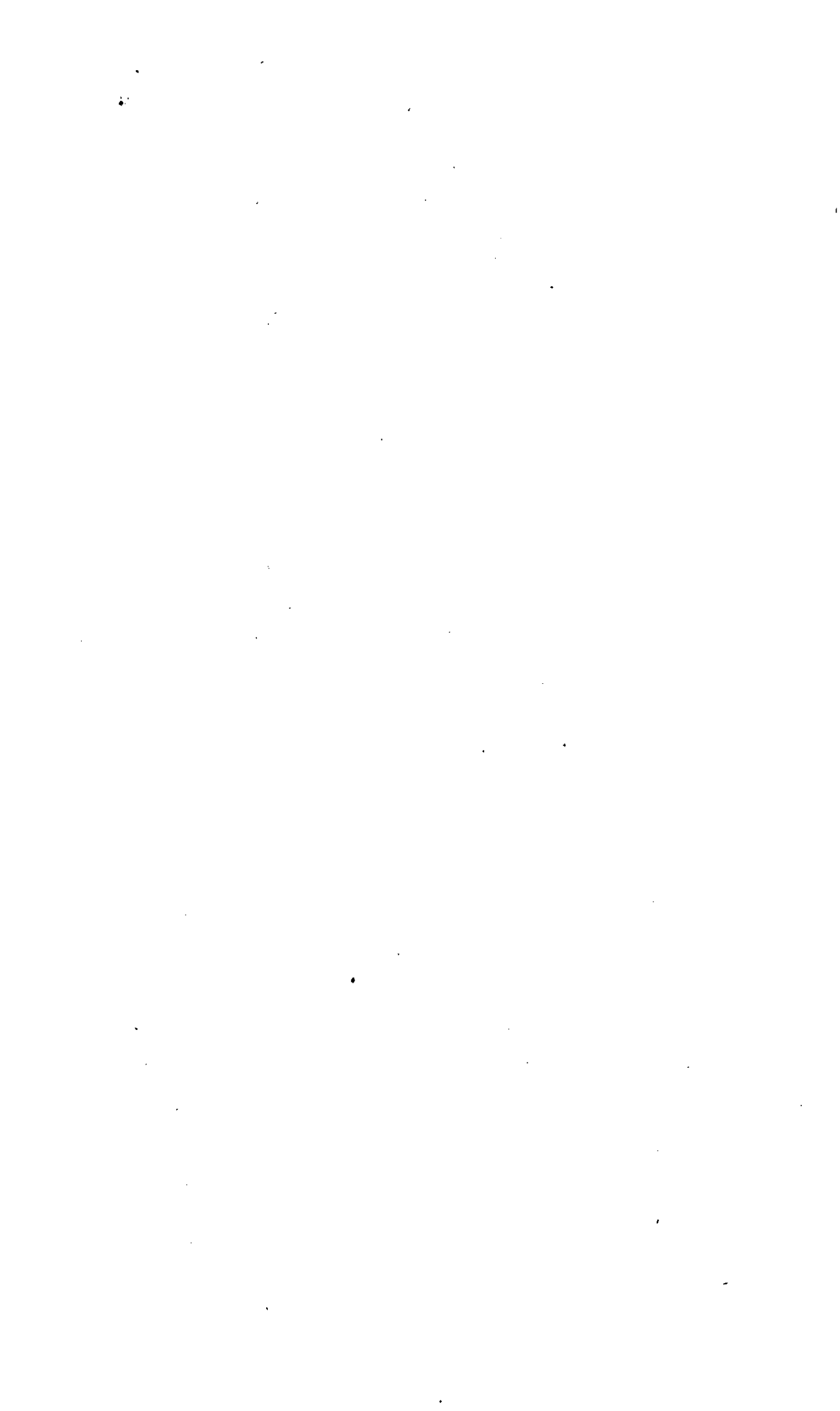
(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

8. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
9. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
10. MR. DALGLEISH to move, That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, be laid upon the Table of this House.
11. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court, at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.

TUESDAY, SEPTEMBER 29.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. MACLEAY to move, That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.
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New South Wales.

No. 47.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 10 SEPTEMBER, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) Free Selections previous to 1st January, 1862 :—Mr. Lucas asked the Secretary for Lands, pursuant to Notice No. 1,—How many acres of land were Free-Selected previous to the 1st of January, 1862?

Mr. Robertson answered :—In reply to the Honorable Member, I would say, that by reference to the 13th Section of the Crown Lands Alienation Act, 25th Victoria, No. 1, he will see that no land whatever could have been conditionally purchased previously to the 1st January, 1862.

(*Mr. Flett withdrew the Question standing in his name, No. 2.*)

- (2.) "Chief" Inspector of Sheep :—Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 3,—

(1.) Where does the Chief Inspector of Sheep reside; or where are his Head Quarters?

(2.) What amount of Salary, with Travelling Expenses, does he receive per year?

(3.) Will the Government have any objection to lay on the Table of the House all Correspondence for the last two months, between the Chief Scab Inspector of Sheep and the Secretary for Lands?

Mr. Robertson answered :—

(1.) In reply to the Honorable Member, I would say, that there is no such office known to this Government as Chief Inspector of Sheep. The Honorable Member probably alludes to Mr. S. B. Walker, the Scab Inspector, of Sydney, who has been appointed an Inspector to act and report for the District of Sydney. Mr. Walker resides in Sydney, but travels frequently in the performance of his duty. He goes to Penrith, Richmond, and to considerable distances even beyond Richmond when desired to do so.

(2.) His salary is £250 per annum, and he receives a fixed allowance for travelling expenses of £150 per annum.

(3.) With regard to the third Question, I would say, there will be no objection, if it is the desire of the House, but already the Honorable Member for Sydney East, Mr. W. Forster, has moved for Papers of this kind. The Correspondence is about fifteen inches thick, and the copying them is no joke. I wish the Honorable Member would intimate the letters he wishes to have produced, for I would like to close up the matter, otherwise we shall never be able to prepare the Return asked for by Mr. Forster. Every day there is an increase in this correspondence. If we could close it up to some particular day, we might afterwards supply any letter which an Honorable Member might specify.

(3.)

(3.) Mr. Wilshire, Inspector of Police, at Parramatta:—Mr. Dangar asked the Colonial Secretary, pursuant to Notice No. 4,—Is it true that Mr. Wilshire, the Inspector of Police, stationed at Parramatta, resigned his appointment, when ordered to proceed to the South Districts, to assist in the Capture of Bushrangers?

Mr. Cowper answered:—It is true that Mr. Wilshire has resigned his appointment as Inspector of Police. In his letter to me, he stated that he did so for various reasons. His resignation has been accepted.

2. Cardiff Coal Company's Incorporation Bill:—Mr. Garrett, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee, for whose consideration and Report this Bill was referred on 4th September, 1863.

Ordered to be printed.

Whereupon, Mr. Garrett moved, That the second reading of this Bill stand an Order of the Day for to-morrow week.

Question put and passed.

3. Committee of Elections and Qualifications:—

(1.) Privilege:—Mr. Piddington, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Committee of Elections and Qualifications, to whom it was referred on the 13th August, to inquire as to whether or not certain Honorable Members are disqualified from holding Seats in the Legislative Assembly under the circumstances set forth in the Order of reference—together with Appendix.

And the said Report having been read at length by the Clerk, by direction of the Speaker, as follows:—

" The Committee of Elections and Qualifications, duly appointed on the 25th June, 1863, under the provisions of the ' Electoral Act of 1858,' to whom
" was referred on the 13th August, 1863, a Question of Privilege as follows:—
" ' That ' The Return shewing the names of all Members of Parliament who
" ' have in any way been employed by the Government or its Officers, the
" ' nature of the employment, and the amount of remuneration paid for such
" ' services during the present Parliament,' laid upon the Table of the House
" ' and ordered to be printed on the 5th August instant, be referred to the
" ' Committee of Elections and Qualifications, with instructions to inquire
" ' into the circumstances relating to the employment of the Members of this
" ' House therein named, and to report specially, whether or not they, or any
" ' of them, have, by the acceptance of an office of emolument, committed a
" ' breach of the Constitution Act, and thereby rendered their seats liable to
" ' be declared vacant,'—have considered the cases of the several Members
" mentioned in the said Return, and have agreed to the following
" Resolutions, which they beg to Report to your Honorable House, viz. :—

" 1. That, in the opinion of this Committee, Mr. Robert Henry Mariner Forster,
" during the present Parliament, accepted an office of profit from the
" Crown, and thereby rendered his seat liable to be declared vacant.

" 2. That, in the opinion of this Committee, Mr. Arthur Todd Holbrod, during
" the present Parliament, did not accept any office of profit from the Crown
" whereby his seat is liable to be declared vacant.

" 3. That, in the opinion of this Committee, Mr. Richard Driver, during the
" present Parliament, did not accept any office of profit from the Crown
" whereby his seat is liable to be declared void.

" 4. That, in the opinion of this Committee, Mr. William Love did not accept
" any office of emolument during the present Parliament; but that on the
" 1st day of August, 1860, he accepted the office of Postmaster at Redfern,
" being an office of profit under the Crown, and continued to hold such
" office at the time of his election, and until the 18th day of November,
" 1861, and has therefore rendered himself liable to have his seat declared
" void as being unqualified at the time of such election.

" 5. That, in reporting the resolutions of this Committee to the House, it be
" also reported that the Committee believe that no objection was, or has
" been, taken to Mr. Love's election on the ground that he was dis-
" qualified.

" Your Committee find that Mr. W. B. Dalley was not a Member of the
" House at the time of his *employment* by the Government, and that Mr. W. C.
" Windeyer has ceased to be a Member of the Legislative Assembly.

" Your Committee is strongly impressed with a sense of the danger to
" the independence and purity of the Legislative Assembly, which may arise from
" the practice of selecting Members of Parliament, even for temporary employ-
" ment under the Government.

" Your Committee is unanimously of opinion that the practice alluded to
" ought no longer to be continued in any department of the Public Service."

" W. R. PIDDINGTON,
Chairman.

" Committee Room, No. 2,
" Legislative Assembly,
" Sydney, 10 September, 1863."

Ordered,

Ordered, on motion of Mr. Piddington (after Debate), That the Report, together with the accompanying Documents, be printed.

(2.) Adjournment of Committee :—Mr. Piddington then moved, That the Committee of Elections and Qualifications have leave to adjourn their sittings *sine die*, the matter referred to them having been disposed of.

Question put and passed.

4. Colonial Sugar Refining Company's Bill :—Mr. Samuel presented a Petition from Edward Knox, of Sydney, in the Colony of New South Wales, Esquire, Chairman of the Board of Directors of "The Colonial Sugar Refining Company," praying for leave to introduce a Bill to enable the said Company to sue and be sued in the name of such Company, and to vest the Property of the Company in the Trustees, for the time being, of such Company,—

And Mr. Samuel having produced the *Government Gazette*, and the *Sydney Morning Herald* and *Empire* newspapers, containing notices for four consecutive weeks in the month of August last, of the intention to apply for such Bill,—
Petition received.

5. Ways and Means—Postponement of Government Orders of the Day :—Mr. Smart moved, "That" the Speaker do now leave the Chair, and the House resolve itself into a Committee of Ways and Means.

Debate ensued.

And Mr. Smart asking the leave of the House to withdraw his motion,—

And the same being objected to by Mr. Rotton,—

Mr. Cowper moved, That the Question be amended by omitting all the words after the word "That," with a view to inserting in their place the words, "the Government Orders of the Day be postponed until after the Other Business has been disposed of."

Debate ensued.

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

Ayes, 6.

Mr. Buchanan,
Mr. Mate,
Mr. W. Forster,
Mr. Gordon,

Tellers.

Mr. Flett,
Mr. Rotton.

Noes, 37.

Mr. Cowper,	Mr. Allen,
Mr. Robertson,	Mr. C. Cowper, junr.,
Mr. Smart,	Mr. Dangar,
Capt. Moriarty,	Mr. Garrett,
Mr. Macpherson,	Mr. Holt,
Mr. Eagar,	Mr. Wisdom,
Mr. Lucas,	Mr. Morris,
Mr. Cummings,	Mr. Close,
Mr. Piddington,	Mr. Caldwell,
Mr. Wilson,	Mr. Hannell,
Mr. Emanuel,	Mr. Rusden,
Mr. Terry,	Mr. Suttor,
Mr. Harpur,	Mr. Burdekin,
Mr. Sutherland,	Mr. Weekes,
Mr. Cunneen,	Dr. Lang,
Mr. Stewart,	<i>Tellers.</i>
Mr. Samuel,	Mr. Egan,
Mr. Leary,	Mr. Walker,
Mr. Sadleir,	
Mr. Alexander,	

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

The House divided.

Ayes, 36.

Mr. Cowper,	Mr. Allen,
Mr. Smart,	Mr. Dangar,
Mr. Robertson,	Mr. Lucas,
Mr. Close,	Mr. Garrett,
Mr. Wisdom,	Mr. Hannell,
Mr. Flett,	Mr. Sutherland,
Mr. Eagar,	Mr. Harpur,
Mr. Morris,	Mr. Stewart,
Mr. Holt,	Mr. Caldwell,
Mr. Terry,	Mr. Piddington,
Mr. Egan,	Mr. Suttor,
Mr. Emanuel,	Dr. Lang,
Mr. Alexander,	Capt. Moriarty,
Mr. Leary,	Mr. Weekes,
Mr. Samuel,	Mr. Burdekin,
Mr. Sadleir,	<i>Tellers.</i>
Mr. Cunneen,	Mr. Walker,
Mr. Dalgloish,	Mr. Wilson,
Mr. C. Cowper, junr.,	

Noes, 6.

Mr. Rotton,
Mr. Mate,
Mr. Macpherson,
Mr. Cummings,
Tellers.
Mr. Buchanan,
Mr. W. Forster.

Question then put, That the Government Orders of the Day be postponed until after the Other Business has been disposed of.

The

The House divided.

Ayes, 38.

Mr. Cowper,	Mr. Allen,
Mr. Smart,	Mr. Dangar,
Mr. Robertson,	Mr. Morris,
Mr. Holt,	Mr. Garrett,
Mr. Wisdom,	Mr. Cummings,
Mr. Flett,	Mr. Samuel,
Mr. Eagar,	Mr. Sutherland,
Mr. Wilson,	Mr. Harpur,
Mr. Lucas,	Mr. Stewart,
Mr. Terry,	Mr. Caldwell,
Mr. Egan,	Mr. Piddington,
Mr. Emanuel,	Mr. Suttor,
Mr. Alexander,	Dr. Lang,
Mr. Leary,	Capt. Moriarty,
Mr. Samuel,	Mr. Weekes,
Mr. Sadleir,	Mr. Burdekin,
Mr. Cunneen,	<i>Tellers.</i>
Mr. Dalgleish,	
Mr. Macpherson,	Mr. Close,
Mr. C. Cowper, junr.,	Mr. Walker.

Noes, 4.

Mr. Rotton,
Mr. Mate,
Tellers.
Mr. W. Forster,
Mr. Buchanan.

6. Motions Withdrawn (Other Business) :—

- (1.) Mr. Cummings withdrew the Motion standing in his name, No. 1 on the Notice Paper for to-day.
- (2.) Mr. Eagar withdrew the Motion standing in his name, No 2 on the Notice Paper for to-day.
- (3.) Mr. Morris withdrew the Motion standing in his name, No. 3 on the Notice Paper for to-day.

7. Scab Act of 1861 Amendment Bill :—

- (1.) Suspension of Standing Orders :—Mr. Morris moved, pursuant to notice, That so much of the Standing Orders be suspended as will permit of a Bill to amend the Scab in Sheep Act of 1861 passing through all its stages in one day.

Debate ensued.

Motion made by Mr. Rotton, and Question put, (after debate),—That this House do now adjourn.

The House divided.

Ayes, 3.

Mr. Buchanan.
Tellers.
Mr. Hart,
Mr. Rotton.

Noes, 42.

Mr. Cowper,	Mr. Stewart,
Mr. Robertson,	Mr. Flett,
Mr. Arnold,	Mr. Dangar,
Mr. Smart,	Mr. Samuel,
Capt. Moriarty,	Mr. Morris,
Mr. W. Forster,	Mr. Cunneen,
Mr. Wilson,	Mr. Wisdom,
Mr. Macpherson,	Mr. Close,
Mr. Dalgleish,	Mr. Hannell,
Mr. Harpur,	Mr. Suttor,
Mr. Mate,	Mr. Gordon,
Mr. Terry,	Mr. Rusden,
Mr. Piddington,	Mr. Eagar,
Mr. Emanuel,	Mr. Leary,
Mr. Garrett,	Mr. Allen,
Mr. Shepherd,	Mr. Weekes,
Mr. Alexander,	Mr. C. Cowper, junr.,
Mr. Holt,	Dr. Lang,
Mr. Lucas,	<i>Tellers.</i>
Mr. Sadleir,	
Mr. Cummings,	Mr. Burdekin,
Mr. Sutherland,	Mr. Walker.

Original Question put.

The House divided.

Ayes, 36.

Mr. Cowper,	Mr. Morris,
Mr. Smart,	Mr. Rusden,
Mr. Robertson,	Mr. Sutherland,
Mr. Arnold,	Mr. Harpur,
Mr. C. Cowper, junr.,	Mr. Samuel,
Mr. Burdekin,	Mr. Holt,
Mr. Wisdom,	Mr. Cunneen,
Mr. Macpherson,	Mr. Piddington,
Mr. Eagar,	Mr. Close,
Mr. Shepherd,	Dr. Lang,
Mr. Sadleir,	Mr. Allen,
Mr. Alexander,	Mr. Leary,
Mr. Suttor,	Mr. Weekes,
Mr. Dangar,	Mr. Dalgleish,
Mr. Cummings,	Mr. Emanuel,
Mr. Hannell,	<i>Tellers.</i>
Mr. Lucas,	
Mr. Stewart,	Mr. Walker,
Mr. Wilson,	Mr. Garrett.

Noes, 8.

Capt. Moriarty,
Mr. Terry,
Mr. Rotton,
Mr. Hart,
Mr. Gordon,
Mr. Mate,
Tellers.
Mr. W. Forster,
Mr. Buchanan.

(2.) Introduction and Progress of Bill:—Mr. Morris moved, pursuant to notice, for leave to bring in a Bill to amend the Scab in Sheep Act of 1861.

Question put.

The House divided.

Ayes, 39.

Mr. Cowper,	Mr. Rusden,
Mr. Smart,	Mr. Morris,
Mr. Robertson,	Mr. Garrett,
Mr. Arnold,	Mr. Dangar,
Mr. C. Cowper, junr.,	Mr. Sutherland,
Mr. Wisdom,	Mr. Harpur,
Mr. Macpherson,	Mr. Samuel,
Mr. Dalgleish,	Mr. Holt,
Mr. Eagar,	Mr. Cunneen,
Mr. Sadleir,	Mr. Piddington,
Mr. Shepherd,	Mr. Close,
Mr. Alexander,	Dr. Lang,
Mr. Emanuel,	Mr. Allen,
Mr. Suttor,	Mr. Leary,
Mr. Terry,	Mr. Weekes,
Mr. Cummings,	Capt. Moriarty,
Mr. Hannell,	
Mr. Lucas,	<i>Tellers.</i>
Mr. Stewart,	Mr. Burdekin,
Mr. Wilson,	Mr. Walker,
Mr. W. Forster,	

Noes, 4.

Mr. Buchanan,
Mr. Hart,
<i>Tellers.</i>
Mr. Rotton,
Mr. Mate.

Mr. Morris having presented this Bill, intituled, "*A Bill to Amend the Scab Act of 1861,*" moved, That this Bill be now read a first time.

Question put.

The House divided.

Ayes, 39.

Mr. Cowper,	Mr. Rusden,
Mr. Smart,	Mr. Morris,
Mr. Robertson,	Mr. Garrett,
Mr. Arnold,	Mr. Dangar,
Mr. C. Cowper, junr.,	Mr. Sutherland,
Mr. Wisdom,	Mr. Harpur,
Mr. Macpherson,	Mr. Samuel,
Mr. Dalgleish,	Mr. Holt,
Mr. Eagar,	Mr. Cunneen,
Mr. Shepherd,	Mr. Piddington,
Mr. Sadleir,	Mr. Close,
Mr. Alexander,	Dr. Lang,
Mr. Emanuel,	Mr. Allen,
Mr. Suttor,	Mr. Leary,
Mr. Terry,	Capt. Moriarty,
Mr. Cummings,	Mr. Weekes,
Mr. Hannell,	
Mr. Lucas,	<i>Tellers.</i>
Mr. Stewart,	Mr. Burdekin,
Mr. Wilson,	Mr. Walker,
Mr. W. Forster,	

Noes, 4.

Mr. Buchanan,
Mr. Hart,
<i>Tellers.</i>
Mr. Rotton,
Mr. Mate.

And Bill read a first time.

Mr. Morris then moved, That the Bill be printed.

Question put.

The House divided.

Ayes, 40.

Mr. Cowper,	Mr. Rusden,
Mr. Smart,	Mr. Wilson,
Mr. Robertson,	Mr. Suttor,
Mr. Arnold,	Mr. Morris,
Mr. C. Cowper, junr.,	Mr. Piddington,
Mr. Wisdom,	Mr. Dangar,
Mr. Macpherson,	Mr. Sutherland,
Mr. Dalgleish,	Mr. Harpur,
Mr. Eagar,	Mr. Samuel,
Mr. Shepherd,	Mr. Holt,
Mr. Emanuel,	Mr. Cunneen,
Mr. Sadleir,	Mr. Close,
Mr. Alexander,	Dr. Lang,
Mr. Hart,	Mr. Allen,
Mr. Terry,	Mr. Weekes,
Mr. Cummings,	Capt. Moriarty,
Mr. Hannell,	Mr. Garrett,
Mr. Lucas,	
Mr. Stewart,	<i>Tellers.</i>
Mr. W. Forster,	Mr. Burdekin,
Mr. Flett,	Mr. Walker.

Noes, 4.

Mr. Buchanan,
Mr. Gordon,
<i>Tellers.</i>
Mr. Rotton,
Mr. Mate.

Mr. Morris then moved, That this Bill be now read a second time.

Motion made by Mr. Rotton, and Question put,—That this Debate be now adjourned.

The House divided.

Ayes, 3.

Mr. Mate,
Tellers.
Mr. Buchanan,
Mr. Rotton.

Noes, 38.

Mr. Arnold,	Mr. Garrett,
Mr. Smart,	Mr. Rusden,
Mr. Robertson,	Mr. Sutherland.
Capt. Moriarty,	Mr. Hannell,
Mr. Dalgleish,	Mr. Flett,
Mr. Wilson,	Mr. Wisdom,
Mr. Piddington,	Mr. Harpur,
Mr. Hart,	Mr. Terry,
Mr. Macpherson,	Mr. Cunneen,
Mr. Emanuel,	Mr. Close,
Mr. Shepherd,	Mr. Dangar,
Mr. Suttor,	Mr. Samuel,
Mr. Eagar,	Mr. Allen,
Mr. Burdekin,	Mr. C. Cowper, junr.,
Mr. Sadleir,	Mr. Holt,
Mr. Alexander,	Dr. Lang,
Mr. Lucas,	<i>Tellers.</i>
Mr. Cummings,	Mr. Walker,
Mr. Stewart,	Mr. Morris.
Mr. W. Forster,	

Original Question stated.

Motion made by Mr. Buchanan, and Question put (after Debate), That this House do now adjourn.

The House divided.

Ayes, 2.

Tellers.
Mr. Buchanan,
Mr. Rotton.

Noes, 39.

Mr. Robertson,	Mr. Rusden,
Mr. Arnold,	Mr. Sutherland,
Mr. Smart,	Mr. Hannell,
Capt. Moriarty,	Mr. Flett,
Mr. Dalgleish,	Mr. Sadleir,
Mr. Wilson,	Mr. Garrett,
Mr. Piddington,	Mr. Harpur,
Mr. Hart,	Mr. Terry,
Mr. Macpherson,	Mr. Cunneen,
Mr. Emanuel,	Mr. Close,
Mr. Shepherd,	Mr. Dangar,
Mr. Suttor,	Mr. Samuel,
Mr. Eagar,	Mr. Allen,
Mr. Burdekin,	Mr. C. Cowper, junr.,
Mr. Mate,	Mr. Holt,
Mr. Lucas,	Dr. Lang,
Mr. Alexander,	<i>Tellers.</i>
Mr. Wisdom,	Mr. Morris,
Mr. Cummings,	Mr. Walker,
Mr. Stewart,	
Mr. W. Forster,	

Original Question put and passed.

And Bill read a second time.

Mr. Morris then moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of this Bill.

Question put.

The House divided.

Ayes, 37.

Mr. Robertson,	Mr. Allen,
Mr. Arnold,	Mr. Rusden,
Mr. Cowper,	Mr. W. Forster,
Mr. Macpherson,	Mr. Flett,
Mr. Hart,	Mr. Dangar,
Mr. Wisdom,	Mr. Suttor,
Mr. Dalgleish,	Mr. Harpur,
Mr. Wilson,	Mr. Terry,
Mr. Close,	Mr. Piddington,
Mr. Burdekin,	Mr. Stewart,
Mr. Cunneen,	Mr. Sutherland,
Mr. Shepherd,	Mr. Garrett,
Mr. Eagar,	Mr. Samuel,
Mr. Emanuel,	Capt. Moriarty,
Mr. Sadleir,	Dr. Lang,
Mr. Holt,	<i>Tellers.</i>
Mr. Lucas,	Mr. Morris,
Mr. Cummings,	Mr. Walker.
Mr. Hannell,	
Mr. Alexander,	

Noes, 3.

Mr. Mate,
Tellers.
Mr. Buchanan,
Mr. Rotton.

Whereupon, the Speaker left the Chair, and the House resolved itself into the said Committee.

The Chairman having reported the Bill with Amendments, the House adopted the Report.

Mr. Morris then moved, That the third reading of this Bill stand an Order of the Day for to-morrow, then to take precedence of all other Business.

Debate ensued.

Question put.

The

The House divided.

Ayes, 28.

Mr. Cowper,	Mr. Morris,
Mr. Robertson,	Mr. Sadleir,
Mr. Smart,	Mr. Caldwell,
Mr. C. Cowper, junr.,	Mr. Flett,
Mr. Burdekin,	Mr. Sutherland,
Mr. Egan,	Mr. Piddington,
Mr. Arnold,	Mr. Wisdom,
Mr. Holt,	Mr. Cummings,
Mr. Walker,	Mr. Suttor,
Mr. Cunneen,	Mr. Weekes,
Mr. Garrett,	Mr. Alexander,
Mr. Shepherd,	
Mr. Eagar,	<i>Tellers.</i>
Mr. Dangar,	Mr. Close,
Mr. Macpherson,	Mr. Dalgleish.

Noes, 3.

Mr. W. Forster,
Tellers.
Mr. Rotton,
Capt. Moriarty.

8. Proposed Wharf at Shoalhaven River :—Mr. Robertson moved, pursuant to notice, That the Petition presented by him, on the 8th September; relative to the Construction of Wharves at Bomadery Ferry, be printed.
Question put and passed.
Ordered to be printed.
9. Scab in Sheep Prevention Bill :—Mr. Robertson moved, pursuant to notice, That the Petition presented by him on the 4th September, relative to the Scab in Sheep Prevention Bill, be printed.
Question put and passed.
Ordered to be printed.
10. Ways and Means :—On motion of Mr. Smart, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

The Chairman obtained leave to sit again so soon as a *Point of Order*, which had arisen in the Committee, should be determined in the House, viz. :—

A proposed Resolution being under consideration in the Committee, the object of which was to make good, out of the Consolidated Revenue Fund, a specific sum of money to meet the Supply already granted to Her Majesty for the Service of the year 1864;—the Honorable Member for West Sydney, Mr. Eagar, had proposed, by way of amendment thereto, the following Resolutions :—

“(1.) That the Financial condition of the Country, as shewn by the Estimates of “the Ways and Means for the year 1864, is unsatisfactory, and demands the “withdrawal from the present Ministry of the confidence of this House.
“(2.) That an Address be presented to His Excellency the Governor, embodying “the foregoing Resolution.

The Chairman had declined to receive the proposed Amendment, on the ground of its irrelevancy to the Question before the Committee, and quoted May, 4th Edition, pages 530 and 531, in support of his argument.

The Speaker expressed his agreement with the Chairman, in the opinion stated by him that an Amendment in Committee of Ways and Means must be strictly relevant to the Resolution proposed; but considered so much of the proposed Amendment as declared the Financial state of the Country to be unsatisfactory to be relevant to a motion which proposed to make good a Supply by granting a sum from the Consolidated Revenue Fund, as the adequacy of that fund to meet the demands upon it must depend on the Financial state of the Country. The latter portion of the proposed Amendment the Speaker considered inadmissible, as by its form arrogating to the Committee the functions of the House.

The Speaker then left the Chair, and the Committee resumed.

The Chairman reported progress, and obtained leave to sit again on Wednesday next.

The House adjourned, on motion of Mr. Cowper, at seventeen minutes after Eleven o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, SEPTEMBER 11.

QUESTIONS :—

1. MR. RAPER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What amount of Money has been paid by the Government, for land at Glebe Island, purchased from private persons, for the purpose of forming the Public Abattoirs ?
 - (2.) What sum has been paid to the Contractor, according to the original Contract, for the building of such Abattoirs ?
 - (3.) What amount has been expended in making additions and convenience, since the original Contract for the construction of the Abattoirs was completed ?
 - (4.) What amount has been paid to the Contractor, according to Contract, for the erection of the Bridge leading to the Abattoirs ?
 - (5.) What amount of Money has been expended in making improvements and alterations, in connection with the said Bridge, subsequently to the completion of the Contract, up to the 30th day of June last ?
2. MR. FLETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether the Government will have any objection to lay upon the Table of the House, the Plans and Tracings of the Manning and M'Leay Rivers, surveyed in the years 1861 and 1862 ?
3. MR. MACPIERSON *to ask* THE COLONIAL SECRETARY,—When the Returns with reference to the issue of Seed Wheat and Oats, which were authorized on 30th June last, will be laid on the Table of the House ?

Contingent Notice of Motion :—

1. MR. W. FORSTER *to move*, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—
 - (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 - (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
 - (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
 - (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
 - (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
 - (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
 - (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
 - (11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
 - (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
 - (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
 - (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

OTHER

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Scab Act of 1861 Amendment Bill; third reading.
2. Payment of Wages in Money Compulsion Bill; to be further considered in Committee.
3. Law of Evidence in Criminal Cases Amendment Bill; second reading.
4. Waratah Coal Company's Incorporation Bill Reported; adoption of Report.
5. Dog Nuisance Abatement Bill; consideration in Committee of the propriety of introducing this Bill.
6. Metropolitan Corporation Bill; to be considered in Committee.

NOTICES OF MOTION:—

1. CAPTAIN MORIARTY to move, That in the opinion of this House, it is the duty of the Government of this Colony to afford, with the least possible delay, every available assistance to the Government of New Zealand, in the circumstances in which that Colony is at present placed.
2. MR. COWPER to move,—
 - (1.) That Parnell's Trust Bill be referred to a Select Committee, for consideration and Report.
 - (2.) That such Committee consist of the following Members, viz., Mr. Alexander, Mr. Cunneen, Mr. Gray, Mr. Hart, Mr. Holt, Mr. Mate, Mr. Rotton, Mr. Samuel, Mr. Suttor, and the Mover.
3. MR. HANNELL to move. That the Petition presented by him on the 9th September, in favor of a Line of Railway from Muswellbrook to Mudgee, be printed.
4. MR. TERRY to move, That the Petition presented by him on the 8th September, from the Inhabitants of Mudgee, in reference to Railway Communication, be printed.
5. DR. LANG to move, That the Petition presented by him on the 9th September, in favour of the passing of the Presbyterian College Bill, from the Presbyterians of Minmi and its Vicinity, be printed.
6. MR. MORRIS to move, That this House will, on Wednesday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill for the Prevention and Cure of Scab in Sheep.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Seamen's Laws Amendment and Consolidation Bill; to be further considered in Committee.
2. Pastoral Interests Contribution Bill; second reading.
3. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
4. Public Education Bill Reported; adoption of Report.
5. Impounding Bill; to be further considered in Committee.
6. Municipalities Law Amendment Bill; to be considered in Committee.

TUESDAY, SEPTEMBER 15.

QUESTION:—

1. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What sum of money has been expended on the Blacktown, Windsor, and Richmond Railway?
 - (2.) What sum of money has been expended on the Purchase of Rails for the above Railway?
 - (3.) Why have the Light Rails, ordered and imported for the above-mentioned Railway, not been used in its construction; and what Rails are now to be used?
 - (4.) What do the Government purpose doing with the Light Rails imported for the above Railway?
 - (5.) What Agreement have the Government made with Mr. Weaver for the Construction of the above-mentioned Railway?
 - (6.) What sum of money has been paid, and what sum is now due to Mr. Weaver, for his services on this Line of Railway?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. GRAY to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of Mr. J. Harris and others, relative to the Railway through the Ultimo Estate, presented to this House, on the 15th October, 1862.
 - (2.) That such Committee consist of Mr. Arnold, Mr. Hart, Mr. Caldwell, Mr. Stewart, Mr. Cunneen, Mr. Sutherland, Mr. Lucas, Mr. Morrice, Mr. Bell, and the Mover.
2. MR. GRAY to move, That there be laid upon the Table of this House, copies of all Papers and Documents relative to the sale of an Allotment of Land to Mr. Charles Dean, at Casino, on the 22nd of April, 1858; and also copies of all Correspondence between Mr. Charles Dean and the Department of Lands, relative to the refusal of the Government to issue a Deed of the aforesaid Allotment of Land in favour of Mr. Dean.

3. MR. WILSON to move,—
 (1.) That the Petition presented by him on 26th August, from the Shareholders in the Newcastle Wallsend Coal Company, be referred to a Select Committee, to inquire into, and report upon, the allegations contained in said Petition.
 (2.) That such Committee consist of Mr. Arnold, Mr. Haanell, Mr. Piddington, Mr. Love, Mr. Caldwell, Mr. Tighe, Mr. Dalgleish, Mr. Lucas, Mr. Gordon, and the Mover.
4. MR. MACPHERSON to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the conduct and proceedings of certain Magistrates at Liverpool, with reference to the death of John Hart, in the Benevolent Asylum at Liverpool, on or about 23rd September, 1862; and also upon the conduct and proceedings of the same Magistrates with reference to the arrest, trial, and conviction of Mrs. Laing, who was sentenced, in or about the month of February last, to one month's imprisonment in Parramatta Gaol, for abusive language.
 (2.) That such Committee consist of Mr. Cowper, Mr. Bell, Mr. Buchanan, Mr. Dalgleish, Mr. W. Forster, Mr. R. Forster, Mr. Hart, Mr. Lucas, Mr. Harpur, and the Mover.
5. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
6. MR. HARPUR to move, That there be laid upon the Table of this House,—
 (1.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Postmaster General, from the 1st June, 1852, to the 31st May, 1863.
 (2.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 (3.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Secretary of the Post Office, from 1st June, 1852, to 31st May, 1863.
 (4.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 (5.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Accountant of the Post Office, from 1st June, 1852, to 31st May, 1863.
 (6.) A Return of the number of Letters, Packets, and Parcels sent, free of postage by the same Officer, from 1st June, 1852, to 31st May, 1863.
 (7.) A Return of the probable amount of Postage lost to the Postal Revenue during the eleven years included in the above Returns.
7. MR. HARPUR to move, That the Petition of the President, the Committee, and Officers of the Patrick's Plains Benevolent Society, presented by him, on the 11th August, be printed.
8. MR. HARPUR to move, That the Petition of certain Residents in the District of Patrick's Plains, praying for an amendment in the 12th Clause of the Education Bill, presented by him on the 11th August, be printed.
9. MR. HARPUR to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.
10. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of the Informations, Depositions, and other Proceedings, in the trials of Robert Melville, before the Police Court at Maitland, in the month of October, 1861.
11. DR. LANG to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, may be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years ago.
12. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
13. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail,—
 (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.
 (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
14. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon a Supplementary Estimate for 1864, a sum not exceeding £12,000, as a Relief Fund for Religious and Moral Training

Training in the Unsettled Districts of the Colony (Cold Fields included), to be placed to the credit of the Heads of the various Churches, according to population, in said Districts.

15. MR. ALLEN to move, That the Petition presented by him on 9th September, praying for the Homœopathic Treatment of Disease in the Public Institutions, be printed.
16. MR. WEEKES to move, That the Petition presented by him on the 4th September, from Mr. Thomas Cadell, be printed.
17. MR. SAMUEL to move, That there be laid upon the Table of this House, Copies of the Correspondence between the Government and Mr. Charles Watt, having reference to the Extraction of Silver from Gold coined at the Sydney Mint.
18. MR. SAMUEL to move, That leave be given to bring in a Bill "To enable the Colonial Sugar Refining Company to sue and be sued in the name of such Company, and to vest the Property of the Company in the Trustees for the time being of such Company."

WEDNESDAY, SEPTEMBER 16.

Contingent Notice of Motion :—

1. MR. MARTIN to move, (as an Amendment on the Question, "That the Speaker do now leave the Chair," for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement,) the following Resolutions, *seriatim* :—

(1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnacree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.

(2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.

(3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.

(4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.

(5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(11.)

(11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.

(14.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.

(15.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(18.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.

(20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for
repairs,

repairs, alterations, and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 ls. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
2. Supply; Resumption of the Committee.
3. Ways and Means; Resumption of the Committee.

FRIDAY, SEPTEMBER 18.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”
2. Towns Police Bill; to be further considered in Committee.
3. Pawnbrokers Bill; to be further considered in Committee.
4. Smoke Nuisance Abatement Bill; second reading.
5. Cardiff Coal Company's Incorporation Bill; second reading.

TUESDAY, SEPTEMBER 22.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
2. MR. DRIVER to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalglish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
3. MR. EAGAR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.
4. MR. DRIVER to move for leave to introduce a Bill to Prevent Vexatious Indictments for certain Misdemeanors.
5. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to Regulate the Licensing of Carriers.
6. MR. SHEPHERD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present year, a sum not exceeding £2,000, for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
7. MR. SAMUEL to move,—
 - (1.) That this House is of opinion that Messrs Peter and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present

present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

(5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

(6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

(7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

(8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.

(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

8. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
9. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
10. MR. DALGLEISH to move, That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, be laid upon the Table of this House.
11. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court, at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
12. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill to provide Funds for the Suppression of certain Evils affecting the Orange Plantation in this Colony.

TUESDAY, SEPTEMBER 29.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. MACLEAY to move, That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.
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New South Wales.

No. 48.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 11 SEPTEMBER, 1863.

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

Questions on Notice Paper for to-day :—

(1.) Abattoirs, Glebe Island :—Mr. Raper asked the Secretary for Public Works, pursuant to Notice No. 1,—

(1.) What amount of money has been paid by the Government for land at Glebe Island, purchased from private persons, for the purpose of forming the Public Abattoirs?

(2.) What sum has been paid to the Contractor, according to the original Contract, for the building of such Abattoirs?

(3.) What amount has been expended in making additions and convenience, since the original Contract for the construction of the Abattoirs was completed?

(4.) What amount has been paid to the Contractor, according to Contract, for the erection of the Bridge leading to the Abattoirs?

(5.) What amount of money has been expended in making improvements and alterations, in connection with the said Bridge, subsequently to the completion of the Contract, up to the 30th day of June last?

Mr. Arnold answered :—

(1.) I beg to inform the Honorable Member, in reply to his first Question, that the amount paid by the Government for land at Glebe Island, purchased from private persons, was £3,817 15s.

(2.) The sum paid to the Contractors, according to the original Contract, for building the Abattoirs, was £13,250.

(3.) The amount expended in making additions and convenience, since the original Contract for the construction of the Abattoirs was completed, has been £12,851 15s. 6d.

(4.) The amount paid to the Contractor, according to the Contract, for the erection of the Bridge leading to the Abattoirs, was £15,740 9s. 6d.

(5.) In reply to the fifth Question, I beg to inform the Honorable Member, that there has been no expenditure for improvements or alterations in connection with the Bridge since the completion of the Contract; but since then a toll-house and a pair of gates have been built, to enable the lessee, to collect the tolls, at a cost of £315 10s.

(2.) Plans and Tracings of Manning and M'Leay Rivers :—Mr. Flett asked the Secretary for Public Works, pursuant to Notice No. 2,—Whether the Government will have any objection to lay upon the Table of the House the Plans and Tracings of the Manning and M'Leay Rivers, surveyed in the years 1861 and 1862?

Mr. Arnold answered :—I beg to inform the Honorable Member that there is no objection on the part of the Government to allow the plans which he has alluded to to be seen. I cannot lay them formally on the Table of the House, because they would then become the property of the House, but I have no objection to their remaining in the Chamber for the information of Honorable Members, and I now produce them.

(3.) Seed Wheat and Oats supplied by Government :—Mr. Macpherson asked the Colonial Secretary, pursuant to Notice No. 3,—When the Returns with reference to the issue of Seed Wheat and Oats, which were authorized on 30th June last, will be laid on the Table of the House?

Mr. Cowper answered :—I am sorry this Return has not been presented before. I am informed it is waiting the Return from Windsor, and as soon as the Bench there has transmitted that Return, the whole will be laid on the Table.

2. Scab Act of 1861 Amendment Bill:—Mr. Morris moved, "That" this Bill be now read a third time.
Mr. Suttor moved, That the Question be amended, by omitting all the words after the word "That," with a view to inserting in their place the words "the Bill be re-committed for the purpose of re-considering the Proviso in Clause 1."
Debate ensued.
Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
Question,—That the words proposed to be inserted in the place of the words omitted be there inserted,—put and passed.
Question then,—That the Bill be re-committed for the purpose of re-considering the Proviso in Clause 1,—put and passed.
Whereupon, on motion of Mr. Morris, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.
The Chairman having reported the Bill with further Amendments, the House adopted the Report, and Ordered that the Bill, as so reported, be read a third time at a later hour this day.
3. Postponements:—
(1.) The Order of the Day for the further consideration in Committee of the Payment of Wages in Money Compulsion Bill postponed, on motion of Mr. W. Forster, until this day week.
(2.) The Order of the Day for the second reading of the Law of Evidence in Criminal Cases Amendment Bill postponed, on motion of Mr. Leary, until this day week.
4. Waratah Coal Company's Incorporation Bill Reported:—Mr. Samuel moved, "That" this Report be now adopted.
Mr. Garrett moved, That the Question be amended, by omitting all the words after the word "That," with a view to inserting in their place the words "the Bill be re-committed for the purpose of re-considering the 81st clause."
Debate ensued.
Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
Question,—That the words proposed to be inserted in the place of the words omitted be there inserted,—put and passed.
Question then,—That the Bill be re-committed, for the purpose of re-considering the 81st clause,—put and passed.
Whereupon, on motion of Mr. Samuel, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.
The Chairman having reported that the Committee had re-considered the 81st clause, and had amended the same, the House adopted the Report, and Ordered that the Bill, as so reported, be read a third time on Tuesday next.
5. Dog Nuisance Abatement Bill:—
(1.) On motion of Mr. Rotton, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider of the propriety of introducing this Bill.
The Chairman reported the following Resolution:—*Resolved*, That in the opinion of this Committee it is desirable to introduce a Bill for more effectually abating the Nuisance occasioned by Dogs.
Mr. Rotton then moved, That this House do now adopt this Resolution.
Question put and passed.
(2.) Mr. Rotton having presented this Bill, Bill, intituled "*A Bill for more effectually abating the Nuisance occasioned by Dogs*," read a first time.
Ordered to be printed, and read a second time this day week.
6. Metropolitan Corporation Bill:—Mr. Cowper moved, That the Order of the Day for the Consideration in Committee of this Bill be postponed until Tuesday next.
Debate ensued.
Motion by leave withdrawn.
Ordered, on motion of Mr. Cowper, that the Consideration in Committee of this Bill stand an Order of the Day for this day fortnight.
7. Scab Act of 1861 Amendment Bill:—On the Order for the third reading of this Bill being read, Mr. Morris moved, That this Bill be now read a third time.
Question put.
The House divided.

Ayes, 35.

Mr. Cowper,	Mr. Flett,
Mr. Robertson,	Mr. Sadleir,
Mr. Smart,	Mr. Garrett,
Mr. Arnold,	Mr. Suttor,
Mr. Close,	Mr. Gray,
Mr. Burdekin,	Mr. Cunneen,
Mr. Terry,	Mr. R. Forster,
Mr. Dangar,	Mr. Harpur,
Mr. Raper,	Mr. Wisdom,
Mr. Sutherland,	Mr. Tighe,
Mr. Piddington,	Mr. Caldwell,
Mr. Cummings,	Mr. Allen,
Mr. Macpherson,	Mr. Eagar,
Mr. Hart,	Mr. Egan,
Mr. Lucas,	<i>Tellers.</i>
Capt. Moriarty,	
Mr. Wilson,	Mr. Dagleish,
Mr. W. Forster,	Mr. Morris.
Mr. Stewart,	

Noes, 4.

Mr. Gordon,
Mr. Mate,
<i>Tellers.</i>
Mr. Rotton,
Mr. Buchanan.

And

And Bill read a third time.

Mr. Morris then moved, That this Bill do now *pass*.

Question put and passed.

Mr. Morris then moved, That the Title of this Bill be "*An Act to amend the Scab Act of 1861.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to amend the Scab Act of 1861,*" presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 11th September, 1863.*

Speaker.

Question put and passed.

8. Assistance to the Government of New Zealand:—Captain Moriarty moved, pursuant to notice, That, in the opinion of this House, it is the duty of the Government of this Colony to afford, with the least possible delay, every available assistance to the Government of New Zealand, in the circumstances in which that Colony is at present placed.
Debate ensued.
Question put and passed.
 9. Parnell's Trust Bill:—Mr. Cowper moved, pursuant to notice,—
(1.) That Parnell's Trust Bill be referred to a Select Committee, for consideration and Report.
(2.) That such Committee consist of the following Members, viz., Mr. Alexander, Mr. Cunneen, Mr. Gray, Mr. Hart, Mr. Holt, Mr. Mate, Mr. Rotton, Mr. Samuel, Mr. Suttor, and the Mover.
Question put and passed.
 10. Railway Extension from Muswellbrook to Mudgee:—Mr. Terry, (*with the concurrence of the House*) on behalf of Mr. Hannell, moved, pursuant to notice standing in the name of Mr. Hannell, That the Petition presented by Mr. Hannell, on the 9th September, in favor of a Line of Railway from Muswellbrook to Mudgee, be printed.
Question put and passed.
Ordered to be printed.
 11. Railway from Hunter River to Mudgee:—Mr. Terry moved, pursuant to notice, That the Petition presented by him on the 8th September, from the Inhabitants of Mudgee, in reference to Railway Communication, be printed.
Question put and passed.
Ordered to be printed.
 12. Motion dropped:—Dr. Lang not making the motion standing in his name, No. 5 on the Notice Paper for to-day, it dropped.
 13. Prevention and Cure of Scab in Sheep Bill:—Mr. Morris moved, pursuant to *amended* notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill for the Prevention and Cure of Scab in Sheep.
Question put and passed.
- The House adjourned, on motion of Mr. Cowper, at fourteen minutes before Eleven o'clock, until Tuesday next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, SEPTEMBER 15.

QUESTIONS :—

1. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What sum of money has been expended on the Blacktown, Windsor, and Richmond Railway?
 - (2.) What sum of money has been expended on the Purchase of Rails for the above Railway?
 - (3.) Why have the Light Rails, ordered and imported for the above-mentioned Railway, not been used in its construction; and what Rails are now to be used?
 - (4.) What do the Government purpose doing with the Light Rails imported for the above Railway?
 - (5.) What agreement have the Government made with Mr. Weaver for the construction of the above-mentioned Railway?
 - (6.) What sum of money has been paid, and what sum is now due to Mr. Weaver, for his services on this Line of Railway?
2. MR. CLOSE to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Whether the Government is aware that all the works of the Contractor tending to the completion of the Line of Railway between Morpeth and Maitland are suspended?
 - (2.) Whether, under these circumstances, immediate provision will be made by the Government to complete the Line with as little delay as possible, and render it available for the trade of the Hunter River District?
3. MR. WILSON to ask THE SECRETARY FOR LANDS,—Has the Government any objection to lay a Return on the Table of this House, showing the present state and numbers of the Alpacas?

Contingent Notice of Motion :—

1. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—
 - (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 - (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
 - (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
 - (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
 - (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
 - (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
 - (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
 - (11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
 - (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
 - (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
 - (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

OTHER

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. GRAY to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of Mr. J. Harris and others, relative to the Railway through the Ultimo Estate, presented to this House, on the 15th October, 1862.
 - (2.) That such Committee consist of Mr. Arnold, Mr. Hart, Mr. Caldwell, Mr. Stewart, Mr. Cunneen, Mr. Sutherland, Mr. Lucas, Mr. Morrice, Mr. Bell, and the Mover.
2. MR. GRAY to move, That there be laid upon the Table of this House, copies of all Papers and Documents relative to the sale of an Allotment of Land to Mr. Charles Dean, at Casino, on the 22nd of April, 1858 ; and also copies of all Correspondence between Mr. Charles Dean and the Department of Lands, relative to the refusal of the Government to issue a Deed of the aforesaid Allotment of Land in favour of Mr. Dean.
3. MR. WILSON to move,—
 - (1.) That the Petition presented by him on 26th August, from the Shareholders in the Newcastle Wallsend Coal Company, be referred to a Select Committee, to inquire into, and report upon, the allegations contained in said Petition.
 - (2.) That such Committee consist of Mr. Arnold, Mr. Hannell, Mr. Piddington, Mr. Love, Mr. Caldwell, Mr. Tighe, Mr. Dalgleish, Mr. Lucas, Mr. Gordon, and the Mover.
4. MR. MACPHERSON to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the conduct and proceedings of certain Magistrates at Liverpool, with reference to the death of John Hart, in the Benevolent Asylum at Liverpool, on or about 23rd September, 1862 ; and also upon the conduct and proceedings of the same Magistrates with reference to the arrest, trial, and conviction of Mrs. Laing, who was sentenced, in or about the month of February last, to one month's imprisonment in Parramatta Gaol, for abusive language.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Bell, Mr. Buchanan, Mr. Dalgleish, Mr. W. Forster, Mr. R. Forster, Mr. Hart, Mr. Lucas, Mr. Harpur, and the Mover.
5. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
6. MR. HARPUR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the number of Letters, Packets and Parcels delivered, free of postage, to the Postmaster General, from the 1st June, 1852, to the 31st May, 1863.
 - (2.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (3.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Secretary of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (4.) A Return of the number of Letters, Packets, and Parcels sent, free of postage, by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (5.) A Return of the number of Letters, Packets, and Parcels delivered, free of postage, to the Accountant of the Post Office, from 1st June, 1852, to 31st May, 1863.
 - (6.) A Return of the number of Letters, Packets, and Parcels sent, free of postage by the same Officer, from 1st June, 1852, to 31st May, 1863.
 - (7.) A Return of the probable amount of Postage lost to the Postal Revenue during the eleven years included in the above Returns.
7. MR. HARPUR to move, That the Petition of the President, the Committee, and Officers of the Patrick's Plains Benevolent Society, presented by him on the 11th August, be printed.
8. MR. HARPUR to move, That the Petition of certain Residents in the District of Patrick's Plains, praying for an amendment in the 12th Clause of the Education Bill, presented by him on the 11th August, be printed.
9. MR. HARPUR to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Furns, Mr. Caldwell, Mr. Close, and the Mover.
10. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of the Informations, Depositions, and other Proceedings, in the trials of Robert Melville, before the Police Court at Naitland, in the month of October, 1861.
11. DR. LANG to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, may be cancelled; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years ago.

12. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
13. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail,—
 (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.
 (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
14. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon a Supplementary Estimate for 1864, a sum not exceeding £12,000, as a Relief Fund for Religious and Moral Training in the Unsettled Districts of the Colony (Gold Fields included), to be placed to the credit of the Heads of the various Churches, according to population, in said Districts.
15. MR. ALLEN to move, That the Petition presented by him on 9th September, praying for the Homeopathic Treatment of Disease in the Public Institutions, be printed.
16. MR. WEEKES to move, That the Petition presented by him on the 4th September, from Mr. Thomas Cadell, be printed.
17. MR. SAMUEL to move, That there be laid upon the Table of this House, Copies of the Correspondence between the Government and Mr. Charles Watt, having reference to the Extraction of Silver from Gold coined at the Sydney Mint.
18. MR. SAMUEL to move, That leave be given to bring in a Bill "To enable the Colonial Sugar Refining Company to sue and be sued in the name of such Company, and to vest the Property of the Company in the Trustees for the time being of such Company."
19. MR. ROTTON to move, That, the Committee of Elections and Qualifications having reported,—
 "That, in the opinion of this Committee, Mr. Robert Henry Mariner Forster, during the present Parliament, accepted an office of profit from the Crown, and thereby rendered his seat liable to be declared vacant,"—
 the seat of the said Mr. Robert Henry Mariner Forster be declared, and is now vacant, by reason of his acceptance of such office.
20. MR. ROTTON to move, That, the Committee of Elections and Qualifications having reported,—
 "That, in the opinion of this Committee, Mr. William Love did not accept any office of emolument during the present Parliament; but that on the 1st day of August, 1860, he accepted the office of Postmaster at Redfern, being an office of profit under the Crown, and continued to hold such office at the time of his election, and until the 18th day of November, 1861, and has therefore rendered himself liable to have his seat declared void as being unqualified at the time of such election."
 "That, in reporting the resolutions of this Committee to the House, it be also reported that the Committee believe that no objection was, or has been, taken to Mr. Love's election, on the ground that he was disqualified,"—
 the seat of the said Mr. William Love be declared, and is now vacant, by reason of his being unqualified at the time of his election; and further, by reason of his continuing to hold an office of profit under the Crown until the 18th day of November, 1861, such period having been within the continuance of the present Parliament.
21. MR. ROTTON to move,—
 (1.) That, the Committee of Elections and Qualifications having reported, with reference to the employment of other Members of Parliament as follows:—
 "Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment under the Government."
 "Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,"—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
22. DR. LANG to move, That the Petition presented by him on the 4th September, from Mr. James McIntosh, be referred to the Select Committee now sitting on the Claims of Mr. John Busby, with power to send for persons and papers, for consideration and report.

ORDER OF THE DAY.

1. Waratah Coal Company's Incorporation Bill; third reading.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Seamen's Laws Amendment and Consolidation Bill; to be further considered in Committee.
2. Pastoral Interests Contribution Bill; second reading.
3. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
4. Public Education Bill Reported; adoption of Report.
5. Impounding Bill; to be further considered in Committee.
6. Municipalities Law Amendment Bill; to be considered in Committee.

WEDNESDAY, SEPTEMBER 16.

Contingent Notice of Motion:—

1. MR. MARTIN to move, (as an Amendment on the Question, "That the Speaker do now leave the Chair," for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement,) the following Resolutions, *seriatim*:—

(1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnacree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.

(2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.

(3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.

(4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.

(5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(12.)

(12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.

(14.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.

(15.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(18.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.

(20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the

the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
2. Supply; Resumption of the Committee.
3. Ways and Means; Resumption of the Committee.

FRIDAY, SEPTEMBER 18.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”
2. Towns Police Bill; to be further considered in Committee.
3. Pawnbrokers Bill; to be further considered in Committee.
4. Smoke Nuisance Abatement Bill; second reading.
5. Cardiff Coal Company's Incorporation Bill; second reading.
6. Payment of Wages in Money Compulsion Bill; to be further considered in Committee.
7. Law of Evidence in Criminal Cases Amendment Bill; second reading.
8. Dog Nuisance Abatement Bill; second reading.
9. Prevention and Cure of Scab in Sheep Bill; consideration in Committee of the propriety of introducing this Bill.

TUESDAY, SEPTEMBER 22.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
2. MR. DRIVER to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
3. MR. EAGAR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.
4. MR. DRIVER to move for leave to introduce a Bill to Prevent Vexatious Indictments for certain Misdemeanors.
5. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to Regulate the Licensing of Carriers.
6. MR. SHEPHERD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present year, a sum not exceeding £2,000, for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
7. MR. SAMUEL to move,—
 - (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present

present extension, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.

(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.

(3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.

(4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

(5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

(6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

(7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

(8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.

(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

8. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
9. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
10. MR. DALGLEISH to move, That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, be laid upon the Table of this House.
11. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend ; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
12. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill to provide Funds for the Suppression of certain Evils affecting the Orange Plantation in this Colony.

FRIDAY, SEPTEMBER 25.

OTHER BUSINESS—ORDER OF THE DAY:—

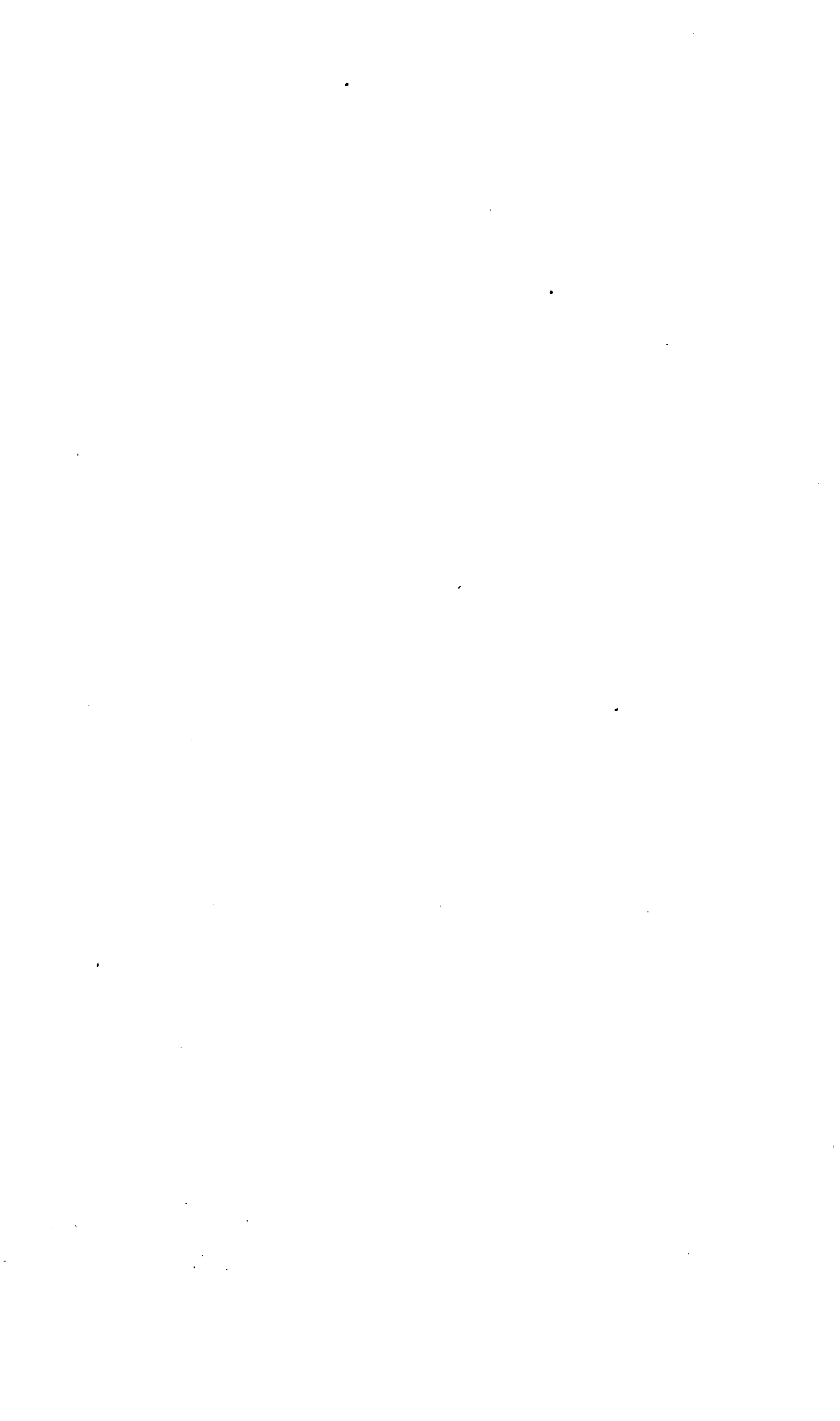
1. Metropolitan Corporation Bill ; to be considered in Committee.

TUESDAY,

TUESDAY, SEPTEMBER 29.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MACLEAY to move, That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.
 2. MR. RUSDEN to move, That the Petition relative to the Public Education Bill, from certain Residents at Port Macquarie and McLeay, presented by him on the 25th of August, be printed.
 3. MR. RUSDEN to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs known as "Gocup" and "Godara," in the District of Tumut.
 - (2.) That such Committee consist of Mr. Martin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
 4. MR. RUSDEN to move, That it is the opinion of this House, that a new Commission of the Peace should be issued immediately.
 5. MR. RUSDEN to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to inquire into, and report upon, the cases of Messrs. Thompson and Farrell, of Merindce, with relation to the working of the Gold Fields Act, and to determine what redress (if any) they are entitled to.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Buchanan, Mr. Wilson, Mr. Wisdom, Mr. Gray, Mr. Garrett, Mr. Mate, and the Mover.
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New South Wales.

No. 49.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 15 SEPTEMBER, 1863.

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

Questions on Notice Paper for to-day :—

(1.) Blacktown, Windsor, and Richmond Railway:—Mr. Dalgleish asked the Secretary for Public Works, pursuant to Notice No. 1,—

(1.) What sum of money has been expended on the Blacktown, Windsor, and Richmond Railway?

(2.) What sum of money has been expended on the Purchase of Rails for the above Railway?

(3.) Why have the Light Rails, ordered and imported for the above-mentioned Railway, not been used in its construction; and what Rails are now to be used?

(4.) What do the Government purpose doing with the Light Rails imported for the above Railway?

(5.) What agreement have the Government made with Mr. Weaver for the construction of the above-mentioned Railway?

(6.) What sum of money has been paid, and what sum is now due to Mr. Weaver, for his services on this Line of Railway?

Mr. Arnold answered:—

(1.) I beg to inform the Honorable Member, in reply to his first Question, that the amount already paid for work done upon the Windsor and Richmond Railway, up to the 31st August last, exclusive of the cost of Rails, was £15,952 0s. 8d.

(2.) The amount paid for 55lbs. Rails, the Rails intended to be used, is £13,834 8s., but there are some small additional charges, which have not yet been paid.

(3.) The reason why the Rails originally ordered for this work were not used has been, that it was thought better to use a heavier description of Rails. The history of this matter is not exactly what might be inferred from the Honorable Member's Question. There was a light description of Rail ordered in the first instance, but immediately after that Rail was ordered—I think by the next Mail, or very shortly afterwards—it was thought advisable to alter the weight and to have a heavier Rail, but the first order was not countermanded, because at that time we required a supply of Rails as plant for carrying on various Public Works, and it was thought that the Rail that had been ordered for the Windsor and Richmond Railway would be most suitable for that purpose. Therefore it was not imported for the Windsor and Richmond Railway; the light rail was imported for various Public Works, although it was originally ordered for the Windsor and Richmond Railway.

(4.) The fourth Question I have already answered, by saying, that the light Rails which were originally ordered for the Windsor and Richmond Railway were imported for the purpose of carrying on various contracts, for which purpose they will be used.

(5.) As to the agreement made by the Government with Mr. Weaver for the superintendence of this Railway, upon a former occasion I stated the terms. They are, generally, the payment of 5 per cent. upon the amount actually expended within the estimated sum of £3,000 per mile. There is also the power of terminating the agreement at any time, if the Government desire to do so; and a condition

condition of a bonus of 10 per cent., on the satisfactory completion of the work, on all sums saved;—but this will probably have no operation, as it is most likely there will be no saving, and that Mr. Weaver will continue to superintend the work till its termination.

(6.) The amount already paid to Mr. Weaver has been £2,250, and according to a statement which has been sent in, I find there is a balance now due to that Gentleman, up to this time, of £170.

(2.) Works on Railway between Morpeth and Maitland:—Mr. Close asked the Secretary for Public Works, pursuant to Notice No. 2,—

(1.) Whether the Government is aware that all the works of the Contractor tending to the completion of the Line of Railway between Morpeth and Maitland are suspended?

(2.) Whether, under these circumstances, immediate provision will be made by the Government to complete the Line with as little delay as possible, and render it available for the trade of the Hunter River District?

Mr. Arnold answered:—

(1.) I beg to inform the Honorable Member, that the Government are aware that the Works on the Morpeth Line are suspended, and, in fact, that the Contractor has become insolvent.

(2.) Immediate steps were taken, upon the Government being made aware of this state of circumstances, to annul the contract, and to carry out the work in the most expeditious manner; but in order to do this it was necessary to consult the Crown Law Officers as to the proper mode of carrying out the intention of the Government, and the delay that has occurred has arisen in consequence of the inability to obtain the advice that is required.

(3.) Alpacas:—Mr. Wilson asked the Secretary for Lands, pursuant to Notice No. 3,—Has the Government any objection to lay a Return on the Table of this House, shewing the present state and numbers of the Alpacas?

Mr. Robertson answered:—Perhaps it will be satisfactory to the Honorable Gentleman and to the House, if I read a letter I have just received, dated 14th of this month, from Mr. Arthur Ledger, the gentleman now in charge of the Alpacas. He says, “I have the honour to acknowledge the receipt of your dispatch of the 12th instant, and in reply beg to state that the total number of Alpacas now existing is 331, or 39 in excess of the number of which I took charge. With respect to their present state and condition, I am happy to state I have never seen them in so good and thriving a condition, and I hope, with constant attention and perseverance, to render them still more so, for although now comparatively free from disease, I cannot say they are totally free.”

2. Presbyterian College Bill:—Dr. Lang presented the undermentioned Petitions, praying, respectively, that this Bill may be passed:—

(1.) From the Presbyterians of Young and Burrangong, or the Lambing Flat.

(2.) From certain Presbyterians of Qucanbeyan, and its vicinity.

Petitions received.

3. William Bland:—Mr. Martin presented a Petition from William Bland, Surgeon, setting forth certain diversified and long-continued efforts made by him for the welfare and advancement of the Colony, extending over nearly half a century, whereby he was subjected to much inconvenience and serious pecuniary loss; and praying further and favorable consideration of his case.

Petition received.

4. Employés on Morpeth Railway:—Mr. Close presented a Petition from certain Labourers, Artizans, and others, lately employed on the Morpeth Railway, complaining of great hardship sustained by them in consequence of the alleged sudden and unexpected insolvency of the Contractor, who, they state, was indebted to them in a large amount of wages; and praying for the stoppage of moneys which may be due to the Contractor, for the benefit of Petitioners, and relief otherwise under the circumstances.

Petition received.

5. Paper:—Mr. Arnold laid upon the Table, Report, dated Sydney, April 1863, from Superintendent of Electric Telegraphs.

Ordered to be printed.

6. Sunday Selling by Butchers:—Mr. Caldwell presented a Petition from certain Butchers of the City of Sydney and Suburbs, representing that it would be of great advantage to the Community if Sunday Selling by Butchers were prohibited by Law, the Petitioners themselves having for some time past closed their shops on the Sabbath Day and proved the advantage of the system; and praying relief.

Petition received.

7. Weight of Bread sold by Bakers:—Mr. Dalgleish presented a Petition from certain Bakers and Others, Inhabitants of Sydney and Environs, praying such a modification of the Law as will remove from the individual loaf the restriction respecting the weight thereof.

Petition received.

8. Motions Withdrawn:—Mr. Rotton withdrew the Motions standing in his name, Nos. 19, 20, and 21, on the Notice Paper for to-day.

9. Papers:—Mr. Robertson laid upon the Table the undermentioned Papers:—

(1.) Return shewing the Revenue for the Year ended the 31st December, 1862, resulting from the Transactions of the Department of Lands.

(2.) Similar Return from 1st January to 31st August, 1863.

Ordered to be printed.

10. **Railway through Ultimo Estate** :—Mr. Gray moved, pursuant to notice,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of Mr. J. Harris and others, relative to the Railway through the Ultimo Estate, presented to this House, on the 15th October, 1862.
 (2.) That such Committee consist of Mr. Arnold, Mr. Hart, Mr. Caldwell, Mr. Stewart, Mr. Cunneen, Mr. Sutherland, Mr. Lucas, Mr. Morrice, Mr. Bell, and the Mover.
 Question put and passed.
11. **Mr. Charles Dean** :—Mr. Gray moved, pursuant to notice,—That there be laid upon the Table of this House, copies of all Papers and Documents relative to the sale of an Allotment of Land to Mr. Charles Dean, at Casino, on the 22nd of April, 1858 ; and also copies of all Correspondence between Mr. Charles Dean and the Department of Lands, relative to the refusal of the Government to issue a Deed of the aforesaid Allotment of Land in favour of Mr. Dean.
 Question put and passed.
12. **Newcastle Wallsend Coal Company** :—Mr. Wilson moved, pursuant to notice,
 (1.) That the Petition presented by him on 26th August, from the Shareholders in the Newcastle Wallsend Coal Company, be referred to a Select Committee, to inquire into, and report upon, the allegations contained in said Petition.
 (2.) That such Committee consist of Mr. Arnold, Mr. Hannell, Mr. Piddington, Mr. Love, Mr. Caldwell, Mr. Tighe, Mr. Dalgleish, Mr. Lucas, Mr. Gordon, and the Mover.
 Question put and passed.
13. **Death of John Hart in Benevolent Asylum at Liverpool** :—Mr. Macpherson moved, pursuant to notice,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the conduct and proceedings of certain Magistrates at Liverpool, with reference to the death of John Hart, in the Benevolent Asylum at Liverpool, on or about 23rd September, 1862 ; and also upon the conduct and proceedings of the same Magistrates with reference to the arrest, trial, and conviction of Mrs. Laing, who was sentenced, in or about the month of February last, to one month's imprisonment in Parramatta Gaol, for abusive language.
 (2.) That such Committee consist of Mr. Cowper, Mr. Bell, Mr. Buchanan, Mr. Dalgleish, Mr. W. Forster, Mr. R. Forster, Mr. Hart, Mr. Lucas, Mr. Harpur, and the Mover.
 Question put and passed.
14. **Motions Withdrawn** :—Mr. Harpur withdrew the Motions standing in his name, Nos. 5 and 6 on the Notice Paper for to-day.
15. **Pastoral Interests Contribution Bill** :—Mr. Harpur moved, pursuant to notice, That the Petition of the President, the Committee, and Officers of the Patrick's Plains Benevolent Society, presented by him on the 11th August, be printed.
 Question put and passed.
 Ordered to be printed.
16. **Public Education Bill** :—Mr. Harpur moved, pursuant to notice, That the Petition of certain Residents in the District of Patrick's Plains, praying for an amendment in the 12th Clause of the Education Bill, presented by him on the 11th August, be printed.
 Question put and passed.
 Ordered to be printed.
17. **Petition of N. L. Kentish** :—Mr. Harpur moved, pursuant to notice,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.
 Motion made by Mr. Darvall, and Question,—That the Debate on this Question be adjourned until this day week,—put and passed.
18. **Robert Melville** :—Mr. Wilson moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of the Informations, Depositions, and other Proceedings, in the trials of Robert Melville, before the Police Court at Maitland, in the month of October, 1861.
 Question put and passed.
19. **Mortgage on the Property of the Scots' Church, Sydney—Claims of Dr. Lang** :—Dr. Lang moved, pursuant to notice, "That" this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, as a security for certain advances from the Colonial Treasury, during the years 1831, 1832, and 1833, amounting to £3,500, may be cancelled ; the Government having received a full equivalent for such advances in the importation of the Scotch Mechanics of 1831, and otherwise, more than thirty years ago.
 Debate ensued.
 Mr. Dalgleish moved, That the Question be amended by omitting all the words after the word "That," with a view to inserting in their place the words "a
 "Select

" Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the circumstances connected with the Mortgage on the property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue, and also to consider and report upon the claims of the Reverend Dr. Lang, for compensation for services rendered to the Colony by the importation of Scotch Mechanics and otherwise.

" (2.) That such Committee consist of the following Members :—Mr. Piddington, Mr. Caldwell, Mr. Sutherland, Mr. Morris, Mr. Tighe, Mr. Cowper, Mr. Gray, Mr. Stewart, Mr. Alexander, and the Mover."

Debate continued.

Proposed amendment by leave withdrawn.

Mr. Faucett then moved, That the Question be amended by omitting all the words after the word "That," with a view to inserting in their place the words,—
" a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the circumstances connected with the Mortgage on the Property of the Scots' Church, Sydney, in favour of the Collector of Internal Revenue; and also to consider whether any equitable Claims exist for cancelling the said Mortgage.

" (2.) That such Committee consist of the following Members :—Mr. Piddington, Mr. Caldwell, Mr. Sutherland, Mr. Morris, Mr. Tighe, Mr. Cowper, Mr. Gray, Mr. Stewart, Mr. Alexander, and the Mover."

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

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

And Captain Moriarty requiring that the said Committee be appointed by Ballot,—

Question,—

" That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon, the circumstances connected with the Mortgage on the property of the Scots Church, Sydney, in favour of the Collector of Internal Revenue, and also to consider whether any equitable claims exist for cancelling the said mortgage,"—put and passed.

Whereupon the House proceeded to the Ballot, and the Speaker declared the following Members to be the Committee duly appointed:—Mr. Faucett, Mr. Dalgleish, Mr. Caldwell, Mr. Cowper, Mr. Piddington, Mr. Sutherland, Mr. Gray, Mr. Stewart, Mr. Allen, and Mr. Macpherson.

20. Motions Withdrawn:—Mr. Eagar withdrew the Motions standing in his name, Nos. 12 and 13 on the Notice Paper for to-day.
21. Imported Varnish, containing Spirit:—Mr. Eagar presented a Petition from certain Cabinet Makers, Upholsterers, and other Importers of Varnish containing Spirit, praying that the House will refuse to agree to a Customs Duty on imported Varnish, containing Spirit.
Petition received.
22. Motion Withdrawn:—Mr. Cummings withdrew the Motion standing in his name, No. 14 on the Notice Paper for to-day.
23. Homœopathic Treatment of Disease in Public Institutions:—Mr. Allen moved, pursuant to notice, That the Petition presented by him on 9th September, praying for the Homœopathic Treatment of Disease in the Public Institutions, be printed.
Question put and passed.
Ordered to be printed.
24. Scab in Sheep Prevention Bill:—Mr. Garrett, on behalf of Mr. Weekes, moved, pursuant to notice standing in the name of Mr. Weekes, That the Petition presented by Mr. Weekes on the 4th September, from Mr. Thomas Cadell, be printed.
Question put and passed.
Ordered to be printed.
25. Extraction of Silver from Coined Gold:—Mr. Samuel moved, pursuant to notice, That there be laid upon the Table of this House, Copies of the Correspondence between the Government and Mr. Charles Watt, having reference to the Extraction of Silver from Gold coined at the Sydney Mint.
Question put and passed.
26. Colonial Sugar Refining Company's Bill:—
(1.) Mr. Samuel moved, pursuant to notice, That leave be given to bring in a Bill "To enable the Colonial Sugar Refining Company to sue and be sued in the name of such Company, and to vest the Property of the Company in the Trustees for the time being of such Company."
Question put and passed.
(2.) Mr. Samuel having presented this Bill, and produced a Certificate of the payment of Twenty-five pounds to the credit of the Consolidated Revenue of the Colony, Bill, intituled, "*A Bill to enable 'The Colonial Sugar Refining Company' to sue and to be sued in the name of such Company and to vest the Property of the Company in the Trustees for the time being of such Company,*"—read a first time.
27. Motion Dropped:—Dr. Lang not making the Motion standing in his name, No. 22 on the Notice Paper for to-day, it dropped.
28. Waratah Coal Company's Incorporation Bill, on motion of Mr. Samuel, read a third time, and passed.
Mr. Samuel then moved, That the Title of this Bill be, "*An Act to Establish and Incorporate a Company, to be called 'The Waratah Coal Company,' and to authorize the making of a Railway for the purposes of the said Company.*"
Question put and passed.

Whereupon,

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled, “ *An Act to Establish and Incorporate a Company, to be called ‘ The Waratah Coal Company,’ and to authorize the making of a Railway for the purposes of the said Company* ”—presents the same to the Legislative Council for its concurrence, accompanied by a Copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

*Legislative Assembly Chamber,
Sydney, 15th September, 1863.*

Speaker.

Question put and passed.

The House adjourned, on motion of Mr. Cowper, at a quarter before Eleven o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, SEPTEMBER 16.

QUESTIONS :—

1. MR. SADLEIR *to ask* THE COLONIAL TREASURER,—What is the gross Amount already paid on the Supplementary Estimate for 1863, including £10,000 for the National and Denominational Schools, and £13,300 for Seed Oats and Wheat ?
2. MR. HOLT *to ask* THE COLONIAL TREASURER,—What Amount has been received, by the Government, from any Bank or Banks, for Interest on Deposits, in the Colony, since 1856 ?
3. MR. CLOSE *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether any Work done on the Morpeth Railway is unpaid for ; and whether the Government will be able to protect the unpaid Workmen, by distributing, in payment of their wages, any sum due to the Contractor ?

Contingent Notices of Motion :—

1. MR. MARTIN to move, (*as an Amendment on the Question, “ That the Speaker do now leave the Chair,” for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer’s Financial Statement.*) the following Resolutions, *seriatim* :—
 - (1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnacree ; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.
 - (2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.
 - (3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.
 - (4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.

(5.)

(5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.

(14.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.

(15.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(18.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.

(20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for

for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

2 MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—

(1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.

(2.) All Property vested in the Board of National Education shall revert to the Government.

(3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.

(4.) Schools under such Act as may be passed shall be divided into Public and Assisted.

(5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.

(6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.

(7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.

(8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.

(9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.

(10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.

(11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.

(12.)

(12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.

(13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.

(14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

3. MR. EAGAR to move, (*contingently on the Motion for the adoption of the Report from the Committee of Ways and Means, of the Resolution first to be reported thereunder*)—
- (1.) That the Financial condition of the Country, as shewn by the Estimates of the Ways and Means for the year 1864, is unsatisfactory, and demands the withdrawal from the present Ministry of the confidence of this House.
- (2.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolution.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
2. Supply; Resumption of the Committee.
3. Ways and Means; Resumption of the Committee.
4. Seamen's Laws Amendment and Consolidation Bill; to be further considered in Committee.
5. Pastoral Interests Contribution Bill; second reading.
6. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
7. Public Education Bill Reported; adoption of Report.
8. Impounding Bill; to be further considered in Committee.
9. Municipalities Law Amendment Bill; to be considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MARTIN to move, That the Petition from William Bland, presented by him on 15th September, be printed.
2. MR. CLOSE to move, That the Petition from the Workmen on the Line of Railway from Morpeth to Maitland, presented by him on the 15th September, be printed.
3. MR. RORTON to move, That, the Committee of Elections and Qualifications having reported,—

"That, in the opinion of this Committee, Mr. Robert Henry Mariner Forster, during the present Parliament, accepted an office of profit from the Crown, and thereby rendered his seat liable to be declared vacant,"—

the seat of the said Mr. Robert Henry Mariner Forster be declared, and is now vacant, by reason of his acceptance of such office.
4. MR. RORTON to move, That, the Committee of Elections and Qualifications having reported,—

"That, in the opinion of this Committee, Mr. William Love did not accept any office of emolument during the present Parliament; but that on the 1st day of August, 1860, he accepted the office of Postmaster at Redfern, being an office of profit under the Crown, and continued to hold such office at the time of his election, and until the 18th day of November, 1861, and has therefore rendered himself liable to have his seat declared void as being unqualified at the time of such election.

"That, in reporting the resolutions of this Committee to the House, it be also reported that the Committee believe that no objection was, or has been, taken to Mr. Love's election, on the ground that he was disqualified,"—

the seat of the said Mr. William Love be declared, and is now vacant, by reason of his being unqualified at the time of his election; and further, by reason of his continuing to hold an office of profit under the Crown until the 18th day of November, 1861, such period having been within the continuance of the present Parliament.
5. MR. RORTON to move,—

(1.) That, the Committee of Elections and Qualifications having reported, with reference to the employment of other Members of Parliament as follows:—

"Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment under the Government.

"Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,"—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.

(2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
6. MR. EAGAR to move, That the Petition from certain cabinet-makers, upholsterers, and other importers of varnish containing spirit, presented by him on 15th September, be printed.

7. MR. BAGAR to move, That the Petition from certain Chemists and Druggists, presented by him on the 9th September, relative to the Duty on Spirits of Wine, be printed.

THURSDAY, SEPTEMBER 17.

QUESTION:—

1. MR. RAPER to ask THE COLONIAL TREASURER,—The number of cattle slaughtered at the Glebe Island Abattoirs during the years 1860, 1861, 1862, and 1863, up to the 30th June; also the amount paid into the Treasury, for the inspection of the same, in said years; also the sum paid into the Treasury, for rents to the credit of Abattoirs for said years, specifying the amount for each of the above years, up to June 30, 1863; also the amount of current expenses, separately, as they occurred, in each of the years above named?

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. CUMMINGS to move,—
 (1.) That in the opinion of this House, compensation by appraisement should be granted to all persons whom the Government have deprived of their land for public roads, since the inauguration of Responsible Government.
 (2.) That the said Resolution be conveyed by Address to His Excellency the Governor.

FRIDAY, SEPTEMBER 18.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“That this Bill be now read a second time.”
2. Towns Police Bill; to be further considered in Committee.
3. Pawnbrokers Bill; to be further considered in Committee.
4. Smoke Nuisance Abatement Bill; second reading.
5. Cardiff Coal Company's Incorporation Bill; second reading.
6. Payment of Wages in Money Compulsion Bill; to be further considered in Committee.
7. Law of Evidence in Criminal Cases Amendment Bill; second reading.
8. Dog Nuisance Abatement Bill; second reading.
9. Prevention and Cure of Scab in Sheep Bill; consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION:—

1. DR. LANG to move,—
 (1.) That the Petition presented by him, on the 9th of September, from the Presbyterians of Miami and its Vicinity, praying for the passing of the Presbyterian College Bill, be printed.
 (2.) That a similar Petition, presented by him on the 15th September, from the Presbyterians of Young and Burrangong or the Lambing Flat, be printed.
 (3.) Also, that the Petition, presented by him on the 15th September, from the Presbyterians of Queanbeyan, for the passing of the Presbyterian College Bill, be printed.
2. MR. STEWART to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney.
 (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, Mr. Gray, and the Mover.
 (3.) That the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on 21st October last to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
3. MR. STEWART to move,—
 (1.) That there be laid upon the Table of this House, Copies of all applications to reclaim Land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 (2.) Also, Copies of all Correspondence having reference to the same subject.
4. MR. CALDWELL to move, That the Petition from certain Butchers of Sydney, presented by him on the 15th September, be printed.
5. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.

(2.)

- (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
- (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
- (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
6. MR. CUNNEEN to move,—
- (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
- (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
7. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon a Supplementary Estimate for 1864, a sum not exceeding £12,000, as a Relief Fund for Religious and Moral Training in the Unsettled Districts of the Colony (Gold Fields included), to be placed to the credit of the Heads of the various Churches, according to population, in said Districts.

TUESDAY, SEPTEMBER 22.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry:—
- (1.) With the Government and any person or persons.
- (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
- (3.) With the Chief Commissioner and F. W. Perry.
- (4.) With the Chief Commissioner and any person or persons.
- (5.) With the Crown Solicitor and any person or persons.
2. MR. DRIVER to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
- (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
3. MR. EAGAR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.
4. MR. DRIVER to move for leave to introduce a Bill to Prevent Vexatious Indictments for certain Misdemeanors.
5. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to Regulate the Licensing of Carriers.
6. MR. SHEPHERD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present year, a sum not exceeding £2,000, for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
7. MR. SAMUEL to move,—
- (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—
- (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension

extension beyond Penrith, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.

(3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.

(4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

(5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

(6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

(7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

(8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.

(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

8. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
9. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
10. MR. DALGLEISH to move, That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, be laid upon the Table of this House.
11. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend ; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
12. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill to provide Funds for the Suppression of certain Evils affecting the Orange Plantation in this Colony.
13. MR. GRAY to move, That the Proceedings of the Committee of last Session, upon the Railway through Ultimo Estate, be laid upon the Table of this House, with the view of being referred to the Select Committee now sitting on this subject.
14. MR. WREKES to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence and Reports relating to the destruction by fire of a Stack of Hay, the property of Mr. Joshua Anderson, of West Maitland, and to the refusal of the Coroner to hold an Inquest thereon.
15. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
16. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail,—

(1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.

(2.)

- (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
17. MR. EAGAN to move for leave to bring in a Bill "to regulate the Fees of the Sydney Grammar School."
18. MR. SAMUEL to move,—
- (1.) That the Bill to enable the Colonial Sugar Refining Company to sue and be sued in the name of such Company, and to vest the Property of the Company in the Trustees for the time being of such Company, be referred to a Select Committee.
- (2.) That such Committee consist of Mr. Smart, Mr. Garrett, Mr. Lucas, Mr. Caldwell, Mr. Mate, Mr. Dalgleish, Mr. Egan, and the Mover.

ORDER OF THE DAY:—

1. Debate on the Motion of Mr. Harpur:—
- "(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
- "(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."

FRIDAY, SEPTEMBER 25.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Metropolitan Corporation Bill; to be considered in Committee.

TUESDAY, SEPTEMBER 29.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MACLEAY to move, That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.
2. MR. RUSDEN to move, That the Petition relative to the Public Education Bill, from certain Residents at Port Macquarie and McLeay, presented by him on the 25th of August, be printed.
3. MR. RUSDEN to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs known as "Gocup" and "Godara," in the District of Tumut.
- (2.) That such Committee consist of Mr. Martin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
4. MR. RUSDEN to move, That it is the opinion of this House, that a new Commission of the Peace should be issued immediately.
5. MR. RUSDEN to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed, to inquire into, and report upon, the cases of Messrs. Thompson and Farrell, of Merindee, with relation to the working of the Gold Fields Act, and to determine what redress (if any) they are entitled to.
- (2.) That such Committee consist of Mr. Robertson, Mr. Buchanan, Mr. Wilson, Mr. Wisdom, Mr. Gray, Mr. Garrett, Mr. Mate, and the Mover.
6. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
7. MR. ALLEN to move, That in view of certain Petitions presented to this House, praying that in Institutions to which public money is granted for the cure of disease, Wards may be set apart for the treatment Homœopathically of such patients as may desire to be so treated,—
- (2.) That in the opinion of this House, where convenient, Wards should be so set apart.
- (3.) That an Address be presented to His Excellency the Governor embodying the above Resolutions.
8. MR. LUCAS to move, That there be laid upon the Table of this House, Copies of the Plans and Specifications, shewing the manner in which the works were to be performed in the construction of additional Flood Gates at Cook's River Dam; also Copies of the Tender and Agreement of the person who performed the works.

New South Wales.

No. 50.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 16 SEPTEMBER, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) Gross Amount already paid on the Supplementary Estimate for 1863 :—
Mr. Sadleir asked the Colonial Treasurer, pursuant to Notice No. 1,—What is the gross Amount already paid on the Supplementary Estimate for 1863, including £10,000 for the National and Denominational Schools, and £13,300 for Seed Oats and Wheat ?

Mr. Smart answered :—I am very sorry to inform the Honorable Member I cannot give him any information, and to prepare it would involve a considerable amount of time and labour.

(*Mr. Holt not putting the Question standing in his name, No. 2, it dropped.*)

- (2.) Work Unpaid for on the Morpeth Railway :—Mr. Close asked the Secretary for Public Works, pursuant to Notice No. 3,—Whether any Work done on the Morpeth Railway is unpaid for; and whether the Government will be able to protect the unpaid Workmen, by distributing, in payment of their wages, any sum due to the Contractor ?

Mr. Arnold answered :—I beg to inform the Honorable Member, in reply to his Question, that the Sum paid, for Work done for the Morpeth Railway, to the Contractor, Mr. Martindale, is less than the amount of the work which has been completed by about £200, I think—between £200 and £300; but I cannot say that this amount would be available to pay Mr. Martindale's Workmen, of whom we know nothing at all. The Government in no way interfere with the contractors and either their sub-contractors or their workmen, on whatever terms they engage them. Nor is this the only case in which it has been represented to the Government that contractors have failed to pay their workmen, but still the Government have refused to interfere in any way with those arrangements. At the same time, I may say, that an arrangement has been attempted for enabling the Contractor, under the surety of approved persons, to go on with this work, and so complete his arrangements with his Workmen. If that arrangement is perfected, these Workmen (who certainly have every reason to complain) may be enabled to obtain payment; and it is in order that this may be the case that we have entertained the proposition at all;—but whether it will be completed I cannot inform the Honorable Member at present.

2. Privilege—Seat of Mr. Robert Henry Mariner Forster :—Mr. Rotton claiming precedence for his Motion on the ground of *Privilege*, moved, pursuant to notice standing in his name, No. 3 on the Notice Paper of Other Business for to-day, That, the Committee of Elections and Qualifications having reported,—

“ That, in the opinion of this Committee, Mr. Robert Henry Mariner Forster, “ during the present Parliament, accepted an office of profit from the Crown, and “ thereby rendered his seat liable to be declared vacant,”—

the seat of the said Mr. Robert Henry Mariner Forster be declared, and is now vacant, by reason of “ his acceptance of such office.”

And Mr. R. Forster being heard in his place, in explanation, withdrew.
Debate ensued.

Mr.

Mr. W. Forster moved, That the Question be amended by omitting the words, "his acceptance of such office," with the view of inserting in their place the words, "the Committee having so reported."

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

Debate continued.

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

Ayes, 37.

Mr. Cowper,	Mr. Flett,
Mr. Darvall,	Mr. Lackey,
Mr. Arnold,	Mr. Martin,
Mr. Robertson,	Mr. Gray,
Mr. Smart,	Mr. Haworth.
Mr. C. Cowper, junr.,	Mr. Hart,
Mr. Holt,	Mr. Morrice,
Mr. Hannell,	Dr. Lang,
Mr. Close,	Mr. Tighe,
Mr. Dangar,	Mr. Allen,
Mr. Stewart,	Mr. Love,
Mr. Harpur,	Mr. Cummings,
Mr. Shepherd,	Mr. Driver,
Mr. Sutherland,	Mr. Bell,
Mr. Sadloir,	Mr. Weekes,
Mr. Caldwell,	<i>Tellers.</i>
Mr. Emanuel,	
Mr. Cunneen,	Mr. Egan,
Mr. Piddington,	Mr. Burdekin.
Mr. Garrett,	

Noes, 11.

Mr. Macpherson,
Mr. W. Forster,
Mr. Morris,
Mr. Leary,
Mr. Dalgleish,
Mr. Wilson,
Mr. Mate,
Mr. Rusden,
Mr. Rotton,
<i>Tellers.</i>
Mr. Buchanan,
Mr. Lucas,

Original Question put. The House divided.

Ayes, 13.

Mr. Buchanan,
Mr. Macpherson,
Mr. Caldwell,
Mr. Rusden,
Mr. Wilson,
Mr. Leary,
Mr. Rotton,
Mr. Mate,
Mr. Macleay,
Mr. Martin,
Mr. Hart,
<i>Tellers.</i>
Mr. Lucas,
Mr. Dalgleish.

Noes, 36.

Mr. Cowper,	Mr. Sadleir,
Mr. Robertson,	Mr. Dangar,
Mr. Arnold,	Mr. Close,
Mr. Smart,	Mr. Morrice,
Mr. Egan,	Mr. Gray,
Mr. W. Forster,	Mr. Harpur,
Mr. Morris,	Mr. Allen,
Mr. Burdekin,	Mr. Driver,
Mr. Hannell,	Mr. Tighe,
Mr. Shepherd,	Mr. Cummings,
Mr. Stewart,	Mr. Love,
Mr. Emanuel,	Mr. Darvall,
Mr. Piddington,	Mr. Holt,
Mr. Garrett,	Mr. Weekes,
Mr. Cunneen,	Dr. Lang,
Mr. Flett,	<i>Tellers.</i>
Mr. Haworth,	
Mr. Sutherland,	Mr. C. Cowper, junr.,
Mr. Lackey,	Mr. Bell.

2. Privilege—Seat of Mr. William Love:—Mr. Rotton claiming precedence for his Motion on the ground of *Privilege*, moved, pursuant to notice standing in his name No. 4 on the Notice Paper of Other Business for to-day, That, the Committee of Elections and Qualifications having reported,—

"That, in the opinion of this Committee, Mr. William Love did not accept any office of emolument during the present Parliament; but that on the 1st day of August, 1860, he accepted the office of Postmaster at Redfern, being an office of profit under the Crown, and continued to hold such office at the time of his election, and until the 18th day of November, 1861, and has therefore rendered himself liable to have his seat declared void as being unqualified at the time of such election.

"That, in reporting the resolutions of this Committee to the House, it be also reported that the Committee believe that no objection was, or has been, taken to Mr. Love's election, on the ground that he was disqualified,"—

the seat of the said Mr. William Love be declared, and is now vacant, by reason of his being unqualified at the time of his election; and further, by reason of his continuing to hold an office of profit under the Crown until the 18th day of November, 1861, such period having been within the continuance of the present Parliament.

And Mr. Love being heard in his place in explanation, withdrew.

Debate ensued.

Mr. Dalgleish moved the Previous Question.

Question proposed,—That this Question be now put.

Debate continued.

And the House continuing to sit until after Midnight;—

THURSDAY, 17 SEPTEMBER, 1863, A.M.

Question put,—That this Question be now put.

The

The House divided.

Ayes, 23.

Mr. Cowper,	Mr. Gray,
Mr. Smart,	Mr. Flett,
Mr. Robertson,	Mr. Sutherland,
Mr. Arnold,	Dr. Lang,
Mr. Darvall,	Mr. Harpur,
Mr. Haworth,	Mr. Driver,
Mr. Close,	Mr. Weekes,
Mr. Garrett,	Mr. C. Cowper, junr.,
Mr. Caldwell,	<i>Tellers.</i>
Mr. Allen,	Mr. Burdekin,
Mr. Shepherd,	Mr. Bell.
Mr. Morrice,	
Mr. Cummings,	

Noes, 11.

Mr. Macpherson,
Mr. Hart,
Mr. W. Forster,
Mr. Piddington,
Mr. Dangar,
Mr. Dalgleish,
Mr. Stewart,
Mr. Cunneen,
Mr. Rotton,
<i>Tellers.</i>
Mr. Wilson,
Mr. Morris.

Original Question put.
The House divided.

Ayes, 6.

Mr. Morris,
Mr. Wilson,
Mr. W. Forster,
Mr. Rotton.
<i>Tellers.</i>
Mr. Dalgleish,
Mr. Hart.

Noes, 27.

Mr. Cowper,	Dr. Lang,
Mr. Smart,	Mr. Haworth,
Mr. Robertson,	Mr. Caldwell,
Mr. Arnold,	Mr. Morrice,
Mr. C. Cowper, junr.,	Mr. Shepherd,
Mr. Macpherson,	Mr. Cunneen,
Mr. Dangar,	Mr. Harpur,
Mr. Close,	Mr. Driver,
Mr. Garrett,	Mr. Weekes,
Mr. Stewart,	Mr. Darvall,
Mr. Cummings,	<i>Tellers.</i>
Mr. Gray,	Mr. Piddington,
Mr. Sutherland,	Mr. Bell.
Mr. Flett,	
Mr. Allen,	

The House adjourned, on motion of Mr. Cowper, at five minutes before One o'clock, A.M., until Three o'clock, P.M., This Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, SEPTEMBER 17.

QUESTIONS:—

1. MR. RAPER *to ask* THE COLONIAL TREASURER,—The number of cattle slaughtered at the Glebe Island Abattoirs during the years 1860, 1861, 1862, and 1863, up to the 30th June; also the amount paid into the Treasury, for the inspection of the same, in said years; also the sum paid into the Treasury, for rents to the credit of Abattoirs for said years, specifying the amount for each of the above years, up to June 30, 1863; also the amount of current expenses, separately, as they occurred, in each of the years above named?
2. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Have the Government dismissed or suspended Mr. Charles Ledger, as Superintendent of the flock of Alpacas; and if so, for what misconduct—or has he resigned his appointment; if so, when?
 - (2.) Do the Government intend to pay Mr. Charles Ledger any arrears of Salary, from the date of his giving up charge of the Alpacas to Mr. A. Ledger?
 - (3.) If not, will the Government allow a Committee to inquire into the Claims of Mr. Charles Ledger, for Salary due since the date of his suspension and management of the Alpacas?

Contingent

Contingent Notices of Motion :—

1. MR. MARTIN to move, (as an Amendment on the Question, "That the Speaker do now leave the Chair," for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement,) the following Resolutions, *seriatim* :—
 - (1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnaecree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.
 - (2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.
 - (3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.
 - (4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.
 - (5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.
 - (14.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.
 - (15.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94,

£94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(18.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.

(20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

2. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—

(1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.

(2.)

(2.) All Property vested in the Board of National Education shall revert to the Government.

(3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.

(4.) Schools under such Act as may be passed shall be divided into Public and Assisted.

(5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.

(6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.

(7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.

(8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.

(9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.

(10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.

(11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.

(12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.

(13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.

(14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

3. MR. BACAR to move, (*contingently on the Motion for the adoption of the Report from the Committee of Ways and Means, of the Resolution first to be reported thereunder*)—

(1.) That the Financial condition of the Country, as shewn by the Estimates of the Ways and Means for the year 1864, is unsatisfactory, and demands the withdrawal from the present Ministry of the confidence of this House.

(2.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolution.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
2. Supply; Resumption of the Committee.
3. Ways and Means; Resumption of the Committee.
4. Seamen's Laws Amendment and Consolidation Bill; to be further considered in Committee.
5. Pastoral Interests Contribution Bill; second reading.
6. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
7. Public Education Bill Reported; adoption of Report.
8. Impounding Bill; to be further considered in Committee.
9. Municipalities Law Amendment Bill; to be considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. CUMMINGS to move,—
 - (1.) That in the opinion of this House, compensation by appraisalment should be granted to all persons whom the Government have deprived of their land for public roads, since the inauguration of Responsible Government.
 - (2.) That the said Resolution be conveyed by Address to His Excellency the Governor.
2. MR. MARTIN to move, That the Petition from William Bland, presented by him on 15th September, be printed.
3. MR. CLOSE to move; That the Petition from the Workmen on the Line of Railway from Morpeth to Maitland, presented by him on the 15th September, be printed.
4. MR. ROTTON to move,—
 - (1.) That, the Committee of Elections and Qualifications having reported, with reference to the employment of other Members of Parliament as follows:—

"Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice

“ practice of selecting Members of Parliament, even for temporary employment under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.

(2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

5. MR. EAGAR to move, That the Petition from certain cabinet-makers, upholsterers, and other importers of varnish containing spirit, presented by him on 15th September, be printed.
6. MR. EAGAR to move, That the Petition from certain Chemists and Druggists, presented by him on the 9th September, relative to the Duty on Spirits of Wine, be printed.

FRIDAY, SEPTEMBER 18.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“ That this Bill be now read a second time.”
2. Towns Police Bill; to be further considered in Committee.
3. Pawnbrokers Bill; to be further considered in Committee.
4. Smoke Nuisance Abatement Bill; second reading.
5. Cardiff Coal Company's Incorporation Bill; second reading.
6. Payment of Wages in Money Compulsion Bill; to be further considered in Committee.
7. Law of Evidence in Criminal Cases Amendment Bill; second reading.
8. Dog Nuisance Abatement Bill; second reading.
9. Prevention and Cure of Scab in Sheep Bill; consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION:—

1. DR. LANG to move,—
 - (1.) That the Petition presented by him, on the 9th of September, from the Presbyterians of Minmi and its Vicinity, praying for the passing of the Presbyterian College Bill, be printed.
 - (2.) That a similar Petition, presented by him on the 15th September, from the Presbyterians of Young and Burrangong or the Lambing Flat, be printed.
 - (3.) Also, that the Petition, presented by him on the 15th September, from the Presbyterians of Queanbeyan, for the passing of the Presbyterian College Bill, be printed.
2. MR. STEWART to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, Mr. Gray, and the Mover.
 - (3.) That the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on 21st October last to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
3. MR. STEWART to move,—
 - (1.) That there be laid upon the Table of this House, Copies of all applications to reclaim Land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 - (2.) Also, Copies of all Correspondence having reference to the same subject.
4. MR. CALDWELL to move, That the Petition from certain Butchers of Sydney, presented by him on the 15th September, be printed.
5. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

- (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
6. **MR. CUNNEEN** to move,—
- (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
- (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
7. **MR. CUMMINGS** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon a Supplementary Estimate for 1864, a sum not exceeding £12,000, as a Relief Fund for Religious and Moral Training in the Unsettled Districts of the Colony (Gold Fields included), to be placed to the credit of the Heads of the various Churches, according to population, in said Districts.

TUESDAY, SEPTEMBER 22.

OTHER BUSINESS—NOTICES OF MOTION:—

1. **MR. LUCAS** to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry:—
- (1.) With the Government and any person or persons.
- (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
- (3.) With the Chief Commissioner and F. W. Perry.
- (4.) With the Chief Commissioner and any person or persons.
- (5.) With the Crown Solicitor and any person or persons.
2. **MR. DRIVER** to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
- (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hamell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
3. **MR. EAGAR** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.
4. **MR. DRIVER** to move for leave to introduce a Bill to Prevent Vexatious Indictments for certain Misdemeanors.
5. **MR. DRIVER** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to Regulate the Licensing of Carriers.
6. **MR. SHEPHERD** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present year, a sum not exceeding £2,000, for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
7. **MR. SAMUEL** to move,—
- (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
- (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudjee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- (3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray

Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

(5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

(6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

(7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

(8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.

(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

8. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
9. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
10. MR. DALGLEISH to move, That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, be laid upon the Table of this House.
11. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
12. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill to provide Funds for the Suppression of certain Evils affecting the Orange Plantation in this Colony.
13. MR. GRAY to move, That the Proceedings of the Committee of last Session, upon the Railway through Ultimo Estate, be laid upon the Table of this House, with the view of being referred to the Select Committee now sitting on this subject.
14. MR. WEEKES to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence and Reports relating to the destruction by fire of a Stack of Hay, the property of Mr. Joshua Anderson, of West Maitland, and to the refusal of the Coroner to hold an Inquest thereon.
15. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
16. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail,—
 - (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.
 - (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
17. MR. EAGAR to move for leave to bring in a Bill "to regulate the Fees of the Sydney Grammar School."

18. MR. SAMUEL to move,—
 (1.) That the Bill to enable the Colonial Sugar Refining Company to sue and be sued in the name of such Company, and to vest the Property of the Company in the Trustees for the time being of such Company, be referred to a Select Committee.
 (2.) That such Committee consist of Mr. Smart, Mr. Garrett, Mr. Lucas, Mr. Caldwell, Mr. Mate, Mr. Dalgleish, Mr. Egan, and the Mover.

ORDER OF THE DAY:—

1. Debate on the Motion of Mr. Harpur:—
 “ (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 “ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”

 WEDNESDAY, SEPTEMBER 23.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move, That leave be granted to introduce a Bill to amend the Marriage Act.

 THURSDAY, SEPTEMBER 24.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move, That leave be granted to introduce a Bill “To provide a Superannuation Fund, and to regulate the granting of Retiring, and other Allowances and Gratuities, in respect of Public Services.”

 FRIDAY, SEPTEMBER 25.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Metropolitan Corporation Bill; to be considered in Committee.

 TUESDAY, SEPTEMBER 29.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MACLEAY to move, That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.
 2. MR. RUSDEN to move, That the Petition relative to the Public Education Bill, from certain Residents at Port Macquarie and McLeay, presented by him on the 25th of August, be printed.
 3. MR. RUSDEN to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs known as “Gocup” and “Godara,” in the District of Tumut.
 (2.) That such Committee consist of Mr. Martin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
 4. MR. RUSDEN to move, That it is the opinion of this House, that a new Commission of the Peace should be issued immediately.
 5. MR. RUSDEN to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed, to inquire into, and report upon, the cases of Messrs. Thompson and Farrell, of Merindee, with relation to the working of the Gold Fields Act, and to determine what redress (if any) they are entitled to.
 (2.) That such Committee consist of Mr. Robertson, Mr. Buchanan, Mr. Wilson, Mr. Wisdom, Mr. Gray, Mr. Garrett, Mr. Mate, and the Mover.
 6. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.

7. Mr. ALLEN to move, That in view of certain Petitions presented to this House, praying that in Institutions to which public money is granted for the cure of disease, Wards may be set apart for the treatment Homœopathically of such patients as may desire to be so treated,—
 - (2.) That in the opinion of this House, where convenient, Wards should be so set apart.
 - (3.) That an Address be presented to His Excellency the Governor embodying the above Resolutions.
 8. Mr. LUCAS to move, That there be laid upon the Table of this House, Copies of the Plans and Specifications, showing the manner in which the works were to be performed in the construction of additional Flood Gates at Cook's River Dam; also Copies of the Tender and Agreement of the person who performed the works.
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TUESDAY, OCTOBER 6.

OTHER BUSINESS—NOTICE OF MOTION:—

1. Mr. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Letters and Documents connected with the Letter of Mr. John Henry Nixon, as addressed to His Excellency the Governor, in reference to his Claim against Mr. Charles Augustus Goodchap, a Clerk in the Department of Public Works, and Mr. Francis Lemesle Oliver, a Clerk in the Department of Lands; together with Copies of the Letters and Explanations given by the Lands and Works Departments, and the said Clerks, in reference to the said Letter; and also, Copies of any Report from the Chief Commissioner of Insolvent Estates in reference to either of the said Clerks in connection with their Insolvent Estates.
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New South Wales.

No. 51.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 17 SEPTEMBER, 1863.

1. The House met pursuant to adjournment; The Speaker took the Chair.
Questions on Notice Paper for to-day :—
(*Mr. Raper withdrew the Question standing in his name, No. 1.*)
(*Mr. Dangar withdrew the Question standing in his name, No. 2.*)
2. Paper :—Mr. Smart laid upon the Table, Return to Order in reference to "Extraction of Silver from Coined Gold," made by this House, on motion of Mr. Samuel, on 15th September, 1863.
Ordered to be printed.
3. Mr. James Doyle:—Complaint against Police Authorities at Goulburn :—Mr. Lucas presented a Petition from James Doyle, complaining that the Police Authorities at Goulburn had neglected to afford him due assistance towards the recovery of certain money and property, stolen from him by two armed men, near Reid's Flat on the Fish River, on the 19th February, 1862,—and praying relief.
Petition received.
4. Cox's Marriage Settlement Bill :—Mr. Holroyd presented a Petition from the Honorable George Henry Cox, of Mudgee, Clarendon Stuart, of Sydney, George Cox, of Mulgoa, and Charles Clarendon Cox, of Clarendon, near Windsor, Esquires, praying for leave to introduce a Bill to enable the Petitioners, as trustees and *cestui que* trusts, under the Marriage Settlement of the said Charles Clarendon Cox, and Louisa Stafford Stuart, to sell certain land and hereditaments, and to invest the money to arise from such sale upon the same or similar trusts to those now subsisting.
And Mr. Holroyd having produced the *Government Gazette*, and the *Sydney Morning Herald*, and *Empire* Newspapers, containing notices, for four consecutive weeks, in the month of July last, of the intention to apply for such Bill.
Petition received.
5. Postponements :—
(1.) The Order of the Day for the Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a "Committee of the Whole, to consider the propriety of introducing a Bill to "impose a duty on Bonded Warehouses," postponed, on motion of Mr. Smart, until Wednesday week.
(2.) The Order of the Day for the Resumption of the Committee of Supply, postponed, on motion of Mr. Smart, until Wednesday next.
6. Ways and Means :—On motion of Mr. Smart, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.
The Chairman reported progress, and obtained leave to sit again on Wednesday next.
The House adjourned, on motion of Mr. Cowper, at five minutes after Eleven o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, SEPTEMBER 18.

QUESTIONS :—

1. MR. SAMUEL *to ask* THE COLONIAL SECRETARY,—
 - (1.) What amount of Additional Pay Sub-Inspector Stephenson receives by his late promotion ?
 - (2.) What Reward has he become entitled to by reason of his courageous and gallant capture of the Bushranger Lowry ?
2. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Have the Government dismissed or suspended Mr. Charles Ledger, as Superintendent of the flock of Alpacas ; and if so, for what misconduct—or has he resigned his appointment ; if so, when ?
 - (2.) Do the Government intend to pay Mr. Charles Ledger any arrears of Salary, from the date of his giving up charge of the Alpacas to Mr. A. Ledger ?
 - (3.) If not, will the Government allow a Committee to inquire into the Claims of Mr. Charles Ledger, for Salary due since the date of his suspension and management of the Alpacas ?

Contingent Notice of Motion :—

1. MR. W. FORSTER *to move*, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—
 - (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 - (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
 - (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
 - (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
 - (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
 - (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
 - (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
 - (11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
 - (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
 - (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
 - (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Appeal against Summary Proceedings before Justices of the Peace Bill ; Resumption of the adjourned Debate on the motion of Mr. Holroyd,—“ That this Bill be now read a second time.”
2. Towns Police Bill ; to be further considered in Committee.
3. Pawnbrokers Bill ; to be further considered in Committee.
4. Smoke Nuisance Abatement Bill ; second reading.

5. Cardiff Coal Company's Incorporation Bill ; second reading.
6. Payment of Wages in Money Compulsion Bill ; to be further considered in Committee.
7. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
8. Dog Nuisance Abatement Bill ; second reading.
9. Prevention and Cure of Scab in Sheep Bill ; consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION :—

1. DR. LANG to move,—
 - (1.) That the Petition presented by him, on the 9th of September, from the Presbyterians of Minmi and its Vicinity, praying for the passing of the Presbyterian College Bill, be printed.
 - (2.) That a similar Petition, presented by him on the 15th September, from the Presbyterians of Young and Burrangong or the Lambing Flat, be printed.
 - (3.) Also, that the Petition, presented by him on the 15th September, from the Presbyterians of Quacanbeyan, for the passing of the Presbyterian College Bill, be printed.
2. MR. STEWART to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, Mr. Gray, and the Mover.
 - (3.) That the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on 21st October last to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
3. MR. STEWART to move,—
 - (1.) That there be laid upon the Table of this House, Copies of all applications to reclaim Land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 - (2.) Also, Copies of all Correspondence having reference to the same subject.
4. MR. CALDWELL to move, That the Petition from certain Butchers of Sydney, presented by him on the 15th September, be printed.
5. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
6. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
7. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon a Supplementary Estimate for 1864, a sum not exceeding £12,000, as a Relief Fund for Religious and Moral Training in the Unsettled Districts of the Colony (Gold Fields included), to be placed to the credit of the Heads of the various Churches, according to population, in said Districts.
8. MR. HONROLD to move for leave to bring in a Bill “to enable the Trustees of a settlement made on the marriage of Charles Clarendon Cox and Louisa Stafford Stuart, of certain land, near Windsor, in the Colony of New South Wales, called “or known as ‘Clarendon,’ to sell such land and to make provision for the investment of the proceeds of the sale thereof.”
9. MR. CUMMINGS to move,—
 - (1.) That in the opinion of this House, compensation by appraisement should be granted to all persons whom the Government have deprived of their land for public roads, since the inauguration of Responsible Government.
 - (2.) That the said Resolution be conveyed by Address to His Excellency the Governor.

10. MR. MARTIN to move, That the Petition from William Bland, presented by him on 15th September, be printed.
11. MR. CLOSE to move, That the Petition from the Workmen on the Line of Railway from Morpeth to Maitland, presented by him on the 15th September, be printed.
12. MR. ROTTON to move,—
 - (1.) That, the Committee of Elections and Qualifications having reported, with reference to the employment of other Members of Parliament as follows:—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
13. MR. EAGAR to move, That the Petition from certain cabinet-makers, upholsterers, and other importers of varnish containing spirit, presented by him on 15th September, be printed.
14. MR. EAGAR to move, That the Petition from certain Chemists and Druggists, presented by him on the 9th September, relative to the Duty on Spirits of Wine, be printed.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Seamen's Laws Amendment and Consolidation Bill; to be further considered in Committee.
2. Pastoral Interests Contribution Bill; second reading.
3. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
4. Public Education Bill Reported; adoption of Report.
5. Impounding Bill; to be further considered in Committee.
6. Municipalities Law Amendment Bill; to be considered in Committee.

TUESDAY, SEPTEMBER 22.

QUESTION:—

1. MR. RAVER to ask THE COLONIAL TREASURER,—The number of cattle slaughtered at the Glebe Island Abattoirs during the years 1860, 1861, 1862, and 1863, up to the 30th June; also the amount paid into the Treasury, for the inspection of the same, in said years; also the sum paid into the Treasury, for rents to the credit of Abattoirs for said years, specifying the amount for each of the above years, up to June 30, 1863; also the amount of current expenses, separately, as they occurred, in each of the years above named?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
2. MR. DRIVER to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
3. MR. EAGAR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.
4. MR. DRIVER to move for leave to introduce a Bill to Prevent Vexatious Indictments for certain Misdemeanors.
5. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to Regulate the Licensing of Carriers.

6. **MR. SHEPHERD** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present year, a sum not exceeding £2,000, for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
7. **MR. SAMUEL** to move,—
- (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
- (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- (3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- (6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- (7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- (8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.
- (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
8. **MR. DANGAR** to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
9. **MR. ALEXANDER** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Brown, Esq., on the abolition of his appointment as Agent for Immigration.
10. **MR. DALGLEISH** to move, That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, be laid upon the Table of this House.
11. **MR. LANG** to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
12. **MR. LUCAS** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill to provide Funds for the Suppression of certain Evils affecting the Orange Plantation in this Colony.

13. MR. GRAY to move, That the Proceedings of the Committee of last Session, upon the Railway through Ultimo Estate, be laid upon the Table of this House, with the view of being referred to the Select Committee now sitting on this subject.
14. MR. WEEKES to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence and Reports relating to the destruction by fire of a Stack of Hay, the property of Mr. Joshua Anderson, of West Maitland, and to the refusal of the Coroner to hold an Inquest thereon.
15. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
16. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail,—
 - (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.
 - (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
17. MR. EAGAR to move for leave to bring in a Bill "to regulate the Fees of the Sydney Grammar School."
18. MR. SAMUEL to move,—
 - (1.) That the Bill to enable the Colonial Sugar Refining Company to sue and be sued in the name of such Company, and to vest the Property of the Company in the Trustees for the time being of such Company, be referred to a Select Committee.
 - (2.) That such Committee consist of Mr. Smart, Mr. Garrett, Mr. Lucas, Mr. Caldwell, Mr. Mate, Mr. Dalgleish, Mr. Egan, and the Mover.
19. MR. LUCAS to move, That the Petition, presented by him on the 17th September, from Mr. James Doyle, in reference to the Police Authorities at Goulburn, be printed.

ORDER OF THE DAY:—

1. Debate on the Motion of Mr. Harpur:—
 - "(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - "(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."

WEDNESDAY, SEPTEMBER 23.

Contingent Notices of Motion:—

1. MR. MARTIN to move, (as an Amendment on the Question, "That the Speaker do now leave the Chair," for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement.) the following Resolutions, *seriatim*:—
 - (1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnacree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.
 - (2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.
 - (3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.
 - (4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.
 - (5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(6.)

(6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.

(14.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.

(15.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(18.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.

(20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices

offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

2. MR. EAGAR to move, (*contingently on the Motion for the adoption of the Report from the Committee of Ways and Means, of the Resolution first to be reported thereunder*)—

(1.) That the Financial condition of the Country, as shewn by the Estimates of the Ways and Means for the year 1864, is unsatisfactory, and demands the withdrawal from the present Ministry of the confidence of this House.

(2.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolution.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. COWPER to move, That leave be granted to introduce a Bill to amend the Marriage Act.

ORDERS OF THE DAY.

1. Supply; Resumption of the Committee.
2. Ways and Means; Resumption of the Committee.

THURSDAY, SEPTEMBER 24.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. COWPER to move, That leave be granted to introduce a Bill "To provide a "Superannuation Fund, and to regulate the granting of Retiring, and other Allowances and Gratuities, in respect of Public Services."

FRIDAY, SEPTEMBER 25.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Metropolitan Corporation Bill; to be considered in Committee.

TUESDAY, SEPTEMBER 29.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MACLEAY to move, That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.
2. MR. RUSDEN to move, That the Petition relative to the Public Education Bill, from certain Residents at Port Macquarie and McLeay, presented by him on the 25th of August, be printed.

3. MR. RUSDEN to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs known as "Gocup" and "Godara," in the District of Tumut.
 (2.) That such Committee consist of Mr. Martin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
4. MR. RUSDEN to move, That it is the opinion of this House, that a new Commission of the Peace should be issued immediately.
5. MR. RUSDEN to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed, to inquire into, and report upon, the cases of Messrs. Thompson and Farrell, of Merindee, with relation to the working of the Gold Fields Act, and to determine what redress (if any) they are entitled to.
 (2.) That such Committee consist of Mr. Robertson, Mr. Buchanan, Mr. Wilson, Mr. Wisdom, Mr. Gray, Mr. Garrett, Mr. Mate, and the Mover.
6. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
7. MR. ALLEN to move, That in view of certain Petitions presented to this House, praying that in Institutions to which public money is granted for the cure of disease, Wards may be set apart for the treatment Homœopathically of such patients as may desire to be so treated,—
 (2.) That in the opinion of this House, where convenient, Wards should be so set apart.
 (3.) That an Address be presented to His Excellency the Governor embodying the above Resolutions.
8. MR. LUCAS to move, That there be laid upon the Table of this House, Copies of the Plans and Specifications, shewing the manner in which the works were to be performed in the construction of additional Flood Gates at Cook's River Dam; also Copies of the Tender and Agreement of the person who performed the works.
9. MR. HARPUR to move,—
 (1.) That there be laid upon the Table of this House a Tabular Return, shewing the number of Pauper Inmates on the 1st day of October, of this year, in each of the Charitable Institutions within the County of Cumberland, receiving Government aid, classified under such heads as may be deemed suitable by the respective Committees of Management, and specifying the native Country, the Religious Denomination, the civil condition, the trade, calling, or profession, and the average age of each description of Inmates.
 (2.) Also, a similar Return, shewing the number of Persons, at the same date, in the receipt of out-door relief from such Institutions respectively, and containing the same particulars, so far as they can be ascertained, in reference to the individuals relieved.
10. MR. HARPUR to move, That there be laid upon the Table of this House, a Tabular Return, shewing the number of Patients, male and female, in each of the Lunatic Asylums, under Government management, on the 1st day of October in this year, classified under such heads as may be deemed suitable by the Medical Superintendents, and specifying the native Country, the Religious Denomination, the civil condition, the trade, calling, or profession, and the average age of each description of Lunatics.

WEDNESDAY, SEPTEMBER 30.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Suffrance Wharves, and to alter the Duty on Bonded Warehouses."

TUESDAY, OCTOBER 6.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Letters and Documents connected with the Letter of Mr. John Henry Nixon, as addressed to His Excellency the Governor, in reference to his Claim against Mr. Charles Augustus Goodchap, a Clerk in the Department of Public Works, and Mr. Francis Lemesle Oliver, a Clerk in the Department of Lands; together with Copies of the Letters and Explanations given by the Lands and Works Departments, and the said Clerks, in reference to the said Letter; and also, Copies of any Report from the Chief Commissioner of Insolvent Estates in reference to either of the said Clerks in connection with their Insolvent Estates.



New South Wales.

No. 52.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 18 SEPTEMBER, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) Promotion of and Reward to Sub-Inspector Stephenson :—Mr. Samuel asked the Colonial Secretary, pursuant to Notice No. 1,—

(1.) What amount of Additional Pay Sub-Inspector Stephenson receives by his late promotion ?

(2.) What Reward has he become entitled to by reason of his courageous and gallant capture of the Bushranger Lowry ?

Mr. Cowper answered :—

(1.) I beg to state, that by his promotion, Sub-Inspector Stephenson's pay has been raised from 9s. 6d. per diem (which is £173 7s. 6d. per annum), to £200 per annum.

(2.) In reply to the second Question, I beg to state, that there is some difficulty in answering this Question decidedly. £100 Reward was offered by Government for the re-apprehension of Lowry for mail robbery, and a large private Reward has been offered by the Bank for the apprehension of the men who robbed the Mudgee mail. The Government Reward will be distributed between Stephenson and his colleagues. The Bank will deal with their Reward as they think right.

- (2.) Management of Alpacas—Mr. Charles Ledger :—Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 2,—

(1.) Have the Government dismissed or suspended Mr. Charles Ledger, as Superintendent of the flock of Alpacas; and if so, for what misconduct—or has he resigned his appointment; if so, when ?

(2.) Do the Government intend to pay Mr. Charles Ledger any arrears of Salary, from the date of his giving up charge of the Alpacas to Mr. A. Ledger ?

(3.) If not, will the Government allow a Committee to inquire into the Claims of Mr. Charles Ledger, for Salary due since the date of his suspension and management of the Alpacas ?

Mr. Robertson answered :—

(1.) In answer to the first Question of the Honorable Member, I would say, that, many months ago, in consequence of certain complaints made by the Victorian Government, on the conduct of Mr. Charles Ledger, in regard to certain money transactions of a public nature in that Colony, Mr. Charles Ledger was suspended from his position as Superintendent of Alpacas in this Colony. Much correspondence took place between the Governments of Victoria and New South Wales upon this matter, and after months of the most careful consideration the Government could give to the question, they were unable to arrive at any other conclusion than that Mr. Ledger's conduct, with regard to these pecuniary matters, was unsatisfactory. Besides that, the management of the Alpacas by Mr. Ledger, was admitted by himself to be disastrous. The Government, therefore, thought it their duty to take such steps as would rid themselves of Mr. Ledger and his services; but desirous, always bearing in mind the peculiar position of

Mr.

Mr. Ledger—always bearing in mind the great sacrifices which it is believed he has made for the introduction of these animals—always bearing in mind his peculiar position with regard to them—to avoid taking any course that would be unnecessarily injurious to Mr. Ledger—a communication was made to him that his resignation, offered many months before, would be accepted. Mr. Ledger, in a letter, refused to consider that the Government could fairly fall back upon the offer of resignation I have alluded to. No doubt Mr. Ledger was entitled to take that position; but the Government was also entitled to take its own course, and seeing that Mr. Ledger had thus substantially refused to allow his resignation to have effect, on behalf of public interests, for the reasons mentioned, it has been considered necessary to remove Mr. Ledger from the public service.

(2.) With regard to the payment of Mr. Ledger, although it has been usual with the Government not to pay an officer from the time of his suspension if that suspension results in dismissal, it has been thought, that under the peculiar circumstances of Mr. Ledger's case, that that course may be departed from in his instance, and that we may fairly—considering all the specialities of his case—give him his payment, notwithstanding that his suspension resulted in his removal from office.

(3.) In reply to the Honorable Gentleman's third Question, whether the Government will allow a Committee to inquire into the claims of Mr. Charles Ledger, I am sure I need not say to the Honorable Member, that that is a matter over which the Government has no control. The right to make an inquiry of this kind, is in this Assembly, or this Parliament. The Government has no control, but if I may be allowed to offer any opinion, it is that it would be desirable that the House should inquire into the claims and peculiar position of this gentleman. I am willing to admit that his whole case is peculiar; but, under the rules of the service, I am sorry to say the Government has not been able to take a course more beneficial to Mr. Ledger than the one I have indicated they are likely to follow. If a Committee would take a different view of the matter, I can only say it would be very satisfactory to me, and I do not conceive that necessarily injustice will arise even if Mr. Ledger should have greater consideration than the Government has been able to give him, because no rules of the Government are without exception, and I think it will be admitted by any gentleman who goes into the case of Mr. Ledger, that his is a peculiar one.

2. Messages:—The Speaker reported that the following Messages had been received yesterday from the Legislative Council:—

(1.) Scab Act of 1861 Amendment Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to amend the Scab Act of 1861,*" returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 17 September, 1863.

T. A. MURRAY,
President.

(2.) European Assurance Society's Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to enable the European Assurance Society to sue and be sued in the name of such Society,*" returns the same to the Legislative Assembly, without amendment.

Legislative Council Chamber,
Sydney, 17 September, 1863.

T. A. MURRAY,
President.

3. Presbyterian College Bill:—Dr. Lang presented the undermentioned Petitions, in favour of the passing of this Bill:—

(1.) From certain Inhabitants of the District of Shoalhaven.

(2.) From certain Inhabitants of Balmain, and its vicinity.

Petitions received.

4. Moruya Silver Mining Company's Incorporation Bill:—Mr. W. Forster presented a Petition from R. J. Want, Esquire, of Sydney, as Chairman of the Board of Directors of the Moruya Silver Mining Company, praying for leave to introduce a Bill to incorporate the said Company, and to confer on the said Company such usual powers as may be necessary or desirable for the carrying on of the business of the said Company:—

And Mr. W. Forster having produced the *Government Gazette*, together with the *Sydney Morning Herald*, the *Empire* and the *Moruya Messenger*, newspapers, containing notices for four consecutive weeks in the months of August and September, of the present year, of the intention to apply for such Bill:—

Petition received.

5. Mr. Samuel Gordon—Australian Agricultural Company:—Mr. Driver presented a Petition from Samuel Gordon, of Macquarie Road, Newcastle, complaining of the conduct of the Australian Agricultural Company, and praying the intervention of this House, with a view to obtaining the revocation by the Crown of all Charters and Grants hitherto made to or conferred upon this Company:—

And the Petition being read, at length, by the Clerk, by direction of the Speaker:—

Petition received.

6. Papers :—Mr. Darvall laid upon the Table the undermentioned Papers :—
 (1.) Return to Order, in reference to "Fees received in Insolvency Jurisdiction of Supreme Court," made by this House, on motion of Mr. Holroyd, on 4th August, 1863.
 Ordered to be printed.
 (2.) Return to Address in reference to "Inquest at Parramatta Lunatic Asylum on body of Peter M'Coll," adopted by this House, on motion of Mr. Wilson, on 9th September, 1863.
 Mr. Wilson then (*with the concurrence of the House*) moved, without notice, That this Return be referred to the Select Committee now sitting upon the present state and management of Lunatic Asylums.
 Question put and passed.
7. Motion for Adjournment :—Mr. Lucas moved, That this House do now adjourn.
 The House divided.

Ayes, 6.

Mr. Cowper,
Mr. Smart,
Mr. Robertson,
Mr. Lucas,*Tellers.*Mr. Rotton,
Mr. Driver.

Noes, 23.

Mr. Holroyd,	Mr. Arnold,
Mr. W. Forster,	Mr. Darvall,
Mr. Wisdom,	Mr. Sadleir,
Mr. Dalgleish,	Mr. Buchanan,
Mr. Cunneen,	Mr. Gordon,
Mr. Harpur,	Mr. Mate,
Mr. Tighe,	Mr. Macleay,
Mr. Stewart,	Mr. Flett,
Mr. Garrett,	<i>Tellers.</i>
Dr. Lang,	Mr. Morris,
Mr. Cummings,	Mr. Piddington.
Mr. Close,	
Mr. Dangar,	

8. Appeal against Summary Proceedings before Justices of the Peace Bill :—On the Order of the Day for the Resumption of the Adjourned Debate on the Motion of Mr. Holroyd, "That this Bill be now read a second time,"—being read :—Debate resumed.
 Question put,—That this Bill be now read a second time.
 The House divided.

Ayes, 21.

Mr. Cowper,	Mr. W. Forster,
Mr. Smart,	Mr. Piddington,
Mr. Darvall,	Mr. Morris,
Mr. Arnold,	Mr. Macleay,
Mr. Faucett,	Mr. Wisdom,
Dr. Lang,	Mr. Robertson,
Mr. Mate,	Mr. Buchanan,
Mr. Lackey,	<i>Tellers.</i>
Mr. Cummings,	Mr. Close,
Capt. Moriarty,	Mr. Holroyd,
Mr. Dangar,	
Mr. Tighe,	

Noes, 12.

Mr. Dalgleish,	<i>Tellers.</i>
Mr. Garrett,	Mr. Lucas,
Mr. Stewart,	Mr. Driver,
Mr. Cunneen,	
Mr. Harpur,	
Mr. Flett,	
Mr. Sutherland,	
Mr. Sadleir,	
Mr. Gordon,	
Mr. Rotton,	

And Bill read a second time.

On the motion of Mr. Holroyd, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider this Bill in detail.

The Chairman reported progress, and obtained leave to sit again this day fortnight.

9. Towns Police Bill :—On the Order of the Day for the further consideration in Committee of this Bill being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such further consideration.
 The Chairman reported progress, and obtained leave to sit again this day week.
10. Pawnbrokers Bill :—On the Order of the Day for the further consideration in Committee of this Bill being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for such further consideration.
 The Chairman reported progress, and obtained leave to sit again this day fortnight.
- The House adjourned, on motion of Mr. Cowper, at five minutes after Eleven o'clock, until Tuesday next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, SEPTEMBER 22.

QUESTIONS:—

1. MR. RAPER to ask THE COLONIAL TREASURER,—The number of cattle slaughtered at the Glebe Island Abattoirs during the years 1860, 1861, 1862, and 1863, up to the 30th June; also the amount paid into the Treasury, for the inspection of the same, in said years; also the sum paid into the Treasury, for rents to the credit of Abattoirs for said years, specifying the amount for each of the above years, up to June 30, 1863; also the amount of current expenses, separately, as they occurred, in each of the years above named?
2. MR. BURDEKIN to ask THE COLONIAL TREASURER,—What is the Estimated Cost of the Printing and preparation of the Papers connected with Mr. Bentley's Petition?

Contingent Notice of Motion:—

1. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—
 - (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 - (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
 - (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
 - (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
 - (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
 - (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
 - (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
 - (11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
 - (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
 - (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
 - (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.

2. **MR. DRIVER** to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
- (2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
3. **MR. EAGAR** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.
4. **MR. DRIVER** to move for leave to introduce a Bill to Prevent Vexatious Indictments for certain Misdemeanors.
5. **MR. DRIVER** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to Regulate the Licensing of Carriers.
6. **MR. SHEPHERD** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present year, a sum not exceeding £2,000, for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
7. **MR. SAMUEL** to move,—
- (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
- (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- (3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- (6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- (7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- (8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.
- (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
8. **MR. DANGAR** to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.

9. MR. DALGLEISH to move, That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, be laid upon the Table of this House.
10. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
11. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill to provide Funds for the Suppression of certain Evils affecting the Orange Plantation in this Colony.
12. MR. GRAY to move, That the Proceedings of the Committee of last Session, upon the Railway through Ultimo Estate, be laid upon the Table of this House, with the view of being referred to the Select Committee now sitting on this subject.
13. MR. WEEKES to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence and Reports relating to the destruction by fire of a Stack of Hay, the property of Mr. Joshua Anderson, of West Maitland, and to the refusal of the Coroner to hold an Inquest thereon.
14. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
15. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail,—
 - (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.
 - (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
16. MR. EAGAR to move for leave to bring in a Bill "to regulate the Fees of the Sydney Grammar School."
17. MR. SAMUEL to move,—
 - (1.) That the Bill to enable the Colonial Sugar Refining Company to sue and be sued in the name of such Company, and to vest the Property of the Company in the Trustees for the time being of such Company, be referred to a Select Committee.
 - (2.) That such Committee consist of Mr. Smart, Mr. Garrett, Mr. Lucas, Mr. Caldwell, Mr. Mate, Mr. Dalgleish, Mr. Egan, and the Mover.
18. MR. LUCAS to move, That the Petition, presented by him on the 17th September, from Mr. James Doyle, in reference to the Police Authorities at Goulburn, be printed.
19. DR. LANG to move, That the Petition presented by him on the 4th September, from Mr. James McIntosh, be referred to the Select Committee now sitting on the Claims of Mr. John Busby, with power to send for persons and Papers, for consideration and report.
20. DR. LANG to move,—
 - (1.) That the Petition presented by him on the 18th September, in favour of the Presbyterian College Bill, from certain Inhabitants of Shoalhaven, be printed.
 - (2.) That the Petition presented by him on the 18th September, in favour of the Presbyterian College Bill, from certain Inhabitants of Balmain and its Vicinity, be printed.
21. MR. W. FORSTER to move, That leave be given to introduce a Bill to incorporate the "Moruya Silver Mining Company."
22. MR. DRIVER to move, That the Petition presented by him on the 18th September, from Mr. Samuel Gordon, be printed.
23. DR. LANG to move,—
 - (1.) That the Petition presented by him, on the 9th of September, from the Presbyterians of Minmi and its Vicinity, praying for the passing of the Presbyterian College Bill, be printed.
 - (2.) That a similar Petition, presented by him on the 15th September, from the Presbyterians of Young and Burrangong or the Lambing Flat, be printed.
 - (3.) Also, that the Petition, presented by him on the 15th September, from the Presbyterians of Queanbeyan, for the passing of the Presbyterian College Bill, be printed.
24. MR. STEWART to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, Mr. Gray, and the Mover.

- (3.) That the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on 21st October last to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
25. MR. STEWART to move,—
 (1.) That there be laid upon the Table of this House, Copies of all applications to reclaim Land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 (2.) Also, Copies of all Correspondence having reference to the same subject.
26. MR. CALDWELL to move, That the Petition from certain Butchers of Sydney, presented by him on the 15th September, be printed.
27. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
28. MR. CUNNEEN to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
29. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon a Supplementary Estimate for 1864, a sum not exceeding £12,000, as a Relief Fund for Religious and Moral Training in the Unsettled Districts of the Colony (Gold Fields included), to be placed to the credit of the Heads of the various Churches, according to population, in said Districts.
30. MR. HOLROYD to move for leave to bring in a Bill "to enable the Trustees of a settlement made on the marriage of Charles Clarendon Cox and Louisa Stafford Stuart, of certain land, near Windsor, in the Colony of New South Wales, called "or known as 'Clarendon,' to sell such land and to make provision for the investment of the proceeds of the sale thereof."
31. MR. CUMMINGS to move,—
 (1.) That in the opinion of this House, compensation by appraisement should be granted to all persons whom the Government have deprived of their land for public roads, since the inauguration of Responsible Government.
 (2.) That the said Resolution be conveyed by Address to His Excellency the Governor.
32. MR. MARTIN to move, That the Petition from William Bland, presented by him on 15th September, be printed.
33. MR. CLOSE to move, That the Petition from the Workmen on the Line of Railway from Morpeth to Maitland, presented by him on the 15th September, be printed.
34. MR. RORTON to move,—
 (1.) That, the Committee of Elections and Qualifications having reported, with reference to the employment of other Members of Parliament as follows :—
 "Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment under the Government.
 "Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,"—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
35. MR. EAGAR to move, That the Petition from certain cabinet-makers, upholsterers, and other importers of varnish containing spirit, presented by him on 15th September, be printed.
36. MR. EAGAR to move, That the Petition from certain Chemists and Druggists, presented by him on the 9th September, relative to the Duty on Spirits of Wine, be printed.

ORDERS OF THE DAY:—

1. Debate on the Motion of Mr. Harpur:—
 - “ (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. J. Kentish, presented by Mr. Harpur on 2nd of July last.
 - “ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”
2. Smoke Nuisance Abatement Bill; second reading.
3. Cardiff Coal Company's Incorporation Bill; second reading.
4. Payment of Wages in Money Compulsion Bill; to be further considered in Committee.
5. Law of Evidence in Criminal Cases Amendment Bill; second reading.
6. Dog Nuisance Abatement Bill; second reading.
7. Prevention and Cure of Scab in Sheep Bill; consideration in Committee of the propriety of introducing this Bill.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Seamen's Laws Amendment and Consolidation Bill; to be further considered in Committee.
2. Pastoral Interests Contribution Bill; second reading.
3. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
4. Public Education Bill Reported; adoption of Report.
5. Impounding Bill; to be further considered in Committee.
6. Municipalities Law Amendment Bill; to be considered in Committee.

WEDNESDAY, SEPTEMBER 23.

Contingent Notices of Motion:—

1. MR. MARTIN to move, (as an Amendment on the Question, “That the Speaker do now leave the Chair,” for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement.) the following Resolutions, *seriatim*:—
 - (1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnacree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.
 - (2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.
 - (3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.
 - (4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.
 - (5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(9.)

(9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.

(14.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.

(15.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(18.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.

(20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.)

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

2. MR. EAGAR to move, (*contingently on the Motion for the adoption of the Report from the Committee of Ways and Means, of the Resolution first to be reported thereunder*)—

(1.) That the Financial condition of the Country, as shewn by the Estimates of the Ways and Means for the year 1864, is unsatisfactory, and demands the withdrawal from the present Ministry of the confidence of this House.

(2.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolution.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move, That leave be granted to introduce a Bill to amend the Marriage Act.

ORDERS OF THE DAY.

1. Supply; Resumption of the Committee.
2. Ways and Means; Resumption of the Committee.

THURSDAY, SEPTEMBER 24.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move, That leave be granted to introduce a Bill "To provide a Superannuation Fund, and to regulate the granting of Retiring, and other Allowances and Gratuities, in respect of Public Services."

FRIDAY, SEPTEMBER 25.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Metropolitan Corporation Bill; to be considered in Committee.
2. Towns Police Bill; to be further considered in Committee.

TUESDAY, SEPTEMBER 29.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MACLEAY to move, That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.
2. MR. RUSDEN to move, That the Petition relative to the Public Education Bill, from certain Residents at Port Macquarie and McLeay, presented by him on the 25th of August, be printed.
3. MR. RUSDEN to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs known as "Gocup" and "Godara," in the District of Tumut.
 - (2.) That such Committee consist of Mr. Martin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
4. MR. RUSDEN to move, That it is the opinion of this House, that a new Commission of the Peace should be issued immediately.

5. MR. RUSDEN to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed, to inquire into, and report upon, the cases of Messrs. Thompson and Farrell, of Merindee, with relation to the working of the Gold Fields Act, and to determine what redress (if any) they are entitled to.
 (2.) That such Committee consist of Mr. Robertson, Mr. Buchanan, Mr. Wilson, Mr. Wisdom, Mr. Gray, Mr. Garrett, Mr. Mate, and the Mover.
6. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
7. MR. ALLEN to move, That in view of certain Petitions presented to this House, praying that in Institutions to which public money is granted for the cure of disease, Wards may be set apart for the treatment Homœopathically of such patients as may desire to be so treated,—
 (1.) That in the opinion of this House, where convenient, Wards should be so set apart.
 (2.) That an Address be presented to His Excellency the Governor embodying the above Resolutions.
8. MR. LUCAS to move, That there be laid upon the Table of this House, Copies of the Plans and Specifications, shewing the manner in which the works were to be performed in the construction of additional Flood Gates at Cook's River Dam; also Copies of the Tender and Agreement of the person who performed the works.
9. MR. HARPUR to move,—
 (1.) That there be laid upon the Table of this House a Tabular Return, shewing the number of Pauper Inmates on the 1st day of October, of this year, in each of the Charitable Institutions within the County of Cumberland, receiving Government aid, classified under such heads as may be deemed suitable by the respective Committees of Management, and specifying the native Country, the Religious Denomination, the civil condition, the trade, calling, or profession, and the average age of each description of Inmates.
 (2.) Also, a similar Return, shewing the number of Persons, at the same date, in the receipt of out-door relief from such Institutions respectively, and containing the same particulars, so far as they can be ascertained, in reference to the individuals relieved.
10. MR. HARPUR to move, That there be laid upon the Table of this House, a Tabular Return, shewing the number of Patients, male and female, in each of the Lunatic Asylums, under Government management, on the 1st day of October in this year, classified under such heads as may be deemed suitable by the Medical Superintendents, and specifying the native Country, the Religious Denomination, the civil condition, the trade, calling, or profession, and the average age of each description of Lunatics.

WEDNESDAY, SEPTEMBER 30.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."

FRIDAY, OCTOBER 2.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; to be further considered in Committee.
2. Pawnbrokers Bill; to be further considered in Committee.

TUESDAY, OCTOBER 6.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Letters and Documents connected with the Letter of Mr. John Henry Nixon, as addressed to His Excellency the Governor, in reference to his Claim against Mr. Charles Augustus Goodchap, a Clerk in the Department of Public Works, and Mr. Francis Lemesle Oliver, a Clerk in the Department of Lands; together with Copies of the Letters and Explanations given by the Lands and Works Departments, and the said Clerks, in reference to the said Letter; and also, Copies of any Report from the Chief Commissioner of Insolvent Estates in reference to either of the said Clerks in connection with their Insolvent Estates.
2. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.



New South Wales.

No. 53.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 22 SEPTEMBER, 1863.

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

Questions on Notice Paper for to-day :—

(1.) Glebe Island Abattoirs :—Mr. Harpur, on behalf of Mr. Raper, asked the Colonial Treasurer, pursuant to Notice No. 1,—The number of cattle slaughtered at the Glebe Island Abattoirs during the years 1860, 1861, 1862, and 1863, up to the 30th June; also the amount paid into the Treasury, for the inspection of the same, in said years; also the sum paid into the Treasury, for rents to the credit of Abattoirs for said years, specifying the amount for each of the above years, up to June 30, 1863; also the amount of current expenses, separately, as they occurred, in each of the years above named?

Mr. Smart answered :—In reply to the Honorable Member's Question, I would state, that, from the 1st October, 1860, to the end of that year, the total number slaughtered was 6,388; the fees amounted to £79 17s.; the rents to £96 8s. 4d.; and the expenses to £146 16s. 8d. In 1861, there were 28,615 slaughtered, the fees upon which were £357 13s. 9d.; the rents amounted to £2,702 9s. 3d.; and the expenses to £523 17s. 11d. In 1862, there were 30,661 slaughtered; the fees were £383 5s. 3d.; the rents, £1,404 1s. 6d.; and the expenses, £640 8s. 10d. In 1863, up to the 30th June, there were 12,713 slaughtered; the fees were £158 18s. 3d.; the rents, £444 16s.; and the expenses, £380 16s. 2d. The Honorable Member is not in his place, but I imagine that this Return will not be complete unless I give further information which he has not asked me for—that is, the fees for the slaughtering of cattle in the houses furnished by Government, for the year 1860;—they amounted to £23 1s. 10d.; for 1861, to £59 9s. 8d.; for 1862, to £420 1s. 3d.; and up the 30th June, 1863, to £322 11s. 3d.

(Mr. Burdakin not asking the Question standing in his name, No. 2, it dropped.)

2. Motions Withdrawn :—Mr. Eagar withdrew the Motions standing in his name Nos. 3, 14, 15, and 16 on the Notice Paper for to-day.
3. Newcastle Wallsend Coal Company :—Mr. Wilson presented a Petition from John Brewster, of Sydney, Gentleman, praying for leave to appear, by Counsel or Attorney, before the Select Committee to whom had been referred the Petition from certain Shareholders in the Newcastle Wallsend Coal Company, setting forth grievances connected with negotiations with the Government, and further praying that he might have leave to produce and give evidence with reference to the matter in the said Petition referred to.
Petition received.
Mr. Wilson then (*with the concurrence of the House*) moved, without notice, That the prayer of the Petition be granted.
Question put and passed.
4. Motions Withdrawn :—
- (1.) Mr. Lucas withdrew the Motion standing in his name No. 1 on the Notice Paper for to-day.
- (2.) Mr. Samuel withdrew the Motion standing in his name No. 7 on the Notice Paper for to-day.
- (3.) Mr. Dangar withdrew the Motion standing in his name No. 8 on the Notice Paper for to-day.

5. Paper:—Mr. Cowper laid upon the Table, Return to Order in reference to Correspondence between Mr. Keightly, late Clerk of Petty Sessions and Land Agent, at Tamworth, and the Government, in 1857 and 1858, made by this House, on motion of Mr. Garrett, on the 29th January, 1861.
Ordered to be printed.
6. Motion Withdrawn:—Mr. Cummings withdrew the Motion standing in his name, No. 31 on the Notice Paper for to-day.
7. Mr. James K. Montgomery—Claim for Compensation:—Mr. Driver moved, pursuant to notice,—
(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report to this House, upon the claim of Mr. James K. Montgomery, for Compensation in consequence of having certain premises at Forbes pulled down by the Police authorities, in February last.
(2.) That such Committee consist of Mr. Cowper, Mr. Garrett, Mr. Hannell, Mr. Dalgleish, Mr. Dalley, Mr. Wilson, Mr. Piddington, Capt. Moriarty, and the Mover.
Debate ensued.
Question put and passed.
8. Solicited Provision for Homœopathic Treatment in Public Curative Institutions:—Mr. Allen presented two Petitions (therein designated Memorials) from certain Colonists of New South Wales, praying that, in those Institutions to which Public Money is granted for the treatment and cure of disease, wards may be set apart for the use of such patients as may desire Homœopathic Treatment, and that free access may be afforded thereto to properly qualified Homœopathic Practitioners.
Petitions received.
9. Public Education Bill:—Mr. Harpur presented a Petition from certain Members of the Church of England, and others, residing at Falbrook, Jerry's Plains, and Warkworth, against the passing of this Bill.
Petition received.
10. Extension of Branch Railway from the Great Northern Line towards Mudgee:—The undermentioned Petitions were presented by the Members respectively named, in favour of this extension.
(1.) From certain Inhabitants of the Town of Singleton, and District of Patrick's Plains, by Mr. Arnold.
(2.) From certain Inhabitants of the Towns and District of Morpeth, West Maitland, and East Maitland, by Mr. Darvall.
Petitions received.
11. Vexatious Indictments Prevention Bill:—Mr. Driver moved, pursuant to notice, for leave to introduce a Bill to Prevent Vexatious Indictments for certain Misdemeanors.
Question put and passed.
12. Carriers Licensing Bill:—Mr. Driver moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to Regulate the Licensing of Carriers.
Question put and passed.
13. Proposed Punt on the Parramatta River at Ryde:—Mr. Shepherd moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present year, a sum not exceeding £2,000, for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
Debate ensued.
Question put and passed.
14. Alleged Irregularities in the Public Works Office:—Mr. Dalgleish, (*with the concurrence of the House,*) moved, pursuant to *amended* notice, That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, and the additional Evidence, written or oral, taken by, or tendered to, Mr. Arnold, the Minister for Works, on the same subject, be laid upon the Table of this House.
Debate ensued.
- Notice being taken that there was not a Quorum present, the House was counted, and there being only sixteen Members present, exclusive of the Speaker,—namely,—Mr. Arnold, Mr. Cowper, Mr. Cummings, Mr. Cunneen, Mr. Dalgleish, Mr. Dangar, Mr. Driver, Mr. Lucas, Mr. Macpherson, Mr. Morris, Mr. Raper, Mr. Smart, Mr. Stewart, Mr. Tighe, Mr. Walker, and Mr. Wisdom,—the Speaker adjourned the House, at twelve minutes after Seven o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

WEDNESDAY, SEPTEMBER 23.

QUESTIONS :—

1. MR. CUNNEEN *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Is the Government aware that the Contractor for the Windsor and Richmond Railway (Mr. Randle) has suspended the Works upon the line, and payment to his Workmen ?
 - (2.) If so, what course will be taken by the Government in order that no delay may take place in completing the Railway as soon as possible for the trade of the Hawkesbury ?
 - (3.) What amount of money is due (if any) to Mr. Randle for work done upon the line ?
 - (4.) Can the Government protect the interest of the unpaid workmen upon the line, by paying their wages out of any sum that may be due to the Contractor ?
2. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) How long was Mr. Henry Matthews allowed for the completion of his Contract for the Court House and Watch House at Walgett ?
 - (2.) Do the Government intend to take any steps against the Contractor to enforce the completion of his Contract, as recommended by the Bench of Magistrates when he asked for extension of time ?
3. MR. DAGGLEISH *to ask* THE COLONIAL TREASURER,—
 - (1.) At what rate per day are Shorthand Writers, who attend Select Committees of this House, paid ?
 - (2.) What does the printing of Evidence, taken before Select Committees of this House, cost per page ?
 - (3.) What cost was incurred by printing and composing the Evidence and Appendices in the Bentley case last Session ?
4. MR. PIDDINGTON *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) If Mr. Randle has entered into a bond with the Government to secure the due performance of his Contract on the Windsor Railway ?
 - (2.) The amount of the bond, and the names of his Sureties ?
5. MR. BURDEKIN *to ask* THE COLONIAL TREASURER,—What is the Estimated Cost of the Printing and preparation of the Papers connected with Mr. Bentley's Petition ?
6. MR. FAUCETT *to ask* THE ATTORNEY GENERAL,—Whether he will have any objection to move for the printing of the papers in Whitaker's case, and also the opinions of Mr. Hargraves, given to the Magistrates of Young ?

Contingent Notices of Motion :—

1. MR. MARTIN to move, (*as an Amendment on the Question, "That the Speaker do now leave the Chair," for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement.*) the following Resolutions, *seriatim* :—
 - (1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnacree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention, on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.
 - (2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.
 - (3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.
 - (4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.
 - (5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90

£90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.

(14.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.

(15.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(18.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.

(20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.)

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

2. MR. BAGAR to move, (*contingently on the Motion for the adoption of the Report from the Committee of Ways and Means, of the Resolution first to be reported thereunder*)—

(1.) That the Financial condition of the Country, as shewn by the Estimates of the Ways and Means for the year 1864, is unsatisfactory, and demands the withdrawal from the present Ministry of the confidence of this House.

(2.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolution.

3. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*)

That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—

(1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.

(2.) All Property vested in the Board of National Education shall revert to the Government.

(3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.

(4.) Schools under such Act as may be passed shall be divided into Public and Assisted.

(5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.

(6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.

(7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.

(8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.

(9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.

(10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.

(11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.

(12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.

(13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.

(14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. COWPER to move, That leave be granted to introduce a Bill to amend the Marriage Act.

ORDERS OF THE DAY :—

1. Supply ; Resumption of the Committee.
2. Ways and Means ; Resumption of the Committee.
3. Seamen's Laws Amendment and Consolidation Bill ; to be further considered in Committee.
4. Pastoral Interests Contribution Bill ; second reading.
5. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.
6. Public Education Bill Reported ; adoption of Report.
7. Impounding Bill ; to be further considered in Committee.
8. Municipalities Law Amendment Bill ; to be considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend ; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
2. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill to provide Funds for the Suppression of certain Evils affecting the Orange Plantation in this Colony.
3. MR. GRAY to move, That the Proceedings of the Committee of last Session, upon the Railway through Ultimo Estate, be laid upon the Table of this House, with the view of being referred to the Select Committee now sitting on this subject.
4. MR. WEEKES to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence and Reports relating to the destruction by fire of a Stack of Hay, the property of Mr. Joshua Anderson, of West Maitland, and to the refusal of the Coroner to hold an Inquest thereon.
5. MR. SAMUEL to move,—
 - (1.) That the Bill to enable the Colonial Sugar Refining Company to sue and be sued in the name of such Company, and to vest the Property of the Company in the Trustees for the time being of such Company, be referred to a Select Committee.
 - (2.) That such Committee consist of Mr. Smart, Mr. Garrett, Mr. Lucas, Mr. Caldwell, Mr. Mate, Mr. Dalgleish, Mr. Egan, and the Mover.
6. MR. LUCAS to move, That the Petition, presented by him on the 17th September, from Mr. James Doyle, in reference to the Police Authorities at Goulburn, be printed.
7. DR. LANG to move, That the Petition presented by him on the 4th September, from Mr. James McIntosh, be referred to the Select Committee now sitting on the Claims of Mr. John Busby, with power to send for persons and Papers, for consideration and report.
8. DR. LANG to move,—
 - (1.) That the Petition presented by him on the 18th September, in favour of the Presbyterian College Bill, from certain Inhabitants of Shoalhaven, be printed.
 - (2.) That the Petition presented by him on the 18th September, in favour of the Presbyterian College Bill, from certain Inhabitants of Balmain and its Vicinity, be printed.
9. MR. W. FORSTER to move, That leave be given to introduce a Bill to incorporate the "Moruya Silver Mining Company."
10. MR. DRIVER to move, That the Petition presented by him on the 18th September, from Mr. Samuel Gordon, be printed.
11. DR. LANG to move,—
 - (1.) That the Petition presented by him, on the 9th of September, from the Presbyterians of Minmi and its Vicinity, praying for the passing of the Presbyterian College Bill, be printed.
 - (2.) That a similar Petition, presented by him on the 15th September, from the Presbyterians of Young and Burrangong or the Lambing Flat, be printed.
 - (3.) Also, that the Petition, presented by him on the 15th September, from the Presbyterians of Queanbeyan, for the passing of the Presbyterian College Bill, be printed

12. **MR. STEWART** to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney.
 (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, Mr. Gray, and the Mover.
 (3.) That the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on 21st October last to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
13. **MR. STEWART** to move,—
 (1.) That there be laid upon the Table of this House, Copies of all applications to reclaim Land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 (2.) Also, Copies of all Correspondence having reference to the same subject.
14. **MR. CALDWELL** to move, That the Petition from certain Butchers of Sydney, presented by him on the 15th September, be printed.
15. **MR. CUNNEEN** to move, That there be laid upon the Table of this House, a Return, shewing,—
 (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
16. **MR. CUNNEEN** to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
17. **MR. CUMMINGS** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon a Supplementary Estimate for 1864, a sum not exceeding £12,000, as a Relief Fund for Religious and Moral Training in the Unsettled Districts of the Colony (Gold Fields included), to be placed to the credit of the Heads of the various Churches, according to population, in said Districts.
18. **MR. HOLROYD** to move for leave to bring in a Bill “to enable the Trustees of a settlement made on the marriage of Charles Clarendon Cox and Louisa Stafford Stuart, of certain land, near Windsor, in the Colony of New South Wales, called “or known as ‘Clarendon,’ to sell such land and to make provision for the investment of the proceeds of the sale thereof.”
19. **MR. MARTIN** to move, That the Petition from William Bland, presented by him on 15th September, be printed.
20. **MR. CLOSE** to move, That the Petition from the Workmen on the Line of Railway from Morpeth to Maitland, presented by him on the 15th September, be printed.
21. **MR. ROTTON** to move,—
 (1.) That, the Committee of Elections and Qualifications having reported, with reference to the employment of other Members of Parliament as follows:—
 “Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment under the Government.
 “Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service.”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

22. MR. EAGAR to move, That the Petition from certain Cabinet Makers, Upholsterers, and other Importers of varnish containing spirit, presented by him on 15th September, be printed.
23. MR. EAGAR to move, That the Petition from certain Chemists and Druggists, presented by him on the 9th September, relative to the Duty on Spirits of Wine, be printed.

ORDERS OF THE DAY:—

1. Debate on the Motion of Mr. Harpur:—
 “(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 “(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”
2. Smoke Nuisance Abatement Bill; second reading.
3. Cardiff Coal Company's Incorporation Bill; second reading.
4. Payment of Wages in Money Compulsion Bill; to be further considered in Committee.
5. Law of Evidence in Criminal Cases Amendment Bill; second reading.
6. Dog Nuisance Abatement Bill; second reading.
7. Prevention and Cure of Scab in Sheep Bill; consideration in Committee of the propriety of introducing this Bill.

THURSDAY, SEPTEMBER 24.

QUESTION:—

1. MR. LUCAS to ask THE SECRETARY FOR LANDS,—
 (1.) Is it the intention of the Government to hand over to the different Denominations portions of the Land purchased by the Government for a Public Cemetery?
 (2.) If so, will the Honorable Gentleman inform the House when?

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move, That leave be granted to introduce a Bill “To provide a Superannuation Fund, and to regulate the granting of Retiring, and other Allowances and Gratuities, in respect of Public Services.”

FRIDAY, SEPTEMBER 25.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Metropolitan Corporation Bill; to be considered in Committee.
2. Towns Police Bill; to be further considered in Committee.
3. Carriers Licensing Bill; consideration in Committee of the propriety of introducing this Bill.
4. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.

NOTICE OF MOTION:—

1. MR. CUMMINGS to move, That, in the opinion of this House, the Government shall bring in a Bill this Session to allow compensation in future for all lands taken by the Government from the lawful owners, for Public Roads; when such roads run through enclosed paddocks, the Government shall cause such roads to be fenced in before they are proclaimed.

TUESDAY, SEPTEMBER 29.

QUESTION:—

1. MR. DALGLISH to ask THE ATTORNEY GENERAL,—If the Government intend to take any steps to compel the Pyrmont Bridge Company to make an opening as provided for by the Preamble of the Pyrmont Bridge Company's Act, 19th Vict., capable of admitting vessels of all classes, whether navigated by steam or otherwise, to pass and re-pass through the same, and to enforce the proviso of the 23rd Clause, compelling the Company to provide steam vessels or steam tugs, of sufficient power, &c., to warp or tow into and out of that part of Darling Harbour which lies to the south of the said intended Bridge, vessels of all classes resorting thereto free of all costs to any such vessel, and shall enter into such bond for the due, regular, and punctual performance of such service as the said Governor General and his Executive Council shall require?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MACLEAY to move, That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.
2. MR. RUSDEN to move, That the Petition relative to the Public Education Bill, from certain Residents at Port Macquarie and McLay, presented by him on the 25th of August, be printed.
3. MR. RUSDEN to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs known as "Gocup" and "Godara," in the District of Tumut.
 - (2.) That such Committee consist of Mr. Martin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
4. MR. RUSDEN to move, That it is the opinion of this House, that a new Commission of the Peace should be issued immediately.
5. MR. RUSDEN to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to inquire into, and report upon, the cases of Messrs. Thompson and Farrell, of Merindee, with relation to the working of the Gold Fields Act, and to determine what redress (if any) they are entitled to.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Buchanan, Mr. Wilson, Mr. Wisdom, Mr. Gray, Mr. Garrett, Mr. Mate, and the Mover.
6. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
7. MR. ALLEN to move, That in view of certain Petitions presented to this House, praying that in Institutions to which public money is granted for the cure of disease, Wards may be set apart for the treatment Homœopathically of such patients as may desire to be so treated,—
 - (1.) That in the opinion of this House, where convenient, Wards should be so set apart.
 - (2.) That an Address be presented to His Excellency the Governor embodying the above Resolutions.
8. MR. LUCAS to move, That there be laid upon the Table of this House, Copies of the Plans and Specifications, shewing the manner in which the works were to be performed in the construction of additional Flood Gates at Cook's River Dam; also Copies of the Tender and Agreement of the person who performed the works.
9. MR. HARPUR to move,—
 - (1.) That there be laid upon the Table of this House a Tabular Return, shewing the number of Pauper Inmates on the 1st day of October, of this year, in each of the Charitable Institutions within the County of Cumberland, receiving Government aid, classified under such heads as may be deemed suitable by the respective Committees of Management, and specifying the native Country, the Religious Denomination, the civil condition, the trade, calling, or profession, and the average age of each description of Inmates.
 - (2.) Also, a similar Return, shewing the number of Persons, at the same date, in the receipt of out-door relief from such Institutions respectively, and containing the same particulars, so far as they can be ascertained, in reference to the individuals relieved.
10. MR. HARPUR to move, That there be laid upon the Table of this House, a Tabular Return, shewing the number of Patients, male and female, in each of the Lunatic Asylums, under Government management, on the 1st day of October in this year, classified under such heads as may be deemed suitable by the Medical Superintendents, and specifying the native Country, the Religious Denomination, the civil condition, the trade, calling, or profession, and the average age of each description of Lunatics.
11. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
12. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail,—
 - (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.
 - (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
13. MR. SAMUEL to move, That in the opinion of this House, there ought to be a Copper Coinage issued from the Sydney Branch of the Royal Mint.
14. MR. DARVALL to move, That the Petition presented by him on the 22nd September, from certain Inhabitants of the Hunter River District, relative to Railway Extension to Mudgee, be printed.

WEDNESDAY,

WEDNESDAY, SEPTEMBER 30.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."

FRIDAY, OCTOBER 2.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; to be further considered in Committee.
2. Pawnbrokers Bill; to be further considered in Committee.

TUESDAY, OCTOBER 6.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Letters and Documents connected with the Letter of Mr. John Henry Nixon, as addressed to His Excellency the Governor, in reference to his Claim against Mr. Charles Augustus Goodchap, a Clerk in the Department of Public Works, and Mr. Francis Lemesle Oliver, a Clerk in the Department of Lands; together with Copies of the Letters and Explanations given by the Lands and Works Departments, and the said Clerks, in reference to the said Letter; and also, Copies of any Report from the Chief Commissioner of Insolvent Estates in reference to either of the said Clerks in connection with their Insolvent Estates.
2. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
3. MR. BAGAR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.
4. MR. SAMUEL to move,—
 - (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made, for the above Lines, or that may be useful in preparing such Tender.
 - (6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

(7)

(7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

(8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.

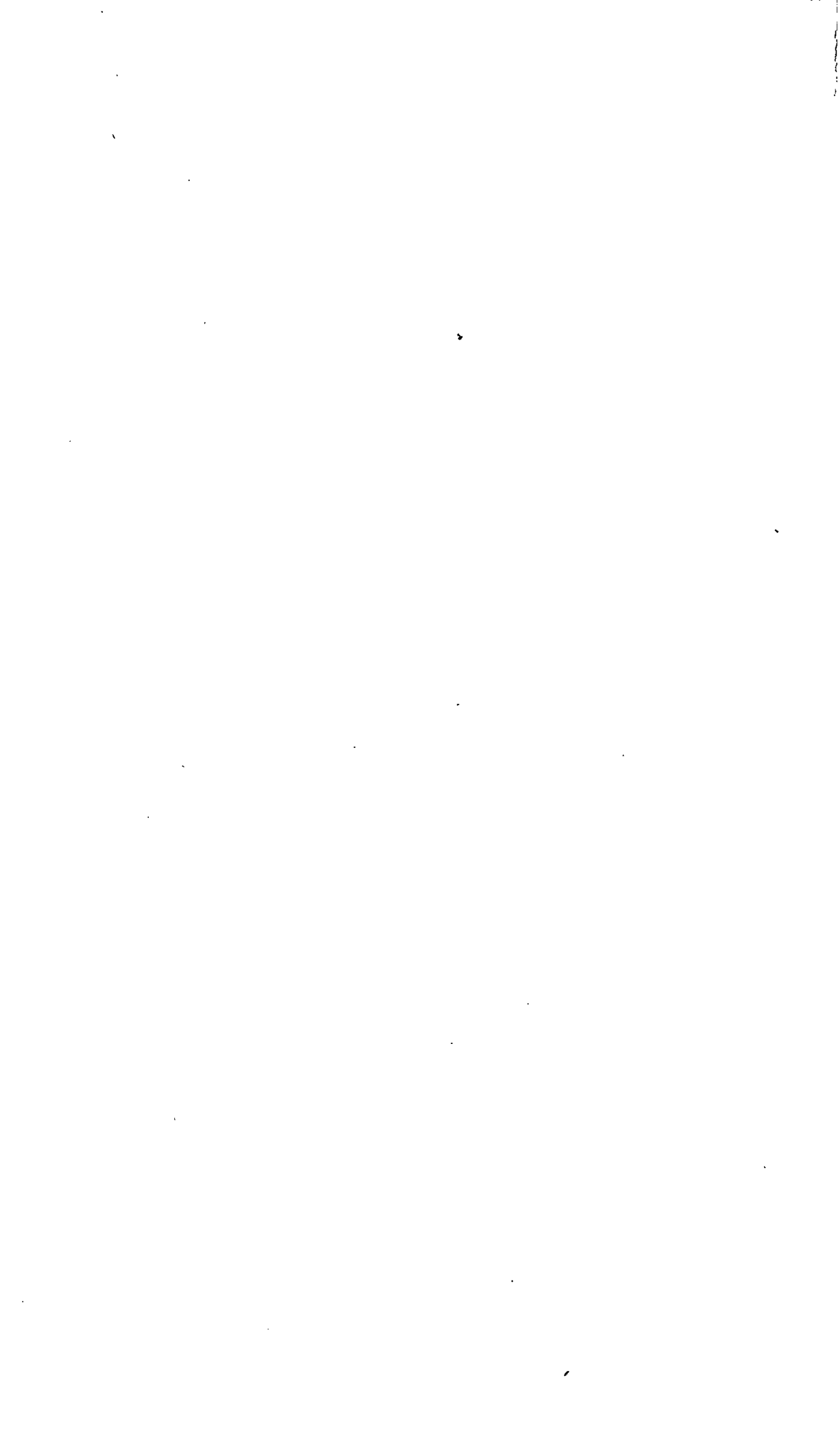
(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

5. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
6. MR. ALLEN to move, That the two Petitions from certain Colonists of New South Wales, relating to the Homœopathic treatment of disease, presented by him on the 22nd September, be printed.

TUESDAY, OCTOBER 13.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. EAGAR to move for leave to bring in a Bill to alter and amend "*An Act to Incorporate and partially Endow the Sydney Grammar School,*" so far as relates to fees and other charges payable by Pupils.
2. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.



New South Wales.

No. 54.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 23 SEPTEMBER, 1863.

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

Questions on Notice Paper for to-day:—

(1.) Suspension of Works upon the Windsor and Richmond Railway:—Mr. Cunneen asked the Secretary for Public Works, pursuant to Notice No. 1,—

(1.) Is the Government aware that the Contractor for the Windsor and Richmond Railway (Mr. Randle) has suspended the Works upon the line, and payment to his Workmen?

(2.) If so, what course will be taken by the Government in order that no delay may take place in completing the Railway as soon as possible for the trade of the Hawkesbury?

(3.) What amount of money is due (if any) to Mr. Randle for work done upon the line?

(4.) Can the Government protect the interest of the unpaid workmen upon the line, by paying their wages out of any sum that may be due to the Contractor?

Mr. Arnold answered:—

(1.) I beg to inform the Honorable Member, that the Government is aware of the failure of Mr. Randle, the Contractor, to carry on his works upon the Windsor and Richmond Railway.

(2.) Immediately upon becoming aware of this, the Government took steps for carrying on the work without delay, and the result of a negotiation with the sureties for the completion of this work has been, I believe, although the contract is not yet signed, that the works will be resumed by Mr. Randle's sureties, and completed.

(3.) The amount by the last certificate due to Mr. Randle was £245 4s., but beyond this there is a large amount of retention money, the per-centage, which becomes due only on the completion of the work. The amount of retention money is rather over £1,000.

(4.) As to the interests of the Workmen, the Government has nothing whatever to do with anyone but the Contractor. The Contractor makes his arrangements with the men, and the men with the Contractor: the Government has nothing to do with the men, nor does it intend, in this case or in any other, to interfere; and it desires that it shall be as widely known as possible to the workmen, that whatever arrangement it makes it is exclusively with the Contractor—the Government will not interfere in any way. Still, in this case, I have reason to believe the workmen will be paid.

(2.) Court and Watch-house at Walgett:—Mr. Dangar asked the Secretary for Public Works, pursuant to Notice No. 2,—

(1.) How long was Mr. Henry Matthews allowed for the completion of his contract for the Court-house and Watch-house at Walgett?

(2.) Do the Government intend to take any steps against the Contractor to enforce the completion of his contract, as recommended by the Bench of Magistrates when he asked for extension of time?

Mr. Arnold answered:—I beg to inform the Honorable Member, that the Contractor for the Court-house and Watch-house at Walgett has, from time to time, been allowed extensions of the period for the completion of this work, and this has been done upon the recommendation of the Bench of Magistrates at this place. It was a work for which the Government had great difficulty in obtaining

obtaining a contract at all, and the Government has felt justified in making considerable allowances to the Contractor for the great difficulty of procuring material and workmen, and completing a work of this kind at so great a distance from the ordinary means of procuring either material or workmen. The last application from the contractor was dated from Walgett, 10th August last. He then sent this letter, which I will read to the House:—

“ Sir, I take the honour of writing to inform you that it will be an impossibility to finish the Court-house and Lock-up at this place in the given time. Owing to the continued flooding of the country, I am not able to get any timber, as it lies along the banks of the rivers, to which there is no approaching. I am already a loser of 500 slabs, carried away by the floods, and I am not able to say when there will be any likelihood of its falling. At the present time it is rising, and I believe there is a great deal more water to come down. The drays, loaded with sashes and lining boards, cannot travel, though they have been loaded better than two months from Maitland. I must, therefore, leave it to your best consideration to allow me as much more time as possible, and no exertion shall be wanting on my part to finish the work as soon as I can get the materials to hand.” In reply to that letter the Colonial Architect sent the following note, “ Sir, In reply to your letter of the 10th ultimo—received this day—I have to state that I shall not object to such extension of time for completion of the Court and Watch-house, Walgett, as may have been rendered necessary by the floods, and not from want of proper foresight on your part; but it must be understood that every exertion must be made to complete the buildings at the earliest possible period.” Honorable Members will see that it is quite impossible for the Colonial Architect or any one else, at the moment, to judge of the reasonableness of this request, and therefore the Colonial Architect although he gives him the further time, does not pledge himself not to exact the penalties if it is found the carrying on of the work within the time has not been impossible.

(3.) Petition of T. C. Bentley :—Expense of printing Evidence and Appendices last Session.—Pay of Shorthand Writers:—Mr. Dalgleish asked the Colonial Treasurer, pursuant to Notice No. 3,—

(1.) At what rate per day are Shorthand Writers, who attend Select Committees of this House, paid?

(2.) What does the printing of Evidence, taken before Select Committees of this House, cost per page?

(3.) What cost was incurred by printing and composing the Evidence and Appendices in the Bentley case last Session?

Mr. Smart answered :—

(1.) In answer to the Honorable Member, I beg to inform him, in reply to his first Question, that Shorthand Writers receive £2 2s. for each day's attendance, and one shilling per folio for transcribing Evidence.

(2.) To the second Question, I would say £3 3s. per sheet of 4 pages, or 15s. 9d. per page, printed in the usual type (Long Primer); but as it is perhaps intended to embrace Reports of Select Committees with Evidence, Proceedings of Committees, and Appendices, the average price per page would generally be higher than this, varying according to the type used, and other circumstances.

(3.) In reply to the third Question, I would beg to inform the Honorable Member, that 48 pages of Appendix to Evidence in the Bentley case were printed in September, 1862, at a cost of £36, all of which became available in the final printing during the present Session.

(4.) Sureties for Performance of Contract on the Windsor Railway:—Mr. Piddington asked the Secretary for Public Works, pursuant to Notice No. 4,—

(1.) If Mr. Randle has entered into a bond with the Government to secure the due performance of his Contract on the Windsor Railway?

(2.) The amount of the bond, and the names of his Sureties?

Mr. Arnold answered :—I beg to inform the Honorable Member, that the usual Bond and Contract were signed by Mr. Randle, together with two sureties, Mr. James Macnamara and Mr. Robert Iredale being the names of those gentlemen. The amount of the Bond is £1,200.

(5.) Cost of Papers connected with Petition of T. C. Bentley :—Mr. Burdekin asked the Colonial Treasurer, pursuant to Notice, No. 5,—What is the Estimated Cost of the Printing and preparation of the Papers connected with Mr. Bentley's Petition?

Mr. Smart answered :—In reply to the Honorable Member, I beg to inform him that as nearly as can be estimated the actual Cost to the Government for Printing is: for composition, £180 7s. 9d.; for press work, £18; for folding, stitching, &c., £7 10s.; for paper, £72 17s.; total, £278 14s. 9d., or say, £280. In addition to this, I may state that there is also the cost of Shorthand Writing and transcribing, which, I have been informed, amounts to about £250 or £300.

(6.) The Queen v. Whittaker—Administration of Justice :—Mr. Paucett asked the Colonial Secretary, in the absence of the Attorney General, pursuant to Notice No. 6,—Whether he will have any objection to move for the printing of the papers in Whittaker's case, and also the opinions of Mr. Hargraves, given to the Magistrates of Young?

Mr. Cowper answered :—I beg to move, That the Papers in Whittaker's Case, laid upon the Table of the House on the 13th August last, be printed.

2. *The Queen v. Whittaker*—Administration of Justice:—Mr. Cowper (in reply to Question No. 6 on the Notice Paper for to-day) moved, That the Return to Address in reference to "*The Queen v. Whittaker*," laid upon the Table of this House, on the 13th August, 1863, be printed.
Question put and passed.
Ordered to be printed.
3. Railway through Ultimo Estate:—Mr. Gray (*with the concurrence of the House*), moved, without notice,—
(1.) That the Petition of Mr. J. Harris, and others, presented to this House, on the 12th December, 1862, praying for leave to be heard by themselves, their Counsel, or Agents, before the Select Committee then sitting on the subject of the Railway through Ultimo Estate, be referred to the Committee now sitting to inquire into and report upon that subject.
(2.) That the Petitioners have leave to be heard by themselves, their Counsel, or Agents, before the said Committee.
Question put and passed.
Mr. Gray then (*with the concurrence of the House*) moved, pursuant to notice No. 3 of Other Business on the Paper for to-day,—That the Proceedings of the Committee of last Session upon the Railway through Ultimo Estate, be laid upon the Table of the House, with the view of being referred to the Select Committee now sitting on this subject.
Question put and passed.
And the Clerk of Select Committees having presented the said Proceedings at the Bar of the House.
Mr. Gray, (*with the concurrence of the House*), moved, without notice,—That the Proceedings of the Committee of last Session, upon the Railway through Ultimo Estate, be referred to the Committee now sitting to consider and report upon the matter.
Question put and passed.
4. Death of John Hart in Benevolent Asylum at Liverpool:—Mr. Macpherson, (*with the concurrence of the House*), moved, without notice, That the papers lately laid on the Table of this House, with reference to the death of John Hart at Liverpool, be printed, and referred to the Committee appointed to inquire into the matter.
Question put and passed.
Ordered to be printed.
5. Motion for Adjournment:—Mr. Walker moved, That this House do now adjourn.
Debate ensued.
Motion by leave withdrawn.
6. Marriage Act Amendment Bill:—
(1.) Mr. Cowper moved, pursuant to notice,—That leave be granted to introduce a Bill to amend the Marriage Act.
Question put and passed.
(2.) Mr. Cowper having *presented* this Bill, Bill, intituled, "*A Bill to amend the Marriage Act*,"—read a first time.
Ordered to be printed, and read a second time this day fortnight.
7. Vexatious Indictments Prevention Bill:—Mr. Driver having *presented* this Bill, Bill, intituled, "*A Bill to prevent vexatious Informations for certain Misdemeanors*,"—read a first time.
Ordered to be printed, and read a second time on Friday week.
8. Papers:—Mr. Arnold laid upon the Table the undermentioned Papers:—
(1.) Return to Order in reference to "Tenders for Leasing Railways," made by this House, on motion of Mr. Lackey, on the 28th July, 1863.
Ordered to be printed.
(2.) Return to Order in reference to the "Proposed Bridge over the River Paterson, at Dunmore," made by this House, on motion of Mr. Dangar, on the 9th December, 1862.
Ordered to be printed.
(3.) Plans (4) of the Proposed Bridge at Dunmore, Paterson River.
9. Postponement:—The Order of the Day for the Resumption of the Committee of Supply, postponed, on motion of Mr. Smart, until to-morrow.
10. Ways and Means:—On motion of Mr. Smart, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.
The Chairman reported progress, and obtained leave to sit again to-morrow.
The House adjourned, on motion of Mr. Cowper, at ten minutes after Eleven o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, SEPTEMBER 24.

QUESTIONS :—

1. MR. LUCAS *to ask* THE SECRETARY FOR LANDS,—
(1.) Is it the intention of the Government to hand over to the different Denominations portions of the Land purchased by the Government for a Public Cemetery?
(2.) If so, will the Honorable Gentleman inform the House when?
2. MR. EAGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,— When will the Return, in reference to Railway Contractors, in terms of motion of the 4th August, be laid upon the Table of this House?
3. MR. DALGLEISH *to ask* THE SECRETARY FOR PUBLIC WORKS,—
(1.) What amount of money is due, if any, to Mr. Randle, for work done upon the Southern Railway?
(2.) Has the Government obtained a bond from Mr. Randle for carrying on the work?
(3.) What is the amount of the Bond, and the names of the Sureties?
4. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—
(1.) If it is the intention of the Government to order that the District Court Judges shall reside in their respective appointed Districts?
(2.) Are the Government aware that great inconvenience and loss accrues to suitors through the continual absence of these Gentlemen from their Districts, or supposed Head Quarters?
(3.) Are Travelling Expenses allowed to District Court Judges and Crown Prosecutors, from their usual place of residence to their appointed Circuits, every three or six months?
(4.) How many miles is a District Court Judge supposed to travel per day, and are these Judges allowed Travelling Expenses whilst attending in Court, or from leaving their home, until their return to their usual place of residence?
5. MR. CUMMINGS *to ask* THE SECRETARY FOR PUBLIC WORKS,—
(1.) When will the pegging out plan of the fourth section of the Great Western Line of Railroad be complete?
(2.) Will the Government at once call for Tenders when said plan is finished?
6. MR. CUMMINGS *to ask* THE SECRETARY FOR PUBLIC WORKS,— The date of Contract Bond for the stone-work of the Nepean Bridge; date when said expires by effluxion of time; what progress has the Contractor made with the work; the amount advanced on the work, if any?

Contingent Notices of Motion :—

1. MR. MARTIN *to move*, (as an Amendment on the Question, "That the Speaker do now leave the Chair," for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement,) the following Resolutions, *seriatim* :—
(1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnacree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.
(2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.
(3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.
(4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.
(5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
(6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of

£90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.

(14.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.

(15.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terraco wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(18.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.

(20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.)

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

2. MR. BAGAR to move, (*contingently on the Motion for the adoption of the Report from the Committee of Ways and Means, of the Resolution first to be reported thereunder*)—

(1.) That the Financial condition of the Country, as shewn by the Estimates of the Ways and Means for the year 1864, is unsatisfactory, and demands the withdrawal from the present Ministry of the confidence of this House.

(2.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolution.

3. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*)

That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—

(1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.

(2.) All Property vested in the Board of National Education shall revert to the Government.

(3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.

(4.) Schools under such Act as may be passed shall be divided into Public and Assisted.

(5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.

(6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.

(7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.

(8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.

(9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.

(10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.

(11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.

(12.)

(12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.

(13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.

(14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. COWPER to move, That leave be granted to introduce a Bill "To provide a Superannuation Fund, and to regulate the granting of Retiring, and other Allowances and Gratuities, in respect of Public Services."

ORDERS OF THE DAY :—

1. Supply ; Resumption of the Committee.
2. Ways and Means ; Resumption of the Committee.
3. Seamen's Laws Amendment and Consolidation Bill ; to be further considered in Committee.
4. Pastoral Interests Contribution Bill ; second reading.
5. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.
6. Public Education Bill Reported ; adoption of Report.
7. Impounding Bill ; to be further considered in Committee.
8. Municipalities Law Amendment Bill ; to be considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend ; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
2. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill to provide Funds for the Suppression of certain Evils affecting the Orange Plantation in this Colony.
3. MR. WEEKES to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence and Reports relating to the destruction by fire of a Stack of Hay, the property of Mr. Joshua Anderson, of West Maitland, and to the refusal of the Coroner to hold an Inquest thereon.
4. MR. SAMUEL to move,—
 - (1.) That the Bill to enable the Colonial Sugar Refining Company to sue and be sued in the name of such Company, and to vest the Property of the Company in the Trustees for the time being of such Company, be referred to a Select Committee.
 - (2.) That such Committee consist of Mr. Smart, Mr. Garrett, Mr. Lucas, Mr. Caldwell, Mr. Mate, Mr. Dalgleish, Mr. Egan, and the Mover.
5. MR. LUCAS to move, That the Petition, presented by him on the 17th September, from Mr. James Doyle, in reference to the Police Authorities at Goulburn, be printed.
6. DR. LANG to move, That the Petition presented by him on the 4th September, from Mr. James McIntosh, be referred to the Select Committee now sitting on the Claims of Mr. John Busby, with power to send for persons and Papers, for consideration and report.
7. DR. LANG to move,—
 - (1.) That the Petition presented by him on the 18th September, in favour of the Presbyterian College Bill, from certain Inhabitants of Shoalhaven, be printed.
 - (2.) That the Petition presented by him on the 18th September, in favour of the Presbyterian College Bill, from certain Inhabitants of Balmain and its Vicinity, be printed.
8. MR. W. FORSTER to move, That leave be given to introduce a Bill to incorporate the "Moruya Silver Mining Company."
9. MR. DRIVER to move, That the Petition presented by him on the 18th September, from Mr. Samuel Gordon, be printed.
10. DR. LANG to move,—
 - (1.) That the Petition presented by him, on the 9th of September, from the Presbyterians of Minni and its Vicinity, praying for the passing of the Presbyterian College Bill, be printed.
 - (2.) That a similar Petition, presented by him on the 15th September, from the Presbyterians of Young and Burrangong or the Lambing Flat, be printed.
 - (3.) Also, that the Petition, presented by him on the 15th September, from the Presbyterians of Queanbeyan, for the passing of the Presbyterian College Bill, be printed.

11. MR. STEWART to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney.
 (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, Mr. Gray, and the Mover.
 (3.) That the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on 21st October last to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
12. MR. STEWART to move,—
 (1.) That there be laid upon the Table of this House, Copies of all applications to reclaim Land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 (2.) Also, Copies of all Correspondence having reference to the same subject.
13. MR. CALDWELL to move, That the Petition from certain Butchers of Sydney, presented by him on the 15th September, be printed.
14. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
15. MR. CUNNEEN to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
16. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon a Supplementary Estimate for 1864, a sum not exceeding £12,000, as a Relief Fund for Religious and Moral Training in the Unsettled Districts of the Colony (Gold Fields included), to be placed to the credit of the Heads of the various Churches, according to population, in said Districts.
17. MR. HOLROYD to move for leave to bring in a Bill “to enable the Trustees of a settlement made on the marriage of Charles Clarendon Cox and Louisa Stafford Stuart, of certain land, near Windsor, in the Colony of New South Wales, called “or known as ‘Clarendon,’ to sell such land and to make provision for the investment of the proceeds of the sale thereof.”
18. MR. MARTIN to move, That the Petition from William Bland, presented by him on 15th September, be printed.
19. MR. CLOSE to move, That the Petition from the Workmen on the Line of Railway from Morpeth to Maitland, presented by him on the 15th September, be printed.
20. MR. ROTTON to move,—
 (1.) That, the Committee of Elections and Qualifications having reported, with reference to the employment of other Members of Parliament as follows :—
 “Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment under the Government.
 “Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
21. MR. BAGAR to move, That the Petition from certain Cabinet Makers, Upholsterers, and other Importers of varnish containing spirit, presented by him on 15th September, be printed.

22. **MR. EAGAR** to move, That the Petition from certain Chemists and Druggists, presented by him on the 9th September, relative to the Duty on Spirits of Wine, be printed.

ORDERS OF THE DAY:—

1. Debate on the Motion of Mr. Harpur:—
 “ (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 “ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”
2. Smoke Nuisance Abatement Bill; second reading.
3. Cardiff Coal Company's Incorporation Bill; second reading.
4. Payment of Wages in Money Compulsion Bill; to be further considered in Committee.
5. Law of Evidence in Criminal Cases Amendment Bill; second reading.
6. Dog Nuisance Abatement Bill; second reading.
7. Prevention and Cure of Scab in Sheep Bill; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, SEPTEMBER 25.

QUESTION:—

1. **MR. LUCAS** to ask THE SECRETARY FOR PUBLIC WORKS,—
 (1.) Whether Mr. Weaver has directed that the Bridges required on the Windsor Railway shall be constructed with Colonial Beech?
 (2.) If so, is it the opinion of Mr. Weaver that this timber is the most desirable for the construction of Bridges?

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Metropolitan Corporation Bill; to be considered in Committee.
2. Towns Police Bill; to be further considered in Committee.
3. Carriers Licensing Bill; consideration in Committee of the propriety of introducing this Bill.
4. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.

NOTICE OF MOTION:—

1. **MR. CUMMINGS** to move, That, in the opinion of this House, the Government shall bring in a Bill this Session to allow compensation in future for all lands taken by the Government from the lawful owners, for Public Roads; when such roads run through enclosed paddocks, the Government shall cause such roads to be fenced in before they are proclaimed.

TUESDAY, SEPTEMBER 29.

QUESTION:—

1. **MR. DALGLEISH** to ask THE ATTORNEY GENERAL,—If the Government intend to take any steps to compel the Pyrmont Bridge Company to make an opening as provided for by the Preamble of the Pyrmont Bridge Company's Act, 19th Vict., capable of admitting vessels of all classes, whether navigated by steam or otherwise, to pass and repass through the same, and to enforce the proviso of the 23rd Clause, compelling the Company to provide steam vessels or steam tugs, of sufficient power, &c., to warp or tow into and out of that part of Darling Harbour which lies to the south of the said intended Bridge, vessels of all classes resorting thereto free of all costs to any such vessel, and shall enter into such bond for the due, regular, and punctual performance of such service as the said Governor General and his Executive Council shall require?

OTHER BUSINESS—NOTICES OF MOTION:—

1. **MR. MACLEAY** to move, That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.
2. **MR. RUSDEN** to move, That the Petition relative to the Public Education Bill, from certain Residents at Port Macquarie and McLeay, presented by him on the 25th of August, be printed.
3. **MR. RUSDEN** to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs known as “Gocup” and “Godara,” in the District of Tumut.
 (2.) That such Committee consist of Mr. Martin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.

4. MR. RUSDEN to move, That it is the opinion of this House, that a new Commission of the Peace should be issued immediately.
5. MR. RUSDEN to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to inquire into, and report upon, the cases of Messrs. Thompson and Farrell, of Merindee, with relation to the working of the Gold Fields Act, and to determine what redress (if any) they are entitled to.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Buchanan, Mr. Wilson, Mr. Wisdom, Mr. Gray, Mr. Garrett, Mr. Mate, and the Mover.
6. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
7. MR. ALLEN to move, That in view of certain Petitions presented to this House, praying that in Institutions to which public money is granted for the cure of disease, Wards may be set apart for the treatment Homœopathically of such patients as may desire to be so treated,—
 - (1.) That in the opinion of this House, where convenient, Wards should be so set apart.
 - (2.) That an Address be presented to His Excellency the Governor embodying the above Resolutions.
8. MR. LUCAS to move, That there be laid upon the Table of this House, Copies of the Plans and Specifications, shewing the manner in which the works were to be performed in the construction of additional Flood Gates at Cook's River Dam; also Copies of the Tender and Agreement of the person who performed the works.
9. MR. HARPUR to move,—
 - (1.) That there be laid upon the Table of this House a Tabular Return, shewing the number of Pauper Inmates on the 1st day of October, of this year, in each of the Charitable Institutions within the County of Cumberland, receiving Government aid, classified under such heads as may be deemed suitable by the respective Committees of Management, and specifying the native Country, the Religious Denomination, the civil condition, the trade, calling, or profession, and the average age of each description of Inmates.
 - (2.) Also, a similar Return, shewing the number of Persons, at the same date, in the receipt of out-door relief from such Institutions respectively, and containing the same particulars, so far as they can be ascertained, in reference to the individuals relieved.
10. MR. HARPUR to move, That there be laid upon the Table of this House, a Tabular Return, shewing the number of Patients, male and female, in each of the Lunatic Asylums, under Government management, on the 1st day of October in this year, classified under such heads as may be deemed suitable by the Medical Superintendents, and specifying the native Country, the Religious Denomination, the civil condition, the trade, calling, or profession, and the average age of each description of Lunatics.
11. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
12. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail,—
 - (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.
 - (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
13. MR. SAMUEL to move, That in the opinion of this House, there ought to be a Copper Coinage issued from the Sydney Branch of the Royal Mint.
14. MR. DARVALL to move, That the Petition presented by him on the 22nd September, from certain Inhabitants of the Hunter River District, relative to Railway Extension to Mudgee, be printed.
15. MR. HARPUR to move, That the Petition of certain Members of the Church of England, residing at Fallbrook, Jerry's Plains, and Warkworth, against the Education Bill, presented by him on the 22nd September, be printed.

WEDNESDAY, SEPTEMBER 30.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warchouses."

FRIDAY,

FRIDAY, OCTOBER 2.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; to be further considered in Committee.
2. Pawnbrokers Bill; to be further considered in Committee.
3. Vexatious Indictments Prevention Bill; second reading.

TUESDAY, OCTOBER 6.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Letters and Documents connected with the Letter of Mr. John Henry Nixon, as addressed to His Excellency the Governor, in reference to his Claim against Mr. Charles Augustus Goodchap, a Clerk in the Department of Public Works, and Mr. Francis Lemesle Oliver, a Clerk in the Department of Lands; together with Copies of the Letters and Explanations given by the Lands and Works Departments, and the said Clerks, in reference to the said Letter; and also, Copies of any Report from the Chief Commissioner of Insolvent Estates in reference to either of the said Clerks in connection with their Insolvent Estates.
2. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
3. MR. EAGAR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.
4. MR. SAMUEL to move,—
 - (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - (6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - (7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 - (8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them,

(2.)

- (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
5. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnaecree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
 6. MR. ALLEN to move, That the two Pétitions from certain Colonists of New South Wales, relating to the Homœopathic treatment of disease, presented by him on the 22nd September, be printed.
 7. MR. DALGLEISH to move, That the Debate, on the Motion of Mr. Dalgleish, "That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, and the additional Evidence, written or oral, taken by, or tendered to, Mr. Arnold, the Minister for Works, on the same subject, be laid upon the Table of this House," which lapsed on the 22nd September last, be now resumed.

WEDNESDAY, OCTOBER 7.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Marriage Act Amendment Bill ; second reading.

TUESDAY, OCTOBER 13.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. EAGAR to move for leave to bring in a Bill to alter and amend "*An Act to Incorporate and partially Endow the Sydney Grammar School,*" so far as relates to fees and other charges payable by Pupils.
2. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
3. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Tabular Return; shewing the names of all persons who have purchased land conditionally under the Land Alienation Act of 1861, to the 30th September, 1863; the quantity of land in each purchase; the County or place wherein the land is situated; the amount of money received on each lot; the balance remaining to be received; the date when the balance of the purchase money shall be payable; the amount of the interest payable per annum on the respective balances of each purchase; the number of conditional purchases which have been disallowed subsequently to the deposit having been received by the Land Agent; the reason for such disallowance, whether arising from the land so selected having been previously reserved or otherwise not open to conditional purchase, and the total amount of money refunded to free-selectors on this account.

New South Wales.

No. 55.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 24 SEPTEMBER, 1863.

There being only Fifteen Members present, exclusive of the Speaker,—namely,—
Mr. Arnold, Mr. Cowper, Mr. C. Cowper, junr., Mr. Dalgleish, Mr. Dangar, Mr. W.
Forster, Mr. Garrett, Mr. Gordon, Mr. Harpur, Mr. Lucas, Mr. Mate, Mr. Smart,
Mr. Stewart, Mr. Walker, and Mr. Wilson,—The Speaker adjourned the House,
at half-past Three o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, SEPTEMBER 25.

QUESTIONS:—

1. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS,—
(1.) Whether Mr. Weaver has directed that the Bridges required on the Windsor Railway shall be constructed with Colonial Beech?
(2.) If so, is it the opinion of Mr. Weaver that this timber is the most desirable for the construction of Bridges?
2. MR. LUCAS *to ask* THE SECRETARY FOR LANDS,—
(1.) Is it the intention of the Government to hand over to the different Denominations portions of the Land purchased by the Government for a Public Cemetery?
(2.) If so, will the Honorable Gentleman inform the House when?
3. MR. BAGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,— When will the Return, in reference to Railway Contractors, in terms of motion of the 4th August, be laid upon the Table of this House?
4. MR. DALGLEISH *to ask* THE SECRETARY FOR PUBLIC WORKS,—
(1.) What amount of money is due, if any, to Mr. Randle, for work done upon the Southern Railway?
(2.) Has the Government obtained a bond from Mr. Randle for carrying on the work?
(3.) What is the amount of the Bond, and the names of the Sureties?

5. MR. DANGAR to ask THE COLONIAL SECRETARY,—
- (1.) If it is the intention of the Government to order that the District Court Judges shall reside in their respective appointed Districts?
 - (2.) Are the Government aware that great inconvenience and loss accrues to suitors through the continual absence of these Gentlemen from their Districts, or supposed Head Quarters?
 - (3.) Are Travelling Expenses allowed to District Court Judges and Crown Prosecutors, from their usual place of residence to their appointed Circuits, every three or six months?
 - (4.) How many miles is a District Court Judge supposed to travel per day, and are these Judges allowed Travelling Expenses whilst attending in Court, or from leaving their home, until their return to their usual place of residence?
6. MR. CUMMINGS to ask THE SECRETARY FOR PUBLIC WORKS,—
- (1.) When will the pegging out plan of the fourth section of the Great Western Line of Railroad be complete?
 - (2.) Will the Government at once call for Tenders when said plan is finished?
7. MR. CUMMINGS to ask THE SECRETARY FOR PUBLIC WORKS,—The date of Contract Bond for the stone-work of the Nepean Bridge; date when said expires by effluxion of time; what progress has the Contractor made with the work; the amount advanced on the work, if any?

Contingent Notices of Motion :—

1. MR. MARTIN to move, (as an Amendment on the Question, "That the Speaker do now leave the Chair," for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement.) the following Resolutions, *seriatim* :—
- (1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnacree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.
 - (2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.
 - (3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.
 - (4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.
 - (5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.

(14.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.

(15.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(18.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.

(20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £892 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs

repairs, alterations, and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 Os. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

2. MR. EAGAR to move, (*contingently on the Motion for the adoption of the Report from the Committee of Ways and Means, of the Resolution first to be reported thereunder*)—
 - (1.) That the Financial condition of the Country, as shewn by the Estimates of the Ways and Means for the year 1864, is unsatisfactory, and demands the withdrawal from the present Ministry of the confidence of this House.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolution.
3. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—
 - (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 - (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
 - (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
 - (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
 - (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
 - (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
 - (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
 - (11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
 - (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
 - (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
 - (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Metropolitan Corporation Bill; to be considered in Committee.
2. Towns Police Bill; to be further considered in Committee.
3. Carriers Licensing Bill; consideration in Committee of the propriety of introducing this Bill.
4. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.

5. Debate on the Motion of Mr. Harpur :—
 “ (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 “ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and “ the Mover.”
6. Smoke Nuisance Abatement Bill ; second reading.
7. Cardiff Coal Company's Incorporation Bill ; second reading.
8. Payment of Wages in Money Compulsion Bill ; to be further considered in Committee.
9. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
10. Dog Nuisance Abatement Bill ; second reading.
11. Prevention and Cure of Scab in Sheep Bill ; consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION :—

1. MR. CUMMINGS to move, That, in the opinion of this House, the Government shall bring in a Bill this Session to allow compensation in future for all lands taken by the Government from the lawful owners, for Public Roads ; when such roads run through enclosed paddocks, the Government shall cause such roads to be fenced in before they are proclaimed.
2. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend ; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
3. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill to provide Funds for the Suppression of certain Evils affecting the Orange Plantation in this Colony.
4. MR. WEEKES to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence and Reports relating to the destruction by fire of a Stack of Hay, the property of Mr. Joshua Anderson, of West Maitland, and to the refusal of the Coroner to hold an Inquest thereon.
5. MR. SAMUEL to move,—
 (1.) That the Bill to enable the Colonial Sugar Refining Company to sue and be sued in the name of such Company, and to vest the Property of the Company in the Trustees for the time being of such Company, be referred to a Select Committee.
 (2.) That such Committee consist of Mr. Smart, Mr. Garrett, Mr. Lucas, Mr. Caldwell, Mr. Mate, Mr. Dalgleish, Mr. Egan, and the Mover.
6. MR. LUCAS to move, That the Petition, presented by him on the 17th September, from Mr. James Doyle, in reference to the Police Authorities at Goulburn, be printed.
7. DR. LANG to move, That the Petition presented by him on the 4th September, from Mr. James McIntosh, be referred to the Select Committee now sitting on the Claims of Mr. John Busby, with power to send for persons and Papers, for consideration and report.
8. DR. LANG to move,—
 (1.) That the Petition presented by him on the 18th September, in favour of the Presbyterian College Bill, from certain Inhabitants of Shoalhaven, be printed.
 (2.) That the Petition presented by him on the 18th September, in favour of the Presbyterian College Bill, from certain Inhabitants of Balmain and its Vicinity, be printed.
9. MR. W. FORSTER to move, That leave be given to introduce a Bill to incorporate the “ Moruya Silver Mining Company.”
10. MR. DRIVER to move, That the Petition presented by him on the 18th September, from Mr. Samuel Gordon, be printed.
11. DR. LANG to move,—
 (1.) That the Petition presented by him, on the 9th of September, from the Presbyterians of Minmi and its Vicinity, praying for the passing of the Presbyterian College Bill, be printed.
 (2.) That a similar Petition, presented by him on the 15th September, from the Presbyterians of Young and Burrangong or the Lambing Flat, be printed.
 (3.) Also, that the Petition, presented by him on the 15th September, from the Presbyterians of Queanbeyan, for the passing of the Presbyterian College Bill, be printed.
12. MR. STEWART to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney.
 (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, Mr. Gray, and the Mover.
 (3.) That the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on 21st October last to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.

13. **MR. STEWART** to move,—
 (1.) That there be laid upon the Table of this House, Copies of all applications to reclaim Land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 (2.) Also, Copies of all Correspondence having reference to the same subject.
14. **MR. CALDWELL** to move, That the Petition from certain Butchers of Sydney, presented by him on the 15th September, be printed.
15. **MR. CUNNEEN** to move, That there be laid upon the Table of this House, a Return, shewing,—
 (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
16. **MR. CUNNEEN** to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
17. **MR. CUMMINGS** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon a Supplementary Estimate for 1864, a sum not exceeding £12,000, as a Relief Fund for Religious and Moral Training in the Unsettled Districts of the Colony (Gold Fields included), to be placed to the credit of the Heads of the various Churches, according to population, in said Districts.
18. **MR. HOLROYD** to move for leave to bring in a Bill “to enable the Trustees of a settlement made on the marriage of Charles Clarendon Cox and Louisa Stafford Stuart, of certain land, near Windsor, in the Colony of New South Wales, called “or known as ‘Clarendon,’ to sell such land and to make provision for the investment of the proceeds of the sale thereof.”
19. **MR. MARTIN** to move, That the Petition from William Bland, presented by him on 15th September, be printed.
20. **MR. CLOSE** to move, That the Petition from the Workmen on the Line of Railway from Morpeth to Maitland, presented by him on the 15th September, be printed.
21. **MR. ROTTON** to move,—
 (1.) That, the Committee of Elections and Qualifications having reported, with reference to the employment of other Members of Parliament as follows:—
 “Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment under the Government.
 “Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
22. **MR. EAGAR** to move, That the Petition from certain Cabinet Makers, Upholsterers, and other Importers of varnish containing spirit, presented by him on 15th September, be printed.
23. **MR. EAGAR** to move, That the Petition from certain Chemists and Druggists, presented by him on the 9th September, relative to the Duty on Spirits of Wine, be printed.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. **MR. COWPER** to move, That leave be granted to introduce a Bill “To provide a Superannuation Fund, and to regulate the granting of Retiring, and other Allowances and Gratuities, in respect of Public Services.”

ORDERS OF THE DAY:—

1. Supply; Resumption of the Committee.
2. Ways and Means; Resumption of the Committee.
3. Seamen's Laws Amendment and Consolidation Bill; to be further considered in Committee.

4. Pastoral Interests Contribution Bill ; second reading.
5. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.
6. Public Education Bill Reported ; adoption of Report.
7. Impounding Bill ; to be further considered in Committee.
8. Municipalities Law Amendment Bill ; to be considered in Committee.

TUESDAY, SEPTEMBER 29.

QUESTION :—

1. MR. DALGLEISH *to ask* THE ATTORNEY GENERAL,—If the Government intend to take any steps to compel the Pymont Bridge Company to make an opening as provided for by the Preamble of the Pymont Bridge Company's Act, 19th Vict., capable of admitting vessels of all classes, whether navigated by steam or otherwise, to pass and repass through the same, and to enforce the proviso of the 23rd Clause, compelling the Company to provide steam vessels or steam tugs, of sufficient power, &c., to warp or tow into and out of that part of Darling Harbour which lies to the south of the said intended Bridge, vessels of all classes resorting thereto free of all costs to any such vessel, and shall enter into such bond for the due, regular, and punctual performance of such service as the said Governor General and his Executive Council shall require ?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MACLEAY *to move*, That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.
2. MR. RUSDEN *to move*, That the Petition relative to the Public Education Bill, from certain Residents at Port Macquarie and McLeay, presented by him on the 25th of August, be printed.
3. MR. RUSDEN *to move*,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs known as "Gocup" and "Godara," in the District of Tumut.
 - (2.) That such Committee consist of Mr. Martin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
4. MR. RUSDEN *to move*, That it is the opinion of this House, that a new Commission of the Peace should be issued immediately.
5. MR. RUSDEN *to move*,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to inquire into, and report upon, the cases of Messrs. Thompson and Farrell, of Merindee, with relation to the working of the Gold Fields Act, and to determine what redress (if any) they are entitled to.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Buchanan, Mr. Wilson, Mr. Wisdom, Mr. Gray, Mr. Garrett, Mr. Mate, and the Mover.
6. MR. HARPUR *to move* for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
7. MR. ALLEN *to move*, That in view of certain Petitions presented to this House, praying that in Institutions to which public money is granted for the cure of disease, Wards may be set apart for the treatment Homœopathically of such patients as may desire to be so treated,—
 - (1.) That in the opinion of this House, where convenient, Wards should be so set apart.
 - (2.) That an Address be presented to His Excellency the Governor embodying the above Resolutions.
8. MR. LUCAS *to move*, That there be laid upon the Table of this House, Copies of the Plans and Specifications, shewing the manner in which the works were to be performed in the construction of additional Flood Gates at Cook's River Dam ; also Copies of the Tender and Agreement of the person who performed the works.
9. MR. HARPUR *to move*,—
 - (1.) That there be laid upon the Table of this House a Tabular Return, shewing the number of Pauper Inmates on the 1st day of October, of this year, in each of the Charitable Institutions within the County of Cumberland, receiving Government aid, classified under such heads as may be deemed suitable by the respective Committees of Management, and specifying the native Country, the Religious Denomination, the civil condition, the trade, calling, or profession, and the average age of each description of Inmates.
 - (2.) Also, a similar Return, shewing the number of Persons, at the same date, in the receipt of out-door relief from such Institutions respectively, and containing the same particulars, so far as they can be ascertained, in reference to the individuals relieved.
10. MR. HARPUR *to move*, That there be laid upon the Table of this House, a Tabular Return, shewing the number of Patients, male and female, in each of the Lunatic Asylums, under Government management, on the 1st day of October in this year

year, classified under such heads as may be deemed suitable by the Medical Superintendents, and specifying the native Country, the Religious Denomination, the civil condition, the trade, calling, or profession, and the average age of each description of Lunatics.

11. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
12. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail,—
 - (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.
 - (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
13. MR. SAMUEL to move, That in the opinion of this House, there ought to be a Copper Coinage issued from the Sydney Branch of the Royal Mint.
14. MR. DARVALL to move, That the Petition presented by him on the 22nd September, from certain Inhabitants of the Hunter River District, relative to Railway Extension to Mudgee, be printed.
15. MR. HARPUR to move, That the Petition of certain Members of the Church of England, residing at Fallbrook, Jerry's Plains, and Warkworth, against the Education Bill, presented by him on the 22nd September, be printed.

WEDNESDAY, SEPTEMBER 30.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."

FRIDAY, OCTOBER 2.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; to be further considered in Committee.
2. Pawnbrokers Bill; to be further considered in Committee.
3. Vexatious Indictments Prevention Bill; second reading.

TUESDAY, OCTOBER 6.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Letters and Documents connected with the Letter of Mr. John Henry Nixon, as addressed to His Excellency the Governor, in reference to his Claim against Mr. Charles Augustus Goodchap, a Clerk in the Department of Public Works, and Mr. Francis Lemesle Oliver, a Clerk in the Department of Lands; together with Copies of the Letters and Explanations given by the Lands and Works Departments, and the said Clerks, in reference to the said Letter; and also, Copies of any Report from the Chief Commissioner of Insolvent Estates in reference to either of the said Clerks in connection with their Insolvent Estates.
2. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
3. MR. EAGAR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.
4. MR. SAMUEL to move,—
 - (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present

present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

(5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

(6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

(7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

(8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.

(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

5. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
6. MR. ALLEN to move, That the two Petitions from certain Colonists of New South Wales, relating to the Homœopathic treatment of disease, presented by him on the 22nd September, be printed.
7. MR. DALGLEISH to move, That the Debate, on the Motion of Mr. Dalgleish, "That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, and the additional Evidence, written or oral, taken by, or tendered to, Mr. Arnold, the Minister for Works, on the same subject, be laid upon the Table of this House," which lapsed on the 22nd September last, be now resumed.

WEDNESDAY, OCTOBER 7.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Marriage Act Amendment Bill; second reading.
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TUESDAY, OCTOBER 13.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. EAGAR to move for leave to bring in a Bill to alter and amend "*An Act to Incorporate and partially Endow the Sydney Grammar School*," so far as relates to fees and other charges payable by Pupils.

2. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
 3. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Tabular Return, shewing the names of all persons who have purchased land conditionally under the Land Alienation Act of 1861, to the 30th September, 1863; the quantity of land in each purchase; the County or place wherein the land is situated; the amount of money received on each lot; the balance remaining to be received; the date when the balance of the purchase money shall be payable; the amount of the interest payable per annum on the respective balances of each purchase; the number of conditional purchases which have been disallowed subsequently to the deposit having been received by the Land Agent; the reason for such disallowance, whether arising from the land so selected having been previously reserved or otherwise not open to conditional purchase, and the total amount of money refunded to free-selectors on this account.
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New South Wales.

No. 56.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 25 SEPTEMBER, 1863.

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

Questions on Notice Paper for to-day:—

(1.) Timber used in Construction of Bridges on the Windsor Railway:—Mr. Lucas asked the Secretary for Public Works, pursuant to Notice No. 1,—

(1.) Whether Mr. Weaver has directed that the Bridges required on the Windsor Railway shall be constructed with Colonial Beech?

(2.) If so, is it the opinion of Mr. Weaver that this timber is the most desirable for the construction of Bridges?

Mr. Arnold answered:—I beg to inform the Honorable Member, in reply to his Question, that the Timber known as "colonial beech" is being used in the construction of the Trusses of the South Creek Viaduct, on the Windsor and Richmond line; and for this portion of the work the Engineer (Mr. Weaver) considers this to be preferable to any other Timber obtainable.

(2.) Land purchased for Public Cemetery:—Mr. Lucas asked the Secretary for Lands, pursuant to Notice No. 2,—

(1.) Is it the intention of the Government to hand over to the different Denominations portions of the Land purchased by the Government for a Public Cemetery?

(2.) If so, will the Honorable Gentleman inform the House when?

Mr. Robertson answered:—

(1.) It is the intention of the Government to deal with this Land in accordance with the provisions in the Minute of the Executive Council which has been laid before the House—certainly, not necessarily to hand it over to the Denominations.

(2.) In reply to the Question when this will be done, I can only say, it will be done as speedily as it is possible for me to carry it out.

(Mr. Eagar not putting the Question standing in his name No. 3, it dropped.)

(3.) Amount due for Work done on the Southern Railway—Bond—Sureties:—Mr. Dalgleish asked the Secretary for Public Works, pursuant to Notice No. 4,—

(1.) What amount of money is due, if any, to Mr. Randle, for work done upon the Southern Railway?

(2.) Has the Government obtained a Bond from Mr. Randle for carrying on the work?

(3.) What is the amount of the Bond, and the names of the Sureties?

Mr. Arnold answered:—

(1.) I beg to inform the Honorable Member, in reply to his first Question, that Mr. Randle has been paid all that was due to him up to the last measurement.

(2.) The usual Bond and Contract have been executed by Mr. Randle.

(3.) The amount of Bond is £5,000; the names of the Sureties are Mr. George Doyle and Mr. Charles Beecham.

(4.) Place of Residence, and Travelling Expenses of District Court Judges:—Mr. Daugar asked the Colonial Secretary, pursuant to Notice No. 5,—

(1.) If it is the intention of the Government to order that the District Court Judges shall reside in their respective appointed Districts?

(2.) Are the Government aware that great inconvenience and loss accrues to suitors through the continual absence of these Gentlemen from their Districts, or supposed Head Quarters?

(3.)

(3.) Are Travelling Expenses allowed to District Court Judges and Crown Prosecutors, from their usual place of residence to their appointed Circuits, every three or six months?

(4.) How many miles is a District Court Judge supposed to travel per day, and are these Judges allowed Travelling Expenses whilst attending in Court, or from leaving their home, until their return to their usual place of residence?

Mr. Darvall answered:—

(1.) I think I may properly answer the Question put by my Honorable Friend. There is no immediate intention on the part of the Government to order the District Court Judges to reside in their respective appointed Districts; but inquiries into the working of the District Courts are pending, and if it should appear that the public convenience would be met by such an arrangement, no doubt the Government will make the necessary order.

(2.) The Government are aware that some inconvenience and loss does accrue to suitors from the absence of these gentlemen from their Districts, but there are advantages arising from their non-residence within their Districts, and the inconvenience would not be entirely met unless the District Court Judge could always be present at each town where a District Court is held, and where, therefore, his presence would be occasionally convenient for the purpose of issuing process.

(3.) The Travelling Expenses allowed to District Court Judges, and Crown Prosecutors, are paid during such time as they are occupied in the discharge of their duties. In one case, the District Court Judge receives his travelling allowances from Sydney to his District, because it was ascertained, in that exceptional case, that it was the most economical way of employing that Judge, and of paying his travelling expenses. I find that that matter was inquired into by the Chief Secretary and the Auditor General, and that they came to that conclusion.

(4.) The number of miles per diem that District Court Judges are supposed to travel must depend upon the difficulties or conveniences which may arise in the performance of their duty, and, as I said before, their expenses are paid during the time they are occupied in the performance of their duty, it being presumed that no more than the necessary time will be expended in the performance of their journeys.

(5.) Tenders for Completion of fourth Section of Great Western Line of Railway:—

Mr. Cummings asked the Secretary for Public Works, pursuant to Notice No. 6,—

(1.) When will the pegging out plan of the fourth section of the Great Western Line of Railroad be complete?

(2.) Will the Government at once call for Tenders when said plan is finished?

Mr. Arnold answered:—The necessary survey of the fourth section of the Great Western Line of Railway is being carried on, but before we can call for tenders the matter will require to be brought under the consideration of the Executive Council, unless, in the meantime, greater progress is made with the Estimates than I anticipate, as the funds already voted by Parliament will probably be exhausted by the contracts which have already been taken.

(6.) Date of Contract Bond for Stone-work of Nepean Bridge:—Mr. Cummings asked the Secretary for Public Works, pursuant to Notice No. 7,—The date of Contract Bond for the stone-work of the Nepean Bridge; date when said expires by effluxion of time; what progress has the Contractor made with the work; the amount advanced on the work, if any?

Mr. Arnold answered:—I beg to inform the Honorable Member, that the date of the bond for the stone work of the Nepean Bridge is the 4th November, 1862. The date of the term allowed for the completion of the work, is 24th March, 1864. The progress made by the Contractor up to this time, has been in those preliminary proceedings, which, although they do not do anything towards the work itself, are in works of this kind of a very difficult and expensive character before a single stone can be laid. In this case they have been of a peculiarly difficult character, because the anticipations of the Contractor and Engineer, with regard to the bottom, have not been entirely verified. Some difficulties have occurred which were not anticipated, and I understand the outlay by this Contractor has been very large indeed—I believe somewhere about £7,000—although up to the present time not a single stone has been laid. One coffer dam has been got in, and pumped out sufficiently to enable them to see the bottom; and that is all. So that I can hardly say any progress at all has been made in the actual work. The work has been in the preliminary proceedings. The amount advanced upon the work has been £1,000, which has been given within the last few days, taking into consideration the peculiar circumstances of the case.

2. Message:—The Speaker reported that the following Message had been received, on Wednesday last, from the Legislative Council:—

Commercial Banking Company's Act Amendment Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to amend an Act intituled, 'An Act to Incorporate the Proprietors of a certain Banking Company called 'The Commercial Banking Company of Sydney,' and for other purposes therein mentioned,*" returns the same to the Legislative Assembly without Amendment.

Legislative Council Chamber,
Sydney, 23rd September, 1863.

T. A. MURRAY,
President.

3. Bridge over the River Turon at Sofala :—Mr. Wisdom presented a Petition from certain Inhabitants of the Township and District of Sofala, in the County of Roxburgh, representing that great inconvenience and risk of life result from there being no bridge over the river in that locality ; and praying relief.
Petition received.
4. Parnell's Trust Bill :—Mr. Cowper, as Chairman, brought up the Report from, and laid upon the Table the Minutes of the Proceedings of, and of Evidence taken before, the Select Committee, for whose consideration and report this Bill was referred on 11th September, 1863,—together with Appendix.
Ordered to be printed.
Whereupon Mr. Cowper moved, That the second reading of this Bill stand an Order of the Day for this day fortnight.
Question put and passed.
5. Motions Withdrawn :—Mr. Stewart withdrew the Motions standing in his name Nos. 12 and 13 on the Notice Paper for to-day.
6. Pawnbrokers Bill :—Mr. Dalgleish presented a Petition from certain Pawnbrokers of Sydney, representing the condition of the Pawnbroking Trade ; and praying that their case may be taken into consideration in legislating on this matter.
Petition received.
7. Papers :—
(1.) Mr. Darvall laid upon the Table, Return to Order in reference to " Appeals to Privy Council," made by this House, on motion of Mr. Burdekin, on the 31st July, 1863.
(2.) Mr. Cowper laid upon the Table, Return to Address in reference to " Robert Melville," adopted by this House, on motion of Mr. Wilson, on the 15th September, 1863.
Ordered to be printed.
8. Metropolitan Corporation Bill :—On motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider this Bill in detail.
The Chairman reported progress, and obtained leave to sit again on Tuesday next.
9. Towns Police Bill :—On the Order of the Day being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the further consideration of this Bill in detail.
The Chairman reported progress, and asked leave to sit again on Friday next.
Mr. Piddington moved, by way of amendment, That the words " Friday next " be omitted, with the view of inserting the words " this day six months."
Question put,—That the words proposed to be omitted stand part of the Question.
The House divided.

Ayes, 26.

Mr. Cowper,	Mr. W. Forster,
Mr. Robertson,	Mr. Shepherd,
Mr. Smart,	Mr. Allen,
Mr. Driver,	Mr. Harpur,
Mr. Morris,	Mr. Dangar,
Mr. Love,	Mr. Hart,
Mr. Sutherland,	Mr. Wilson,
Dr. Lang,	Mr. Bell,
Mr. Eagar,	Mr. C. Cowper, junr.,
Mr. Gray,	Mr. Wisdom,
Mr. Cummings,	<i>Tellers.</i>
Mr. Tighe,	
Mr. Rotton,	Mr. Buchanan,
Mr. Leary,	Mr. Burdekin.

Noes, 6.

Mr. Piddington,
Mr. Raper,
Mr. Stewart,
Mr. Mate,
<i>Tellers.</i>
Mr. Egan,
Mr. Lucas.

Question,—That leave be given to the Committee to sit again on Friday next,—
put and passed.

The House adjourned, on motion of Mr. Cowper, at five minutes after Eleven o'clock,
until Tuesday next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, SEPTEMBER 29.

QUESTIONS:—

1. MR. DALGLEISH to ask THE ATTORNEY GENERAL,—If the Government intend to take any steps to compel the Pymont Bridge Company to make an opening as provided for by the Preamble of the Pymont Bridge Company's Act, 19th Vict., capable of admitting vessels of all classes, whether navigated by steam or otherwise, to pass and repass through the same, and to enforce the proviso of the 23rd Clause, compelling the Company to provide steam vessels or steam tugs, of sufficient power, &c., to warp or tow into and out of that part of Darling Harbour which lies to the south of the said intended Bridge, vessels of all classes resorting thereto free of all costs to any such vessel, and shall enter into such bond for the due, regular, and punctual performance of such service as the said Governor General and his Executive Council shall require?
2. MR. LUCAS to ask THE SECRETARY FOR LANDS,—
 - (1.) Is it true that the late Residence of Patrick O'Mcally, situated in the Wedden Mountain, has been burned down by the Police?
 - (2.) If so, did the Police proceed as provided by the 32nd Clause of the Crown Lands Occupation Act of 1861?
 - (3.) If they did not so proceed, will the Honorable Gentleman inform the House under what authority the Police burned down the said House, and the circumstances connected with this case?

Contingent Notices of Motion:—

1. MR. MARTIN to move, (as an Amendment on the Question, "That the Speaker do now leave the Chair," for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement,) the following Resolutions, *seriatim*:—
 - (1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnacree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.
 - (2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.
 - (3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.
 - (4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.
 - (5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (10.)

(10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.

(14.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.

(15.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(18.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.

(20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.)

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

2. MR. EAGAR to move, (*contingently on the Motion for the adoption of the Report from the Committee of Ways and Means, of the Resolution first to be reported thereunder*)—
 - (1.) That the Financial condition of the Country, as shewn by the Estimates of the Ways and Means for the year 1864, is unsatisfactory, and demands the withdrawal from the present Ministry of the confidence of this House.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolution.
3. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—
 - (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 - (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
 - (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
 - (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
 - (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
 - (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
 - (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
 - (11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
 - (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
 - (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
 - (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MACLEAY to move, That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.
2. MR. RUSDEN to move, That the Petition relative to the Public Education Bill, from certain Residents at Port Macquarie and McLeay, presented by him on the 25th of August, be printed.

3. MR. RUSDEN to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs known as "Gocup" and "Godara," in the District of Tumut.
 (2.) That such Committee consist of Mr. Martin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
4. MR. RUSDEN to move, That it is the opinion of this House, that a new Commission of the Peace should be issued immediately.
5. MR. RUSDEN to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed, to inquire into, and report upon, the cases of Messrs. Thompson and Farrell, of Merindee, with relation to the working of the Gold Fields Act, and to determine what redress (if any) they are entitled to.
 (2.) That such Committee consist of Mr. Robertson, Mr. Buchanan, Mr. Wilson, Mr. Wisdom, Mr. Gray, Mr. Garrett, Mr. Mate, and the Mover.
6. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
7. MR. ALLEN to move, That in view of certain Petitions presented to this House, praying that in Institutions to which public money is granted for the cure of disease, Wards may be set apart for the treatment Homeopathically of such patients as may desire to be so treated,—
 (1.) That in the opinion of this House, where convenient, Wards should be so set apart.
 (2.) That an Address be presented to His Excellency the Governor embodying the above Resolutions.
8. MR. LUCAS to move, That there be laid upon the Table of this House, Copies of the Plans and Specifications, shewing the manner in which the works were to be performed in the construction of additional Flood Gates at Cook's River Dam; also Copies of the Tender and Agreement of the person who performed the works.
9. MR. HARPUR to move,—
 (1.) That there be laid upon the Table of this House a Tabular Return, shewing the number of Pauper Inmates on the 1st day of October, of this year, in each of the Charitable Institutions within the County of Cumberland, receiving Government aid, classified under such heads as may be deemed suitable by the respective Committees of Management, and specifying the native Country, the Religious Denomination, the civil condition, the trade, calling, or profession, and the average age of each description of Inmates.
 (2.) Also, a similar Return, shewing the number of Persons, at the same date, in the receipt of out-door relief from such Institutions respectively, and containing the same particulars, so far as they can be ascertained, in reference to the individuals relieved.
10. MR. HARPUR to move, That there be laid upon the Table of this House, a Tabular Return, shewing the number of Patients, male and female, in each of the Lunatic Asylums, under Government management, on the 1st day of October in this year, classified under such heads as may be deemed suitable by the Medical Superintendents, and specifying the native Country, the Religious Denomination, the civil condition, the trade, calling, or profession, and the average age of each description of Lunatics.
11. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
12. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail,—
 (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.
 (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
13. MR. SAMUEL to move, That in the opinion of this House, there ought to be a Copper Coinage issued from the Sydney Branch of the Royal Mint.
14. MR. DARVALL to move, That the Petition presented by him on the 22nd September, from certain Inhabitants of the Hunter River District, relative to Railway Extension to Mudgee, be printed.
15. MR. HARPUR to move, That the Petition of certain Members of the Church of England, residing at Fallbrook, Jerry's Plains, and Warkworth, against the Education Bill, presented by him on the 22nd September, be printed.
16. MR. WISDOM to move, That the Petition from the Inhabitants of Sofala, relative to a Bridge over the River Turon, presented by him on the 25th September, be printed.
17. MR. CUMMINGS to move, That, in the opinion of this House, the Government shall bring in a Bill this Session to allow compensation in future for all lands taken by the Government from the lawful owners, for Public Roads; when such roads run through enclosed paddocks, the Government shall cause such roads to be fenced in before they are proclaimed.

18. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
19. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill to provide Funds for the Suppression of certain Evils affecting the Orange Plantation in this Colony.
20. MR. WEEKES to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence and Reports relating to the destruction by fire of a Stack of Hay, the property of Mr. Joshua Anderson, of West Maitland, and to the refusal of the Coroner to hold an Inquest thereon.
21. MR. SAMUEL to move,—
 (1.) That the Bill to enable the Colonial Sugar Refining Company to sue and be sued in the name of such Company, and to vest the Property of the Company in the Trustees for the time being of such Company, be referred to a Select Committee.
 (2.) That such Committee consist of Mr. Smart, Mr. Garrett, Mr. Lucas, Mr. Caldwell, Mr. Mate, Mr. Dalgleish, Mr. Egan, and the Mover.
22. MR. LUCAS to move, That the Petition, presented by him on the 17th September, from Mr. James Doyle, in reference to the Police Authorities at Goulburn, be printed.
23. DR. LANG to move, That the Petition presented by him on the 4th September, from Mr. James McIntosh, be referred to the Select Committee now sitting on the Claims of Mr. John Busby, with power to send for persons and Papers, for consideration and report.
24. DR. LANG to move,—
 (1.) That the Petition presented by him on the 18th September, in favour of the Presbyterian College Bill, from certain Inhabitants of Shoalhaven, be printed.
 (2.) That the Petition presented by him on the 18th September, in favour of the Presbyterian College Bill, from certain Inhabitants of Balmain and its Vicinity, be printed.
25. MR. W. FORSTER to move, That leave be given to introduce a Bill to incorporate the "Moruya Silver Mining Company."
26. MR. DRIVER to move, That the Petition presented by him on the 18th September, from Mr. Samuel Gordon, be printed.
27. DR. LANG to move,—
 (1.) That the Petition presented by him, on the 9th of September, from the Presbyterians of Minmi and its Vicinity, praying for the passing of the Presbyterian College Bill, be printed.
 (2.) That a similar Petition, presented by him on the 15th September, from the Presbyterians of Young and Burrangong or the Lambing Flat, be printed.
 (3.) Also, that the Petition, presented by him on the 15th September, from the Presbyterians of Qucanbeyan, for the passing of the Presbyterian College Bill, be printed.
28. MR. CALDWELL to move, That the Petition from certain Butchers of Sydney, presented by him on the 15th September, be printed.
29. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
30. MR. CUNNEEN to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
31. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon a Supplementary Estimate for

for 1864, a sum not exceeding £12,000, as a Relief Fund for Religious and Moral Training in the Unsettled Districts of the Colony (Gold Fields included), to be placed to the credit of the Heads of the various Churches, according to population, in said Districts.

32. MR. HOLROYD to move for leave to bring in a Bill "to enable the Trustees of a settlement made on the marriage of Charles Clarendon Cox and Louisa Stafford Stuart, of certain land, near Windsor, in the Colony of New South Wales, called "or known as 'Clarendon,' to sell such land and to make provision for the investment of the proceeds of the sale thereof."
33. MR. MARTIN to move, That the Petition from William Bland, presented by him on 15th September, be printed.
34. MR. CLOSE to move, That the Petition from the Workmen on the Line of Railway from Morpeth to Maitland, presented by him on the 15th September, be printed.
35. MR. RORTON to move,—
(1.) That, the Committee of Elections and Qualifications having reported, with reference to the employment of other Members of Parliament as follows:—
"Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment under the Government.
"Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,"—
this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
(2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
36. MR. EAGAR to move, That the Petition from certain Cabinet Makers, Upholsterers, and other Importers of varnish containing spirit, presented by him on 15th September, be printed.
37. MR. EAGAR to move, That the Petition from certain Chemists and Druggists, presented by him on the 9th September, relative to the Duty on Spirits of Wine, be printed.

ORDERS OF THE DAY:—

1. Metropolitan Corporation Bill; to be further considered in Committee.
2. Carriers Licensing Bill; consideration in Committee of the propriety of introducing this Bill.
3. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
4. Debate on the Motion of Mr. Harpur:—
" (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
" (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."
5. Smoke Nuisance Abatement Bill; second reading.
6. Cardiff Coal Company's Incorporation Bill; second reading.
7. Payment of Wages in Money Compulsion Bill; to be further considered in Committee.
8. Law of Evidence in Criminal Cases Amendment Bill; second reading.
9. Dog Nuisance Abatement Bill; second reading.
10. Prevention and Cure of Scab in Sheep Bill; consideration in Committee of the propriety of introducing this Bill.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move, That leave be granted to introduce a Bill "To provide a Superannuation Fund, and to regulate the granting of Retiring, and other Allowances and Gratuities, in respect of Public Services."

ORDERS OF THE DAY:—

1. Supply; Resumption of the Committee.
2. Ways and Means; Resumption of the Committee.
3. Seamen's Laws Amendment and Consolidation Bill; to be further considered in Committee.
4. Pastoral Interests Contribution Bill; second reading.
5. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
6. Public Education Bill Reported; adoption of Report.
7. Impounding Bill; to be further considered in Committee.
8. Municipalities Law Amendment Bill; to be considered in Committee.

WEDNESDAY, SEPTEMBER 30.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."

FRIDAY, OCTOBER 2.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; to be further considered in Committee.
2. Pawnbrokers Bill; to be further considered in Committee.
3. Vexatious Indictments Prevention Bill; second reading.
4. Towns Police Bill; to be further considered in Committee.

TUESDAY, OCTOBER 6.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Letters and Documents connected with the Letter of Mr. John Henry Nixon, as addressed to His Excellency the Governor, in reference to his Claim against Mr. Charles Augustus Goodchap, a Clerk in the Department of Public Works, and Mr. Francis Lemesle Oliver, a Clerk in the Department of Lands; together with Copies of the Letters and Explanations given by the Lands and Works Departments, and the said Clerks, in reference to the said Letter; and also, Copies of any Report from the Chief Commissioner of Insolvent Estates in reference to either of the said Clerks in connection with their Insolvent Estates.
2. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
3. MR. EAGAR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.
4. MR. SAMUEL to move,—
 - (1.) That this House is of opinion that Messrs Peto and Co., or some such eminent Railway Contractors, should be requested to prepare an Estimate and submit a Tender to the Government for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find every thing except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within five years from the time of signing the Contract, a single line of Railway from either Goulburn or Bathurst (whichever may after survey be found most eligible) to such place on the River Murray as will unite the Lines of Railway in this Colony with those of Victoria; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (4.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (5.) That the Government furnish Messrs. Peto and Co., or other Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - (6.) That "finding every thing" shall include the Engineering, Surveying, preparing all Plans, Sections, Drawings, setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

(7.)

(7.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

(8.) That in the event of Messrs. Peto and Co., or other Contractors, acceding to this request, and causing trial levels and sections to be made, to enable them to prepare an Estimate and Tender, they shall, should their tender not be accepted, be paid the cost of such trial levels, surveys, and sections, which shall then become the property of the Government, and one-half the amount of such other reasonable expenses that may be incurred by them.

(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

5. MR. DANGAL to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
6. MR. ALLEN to move, That the two Petitions from certain Colonists of New South Wales, relating to the Homœopathic treatment of disease, presented by him on the 22nd September, be printed.
7. MR. DALGLEISH to move, That the Debate, on the Motion of Mr. Dalgleish, "That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, and the additional Evidence, written or oral, taken by, or tendered to, Mr. Arnold, the Minister for Works, on the same subject, be laid upon the Table of this House," which lapsed on the 22nd September last, be now resumed.

WEDNESDAY, OCTOBER 7.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Marriage Act Amendment Bill ; second reading.

FRIDAY, OCTOBER 9.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Parnell's Trust Bill ; second reading.

TUESDAY, OCTOBER 13.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. EAGAR to move for leave to bring in a Bill to alter and amend "*An Act to Incorporate and partially Endow the Sydney Grammar School,*" so far as relates to fees and other charges payable by Pupils.
2. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
3. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Tabular Return, shewing the names of all persons who have purchased land conditionally under the Land Alienation Act of 1861, to the 30th September, 1863; the quantity of land in each purchase; the County or place wherein the land is situated; the amount of money received on each lot; the balance remaining to be received; the date when the balance of the purchase money shall be payable; the amount of the interest payable per annum on the respective balances of each purchase; the number of conditional purchases which have been disallowed subsequently to the deposit having been received by the Land Agent; the reason for such disallowance, whether arising from the land so selected having been previously reserved or otherwise not open to conditional purchase, and the total amount of money refunded to free-selectors on this account.

4. MR. STEWART to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, Mr. Gray, and the Mover.
 - (3.) That the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on 21st October last to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
 5. MR. STEWART to move,—
 - (1.) That there be laid upon the Table of this House, Copies of all applications to reclaim Land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 - (2.) Also, Copies of all Correspondence having reference to the same subject.
 6. MR. DALGLEISH to move, That the Petition of the Pawnbrokers of the City of Sydney, presented by him on the 25th September, be printed.
 7. MR. DANGAR to move, That there be laid upon the Table of this House, Copies of all Papers and Correspondence relative to the dismissal of Sub-Inspector Galbraith from the Police Force at Grafton.
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New South Wales.

No. 57.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 29 SEPTEMBER, 1863.

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

Questions on Notice Paper for to-day :—

(*Mr. Dalgleish not asking the Question standing in his name, No. 1, it dropped.*)

- (1.) Burning down of the Residence of Patrick O'Meally :—Mr. Lucas asked the Secretary for Lands, pursuant to Notice No. 2,—

(1.) Is it true that the late Residence of Patrick O'Meally, situated in the Wedden Mountain, has been burned down by the Police?

(2.) If so, did the Police proceed as provided by the 32nd Clause of the Crown Lands Occupation Act of 1861?

(3.) If they did not so proceed, will the Honorable Gentleman inform the House under what authority the Police burned down the said House, and the circumstances connected with this case?

Mr. Robertson answered :—

(1.) In reply to the Honorable Member, I would say that I understand that it is true that the Police have burned down the house referred to in the Question of the Honorable Member.

(2.) With regard to the second Question, I would say that an authority was issued on the 23rd March, 1863, to Mr. Patrick Hill Crosby, to prefer an information, under the 32nd Clause of the Crown Lands Occupation Act of 1861, against any person or persons being in the unlawful occupation of Crown Lands within his leasehold.

(3.) I have looked in the Crown Lands Occupation Act, and I cannot see under that law anything that would, in my opinion, at any rate, whatever that may be worth, justify the Police in burning down the house. That Act provides that Justices, after inquiring into the case of a trespasser, may "issue their warrant, addressed to the Commissioner of Crown Lands, or to any Chief or District Constable, or other proper officer, requiring him forthwith to dispossess and remove such person from such land, and take possession of the same, on behalf of Her Majesty, and the person to whom such warrant is addressed shall forthwith carry the same into execution." That is, as I understand it, he might take possession of the house, and expel the occupant, but not burn it down.

2. Motions withdrawn :—Mr. Eagar withdrew the Motions standing in his name Nos. 11 and 12 on the Notice Paper for to-day.

3. Papers :—

(1.) Mr. Smart laid upon the Table, copy of a Despatch respecting the Sydney Branch of the Royal Mint.

Ordered to be printed.

(2.) Mr. Cowper laid upon the Table the following Papers :—

(1.) Copy of certain Correspondence relative to Steam Postal Service *via* Panama.

(2.) Copy of a Despatch in reply to an Address of Delegates from Australian Colonies, adopted in conference, deprecating Transportation to any part of Australia.

(3.) Copy of a Despatch respecting Contribution of Colonies to the Expense of Military Defence.

Ordered to be printed.

4. Hugh Henry Rose Lockyer :—Mr. W. Forster presented a Petition from Mr. Hugh Henry Rose Lockyer, representing certain injuries sustained by him in the performance of his duty, as mail guard; and praying relief.

Petition received.

5. Motion Withdrawn :—Mr. Weekes withdrew the Motion standing in his name, No. 20 on the Notice Paper for to-day.

6. Harbour Defences :—Mr. Macleay moved, pursuant to notice, That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.
Motion made by Mr. Arnold and Question—That the Debate on this Question be adjourned until Friday fortnight—put and passed.
7. Presbyterian College Bill :—Dr. Lang presented a Petition from certain Presbyterians in the City of Newcastle and its vicinity, in favour of this Bill.
Petition received.
8. Motions Withdrawn :—Dr. Lang withdrew the motions standing in his name, Nos. 24 and 27 on the Notice Paper for to-day.
9. Presbyterian College Bill :—Dr. Lang, (*with the concurrence of the House,*) moved, without notice, That the Petitions specified in Notices Nos. 24 and 27 on the Notice Paper for to-day, together with the one presented by him this day, (*See Entry, No. 7 above*) be referred to the Select Committee now sitting on this subject.
Question put and passed.
10. Public Education Bill :—Mr. Rusden moved, pursuant to notice, That the Petition relative to the Public Education Bill, from certain Residents at Port Macquarie and McLeay, presented by him on the 25th of August, be printed.
Question put and passed.
Ordered to be printed.
11. Reservations upon Runs in Tumut District :—Mr. Rusden moved, pursuant to notice,—
(1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the circumstances connected with the withdrawal from lease of portions of the Runs known as “Gocup” and “Godara,” in the District of Tumut.
(2.) That such Committee consist of Mr. Martin, Mr. Close, Mr. Cunneen, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Mate, Mr. Robertson, Mr. Wilson, and the Mover.
Debate ensued.
Question put and passed.
12. New Commission of the Peace :—Mr. Rusden moved, pursuant to notice, That it is the opinion of this House, that a new Commission of the Peace should be issued immediately.
Debate ensued.
Question put and passed.
13. Working of the Gold Fields Act :—Mr. Rusden moved, pursuant to *amended* notice,—
(1.) That a Select Committee, with power to send for persons and papers, be appointed, to inquire into, and report upon, the cases of Messrs. Thompson and Farrell, of Merindee, with relation to the working of the Gold Fields Act, and to determine what redress (if any) they are entitled to.
(2.) That such Committee consist of Mr. Robertson, Mr. Buchanan, Mr. Wilson, Mr. Wisdom, Mr. Gray, Mr. Garrett, Mr. Mate, Mr. C. Cowper, junr., and the Mover.
Debate ensued.
Question, as amended, put and passed.
14. Motion Withdrawn :—Mr. Harpur withdrew the motion standing in his name, No. 6 on the Notice Paper for to-day.
15. Homœopathic Treatment of Patients in Public Institutions :—Mr. Allen moved, pursuant to notice, That in view of certain Petitions presented to this House, praying that in Institutions to which public money is granted for the cure of disease, Wards may be set apart for the treatment Homœopathically of such patients as may desire to be so treated,—
(1.) That in the opinion of this House, “where convenient,” Wards should be so set apart.
(2.) That an Address be presented to His Excellency the Governor, embodying the above Resolutions.
Debate ensued.
Mr. Wilson moved, by way of amendment, That the words “where convenient” be omitted.
Debate continued.
Question,—That the words proposed to be omitted stand part of the Question,—put and passed.
Original Question put.
The House divided.

Ayes, 17.

Mr. Holt,	<i>Tellers.</i>
Mr. Tighe,	Mr. Lucas,
Mr. Dalgleish,	Mr. Love.
Mr. Cummings,	
Mr. Redman,	
Mr. Wilson,	
Mr. Allen,	
Mr. Harpur,	
Mr. Raper,	
Mr. Rusden,	
Mr. Sadleir,	
Mr. Sutherland,	
Mr. Morris,	
Mr. R. Forster,	
Mr. Burdekin,	

Noes, 27.

Mr. Cowper,	Mr. Caldwell,
Mr. Robertson,	Mr. Terry,
Mr. Darvall,	Mr. Piddington,
Mr. Arnold,	Mr. Mate,
Mr. Faucett,	Mr. Cunneen,
Mr. W. Forster,	Mr. Samuel,
Mr. J. N. Ryan,	Mr. Buchanan,
Mr. Egan,	Mr. Wisdom,
Mr. Driver,	Dr. Lang,
Mr. Emanuel,	Mr. Garrett,
Mr. Alexander,	<i>Tellers.</i>
Mr. Dangar,	
Mr. C. Cowper, junr.,	Mr. Bell,
Mr. Stewart,	Mr. Holroyd.
Mr. Morrice	

16. Flood Gates at Cook's River Dam :—Mr. Lucas moved, pursuant to notice, That there be laid upon the Table of this House, Copies of the Plans and Specifications, shewing the manner in which the works were to be performed in the construction of additional Flood Gates at Cook's River Dam; also Copies of the Tender and Agreement of the person who performed the works.
Question put and passed.
17. Pauper Inmates of Charitable Institutions :—Mr. Harpur moved, pursuant to notice,—
(1.) That there be laid upon the Table of this House, a Tabular Return, shewing the number of Pauper Inmates on the 1st day of October of this year, in each of the Charitable Institutions within the County of Cumberland, receiving Government aid, classified under such heads as may be deemed suitable by the respective Committees of Management, and specifying the native Country, the Religious Denomination, the civil condition, the trade, calling, or profession, and the average age of each description of Inmates.
(2.) Also, a similar Return, shewing the number of Persons, at the same date, in the receipt of out-door relief from such Institutions respectively, and containing the same particulars, so far as they can be ascertained, in reference to the individuals relieved.
Question put and passed.
18. Patients in Lunatic Asylums :—Mr. Harpur moved, pursuant to notice, That there be laid upon the Table of this House, a Tabular Return, shewing the number of Patients, male and female, in each of the Lunatic Asylums, under Government management, on the 1st day of October in this year, classified under such heads as may be deemed suitable by the Medical Superintendents, and specifying the native Country, the Religious Denomination, the civil condition, the trade, calling, or profession, and the average age of each description of Lunatics.
Question put and passed.
19. Motion Withdrawn :—Mr. Samuel withdrew the Motion standing in his name, No. 13 on the Notice Paper for to-day.
20. Extension of Branch Railway from the Great Northern Line towards Mudgee :—Mr. Darvall moved, pursuant to notice, That the Petition presented by him on the 22nd September, from certain Inhabitants of the Hunter River District, relative to Railway Extension to Mudgee, be printed.
Question put and passed.
Ordered to be printed.
21. Public Education Bill :—Mr. Harpur moved, pursuant to notice, That the Petition of certain Members of the Church of England, residing at Fallbrook, Jerry's Plains, and Warkworth, against the Education Bill, presented by him on the 22nd September, be printed.
Question put and passed.
Ordered to be printed.
22. Bridge over the River Turon at Sofala :—Mr. Wisdom moved, pursuant to notice, That the Petition from the Inhabitants of Sofala, relative to a Bridge over the River Turon, presented by him on the 25th September, be printed.
Question put and passed.
Ordered to be printed.
23. Motions Withdrawn :—
(1.) Mr. Cummings withdrew the Motion standing in his name, No. 17 on the Notice Paper for to-day.
(2.) Dr. Lang withdrew the Motion standing in his name, No. 18 on the Notice Paper for to-day.
(3.) Mr. Cunneen withdrew the Motion standing in his name, No. 30 on the Notice Paper for to-day.
24. Motion Dropped :—Mr. Lucas not making the Motion standing in his name, No. 19 on the Notice Paper for to-day, it dropped.
25. Colonial Sugar Refining Company's Bill :—Mr. Samuel moved, pursuant to notice,—
(1.) That the Bill to enable the Colonial Sugar Refining Company to sue and be sued in the name of such Company, and to vest the Property of the Company in the Trustees for the time being of such Company, be referred to a Select Committee.
(2.) That such Committee consist of Mr. Smart, Mr. Garrett, Mr. Lucas, Mr. Caldwell, Mr. Mate, Mr. Dalgleish, Mr. Egan, and the Mover.
Question put and passed.
26. Motion Dropped :—Mr. Lucas not making the Motion standing in his name, No. 22 on the Notice Paper for to-day, it dropped.
27. James McIntosh :—Dr. Lang moved, pursuant to notice, That the Petition presented by him on the 4th September, from Mr. James McIntosh, be referred to the Select Committee now sitting on the Claims of Mr. John Busby, with power to send for persons and Papers, for consideration and report.
Question put and passed.
28. Moruya Silver Mining Company's Incorporation Bill :—
(1.) Mr. W. Forster moved, pursuant to notice, That leave be given to introduce a Bill to incorporate the "Moruya Silver Mining Company."
Question put and passed.
(2.) Mr. W. Forster having presented this Bill, and produced a Certificate of the payment of Twenty-five pounds to the Credit of the Consolidated Revenue of the Colony, Bill, intituled "*A Bill to Incorporate the Moruya Silver Mining Company*,"—read a first time.

29. Mr. Samuel Gordon—Australian Agricultural Company :—Mr. Driver moved, pursuant to notice, That the Petition presented by him on the 18th September, from Mr. Samuel Gordon, be printed.
Question put and passed.
Ordered to be printed.
30. Sunday Selling by Butchers :—Mr. Caldwell moved, pursuant to notice, That the Petition, from certain Butchers of Sydney, presented by him on the 15th September, be printed.
Question put and passed.
Ordered to be printed.
31. Motion Withdrawn :—Mr. Cunneen withdrew the Motion standing in his name, No. 29 on the Notice Paper for to-day.
32. Motion Dropped :—Mr. Cummings not making the Motion standing in his name, No. 31 on the Notice Paper for to-day, it dropped.
33. Cox's Marriage Settlement Bill :—
(1.) Mr. Holroyd moved, pursuant to notice, for leave to bring in a Bill "to enable the Trustees of a settlement made on the marriage of Charles Clarendon Cox and Louisa Stafford Stuart, of certain land, near Windsor, in the Colony of New South Wales, called or known as 'Clarendon,' to sell such land and to make provision for the investment of the proceeds of the sale thereof."
Question put and passed.
(2.) Mr. Holroyd having presented this Bill, and produced a Certificate of the payment of Twenty-five pounds to the Credit of the Consolidated Revenue of the Colony, Bill, intituled, "*A Bill to enable the Trustees of a Settlement made on the Marriage of Charles Clarendon Cox and Louisa Stafford Stuart of certain land near Windsor in the Colony of New South Wales called or known as 'Clarendon' to sell such land and to make provision for the investment of the proceeds of the sale thereof.*"—read a first time.
34. William Bland :—Mr. W. Forster, on behalf of Mr. Martin, moved, pursuant to notice, That the Petition from William Bland, presented by Mr. Martin on 15th September, be printed.
Question put and passed.
Ordered to be printed.
35. Employés on Morpeth Railway :—Mr. Garrett, on behalf of Mr. Close, moved, pursuant to notice, That the Petition from the Workmen on the Line of Railway from Morpeth to Maitland, presented by Mr. Close on the 15th September, be printed.
Question put and passed.
Ordered to be printed.
36. Motion Dropped :—Mr. Rotton not making the Motion standing in his name No. 35 on the Notice Paper for to-day, it dropped.
37. Imported Varnish containing Spirit :—Mr. W. Forster, on behalf of Mr. Eagar, moved, pursuant to notice, That the Petition from certain Cabinet Makers, Upholsterers, and other Importers of Varnish containing Spirit, presented by Mr. Eagar on 15th September, be printed.
Question put and passed.
Ordered to be printed.
38. Duties on Spirits of Wine :—Mr. W. Forster, on behalf of Mr. Eagar, moved, pursuant to notice, That the Petition from certain Chemists and Druggists, presented by Mr. Eagar on the 9th September, relative to the Duty on Spirits of Wine, be printed.
Question put and passed.
Ordered to be printed.
- The House adjourned, on motion of Mr. Cowper, at four minutes before Eleven o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, SEPTEMBER 30.

QUESTIONS :—

1. MR. EAGAR to ask THE SECRETARY FOR PUBLIC WORKS,—When will the Return, in reference to Railway Contractors, in terms of Motion of 4th August, be laid upon the Table of this House?
2. MR. DANGAR to ask THE SECRETARY FOR LANDS,—
(1.) When Tenders will be invited for the £500, voted in 1863, for the Road from Quirrindi to Corrobubala, as promised in March last?
(2.) Has Mr. Johnstone, Minor Road Superintendent, reported, since the 21st July last, respecting the Corrobubala line of road, and called for Tenders as requested?

3. MR. DANGAR to ask THE COLONIAL SECRETARY,—What steps do the Government intend to take in reference to the charges made against the Police Magistrate of Grafton?

Contingent Notices of Motion :—

1. MR. MARTIN to move, (as an Amendment on the Question, "That the Speaker do now leave the Chair," for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement.) the following Resolutions, *seriatim* :—
- (1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnacree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.
- (2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.
- (3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.
- (4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.
- (5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money which calls for the condemnation of this House.
- (7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.
- (14.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.
- (15.)

(15.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(18.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for matings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.

(20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to public buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

2. MR. EAGAR to move, (*contingently on the Motion for the adoption of the Report from the Committee of Ways and Means, of the Resolution first to be reported thereunder*)—

(1.) That the Financial condition of the Country, as shewn by the Estimates of the Ways and Means for the year 1864, is unsatisfactory, and demands the withdrawal from the present Ministry of the confidence of this House.

(2.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolution.

3. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely:—

(1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.

(2.) All Property vested in the Board of National Education shall revert to the Government.

(3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.

(4.) Schools under such Act as may be passed shall be divided into Public and Assisted.

(5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.

(6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.

(7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.

(8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.

(9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.

(10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.

(11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.

(12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.

(13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.

(14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. Mr. COWPER to move, That leave be granted to introduce a Bill "To provide a Superannuation Fund, and to regulate the granting of Retiring, and other Allowances and Gratuities, in respect of Public Services."

ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
2. Supply; Resumption of the Committee.
3. Ways and Means; Resumption of the Committee.
4. Seamen's Laws Amendment and Consolidation Bill; to be further considered in Committee.
5. Pastoral Interests Contribution Bill; second reading.
6. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
7. Public Education Bill Reported; adoption of Report.
8. Impounding Bill; to be further considered in Committee.
9. Municipalities Law Amendment Bill; to be considered in Committee.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Metropolitan Corporation Bill; to be further considered in Committee.
2. Carriers Licensing Bill; consideration in Committee of the propriety of introducing this Bill.
3. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.

4. Debate on the Motion of Mr. Harpur:—
 “(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 “(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”
5. Smoke Nuisance Abatement Bill ; second reading.
6. Cardiff Coal Company's Incorporation Bill ; second reading.
7. Payment of Wages in Money Compulsion Bill ; to be further considered in Committee.
8. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
9. Dog Nuisance Abatement Bill ; second reading.
10. Prevention and Cure of Scab in Sheep Bill ; consideration in Committee of the propriety of introducing this Bill.

THURSDAY OCTOBER 1.

QUESTION :—

1. MR. LUCAS *to ask* THE COLONIAL SECRETARY, the Names of the Police who were engaged in burning down the residence of Patrick O'Meally ?

FRIDAY, OCTOBER 2.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Appeal against Summary Proceedings before Justices of the Peace Bill ; to be further considered in Committee.
2. Pawnbrokers Bill ; to be further considered in Committee.
3. Vexatious Indictments Prevention Bill ; second reading.
4. Towns Police Bill ; to be further considered in Committee.

NOTICES OF MOTION :—

1. MR. ARNOLD to move, That the Petition presented by him on the 22nd September, from certain inhabitants of the Town of Singleton and District of Patrick's Plains, relative to Railway Extension in a North-westerly direction from Muswellbrook, be printed.
2. MR. W. FORSTER to move,—
 (1.) That the Bill for incorporating the “Moruya Silver Mining Company” be referred to a Select Committee.
 (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Garrett, Mr. Leary, Mr. Egan, Mr. Stewart, Capt. Moriarty, and the Mover.

TUESDAY, OCTOBER 6.

QUESTIONS :—

1. MR. FAUCETT *to ask* THE SECRETARY FOR LANDS,—
 (1.) When a new road is made and proclaimed by the Government through private property, does the Government make any, and if so, what, provision for fencing such road, so as to protect the private interests of the occupants or owners of the lands through which the road is made ?
 (2.) Does it make any difference, in making such provision, whether the land through which the road passes is enclosed or unenclosed ?
2. MR. R. FORSTER *to ask* THE COLONIAL SECRETARY,—Have any Communications been addressed to the Government by the Bench of unpaid Magistrates at Port Macquarie (two in number), reporting that they require further Magisterial assistance for the due performance of the duties relating to the Administration of Justice in the Police District of Port Macquarie ?
3. MR. R. FORSTER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 (1.) Has the Government received any information from the Authorities at Port Macquarie, or through any other channel, of the present Insecure state of the Gaol at Port Macquarie ?
 (2.) If so, is it intended to have the Gaol put in a state of repair.
4. MR. R. FORSTER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 (1.) Has the Government had its attention drawn to the necessity there exists for the speedy erection of a Lighthouse on a dangerous rock in the ocean, situate directly in the track of all vessels sailing between Sydney and Port Macquarie, and known as the Seal Rock ?
 (2.) If so, is it intended to erect a Lighthouse on the Seal Rock, or in that locality ?

5. **MR. DALGLEISH** to ask **THE ATTORNEY GENERAL**,—If the Government intend to take any steps to compel the Pymont Bridge Company to make an opening in their Bridge, connecting Sydney with Pymont, as provided for by the Preamble of the Pymont Bridge Company's Act, 19th Vict., capable of admitting vessels of all classes, whether navigated by steam or otherwise, to pass and repass through the same, and also to enforce the proviso of the 23rd Clause, compelling the Company to provide steam vessels or steam tugs, of sufficient power, &c., to warp or tow into and out of that part of Darling Harbour which lies to the south of the said intended Bridge, vessels of all classes resorting thereto free of all costs to any such vessel, and to enter into such bond for the due, regular, and punctual performance of such service as the said Governor and his Executive Council shall require?
6. **MR. R. FORSTER** to ask **THE SECRETARY FOR PUBLIC WORKS**,—Has the Government resolved that the Great Northern Line of Railway is to terminate at Murrurundi?

OTHER BUSINESS—NOTICES OF MOTION:—

1. **MR. DANGAR** to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Letters and Documents connected with the Letter of Mr. John Henry Nixon, as addressed to His Excellency the Governor, in reference to his Claim against Mr. Charles Augustus Goodchap, a Clerk in the Department of Public Works, and Mr. Francis Lemesle Oliver, a Clerk in the Department of Lands; together with Copies of the Letters and Explanations given by the Lands and Works Departments, and the said Clerks, in reference to the said Letter; and also, Copies of any Report from the Chief Commissioner of Insolvent Estates in reference to either of the said Clerks in connection with their Insolvent Estates.
2. **MR. ALEXANDER** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
3. **MR. EAGAR** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.
4. **MR. DANGAR** to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
5. **MR. ALLEN** to move, That the two Petitions from certain Colonists of New South Wales, relating to the Homœopathic treatment of disease, presented by him on the 22nd September, be printed.
6. **MR. DALGLEISH** to move, That the Debate, on the Motion of Mr. Dalgleish, "That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, and the additional Evidence, written or oral, taken by, or tendered to, Mr. Arnold, the Minister for Works, on the same subject, be laid upon the Table of this House," which lapsed on the 22nd September last, be now resumed.
7. **MR. EAGAR** to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
8. **MR. EAGAR** to move, That there be laid upon the Table of this House, a Return, shewing in detail,—
 - (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.
 - (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
9. **MR. W. FORSTER** to move, That the Petition presented by him on the 29th September, from Hugh Henry Rose Lockyer, be printed.
10. **MR. SAMUEL** to move,—
 - (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion,
 - (2.)

- (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
- (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- (4.) That the Government furnish the Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- (5.) That "finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- (6.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
11. MR. HOLZ to move, That this House will, on Tuesday, the 13th October, resolve itself into a Committee of the Whole, to consider the expediency of setting apart a portion of the Consolidated Revenue, for the purpose of gradually liquidating the National Debt.
12. MR. RUSDEN to move, That the resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
13. MR. SAMUEL to move, That in the opinion of this House, there ought to be a Copper Coinage issued from the Sydney Branch of the Royal Mint.
14. MR. CUMMINGS to move, That, in the opinion of this House, the Government shall bring in a Bill this Session to allow compensation in future for all lands taken by the Government from the lawful owners, for Public Roads ; when such roads run through enclosed paddocks, the Government shall cause such roads to be fenced in before they are proclaimed.
15. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend ; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
16. MR. CUNNEEN to move,—
- (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
- (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
17. MR. HOLROYD to move,—
- (1.) That Cox's Marriage Settlement Bill be referred to a Select Committee for consideration and report.
- (2.) That such Committee consist of the following Members :—Mr. Samuel, Mr. Macleay, Mr. Rusden, Mr. Garrett, Mr. Leary, Mr. Mate, Mr. Bell, Mr. Emanuel, Mr. Harpur, and the Mover.
18. MR. W. FORSTER to move, That it be an Order of this House,—
- (1.) That every Motion or Order of the Day to which, on the Question being put from the Chair—"Whether there is any objection to its being a 'formal' Motion or Order of the Day?"—no objection shall be taken, shall be deemed to be a "formal" Motion or Order of the Day.
- (2.) That before the regular Business of each day shall have been commenced, it shall be competent for any Honorable Member to have the above Question put upon any Motion or Order of the Day which he would be otherwise authorized to move ; and such "formal" Motions or Orders of the Day shall be entitled to have precedence of all other Business, according to the order in which they stand upon the Business Paper.
- (3.) That no debate shall be allowed upon any of such "formal" Motions or Orders of the Day, but that the House may proceed to division thereupon, without debate, as in the case of the motion for the first reading of a Bill.
- (4.) That in consequence of any such "formal" Orders of the Day having been disposed of as aforesaid, it shall not be held that the House has proceeded to the Orders of the Day upon the Business Paper, so as to exclude thereafter the presentation of Petitions, or the reception of Notices of Motion.

WEDNESDAY, OCTOBER 7.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Marriage Act Amendment Bill ; second reading.

FRIDAY, OCTOBER 9.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Parnell's Trust Bill ; second reading.

NOTICE OF MOTION :—

1. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

TUESDAY, OCTOBER 13.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. EAGAR to move for leave to bring in a Bill to alter and amend "*An Act to Incorporate and partially Endow the Sydney Grammar School,*" so far as relates to fees and other charges payable by Pupils.
2. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
3. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Tabular Return, shewing the names of all persons who have purchased land conditionally under the Land Alienation Act of 1861, to the 30th September, 1863 ; the quantity of land in each purchase ; the County or place wherein the land is situated ; the amount of money received on each lot ; the balance remaining to be received ; the date when the balance of the purchase money shall be payable ; the amount of the interest payable per annum on the respective balances of each purchase ; the number of conditional purchases which have been disallowed subsequently to the deposit having been received by the Land Agent ; the reason for such disallowance, whether arising from the land so selected having been previously reserved or otherwise not open to conditional purchase, and the total amount of money refunded to free-selectors on this account.
4. MR. STEWART to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, Mr. Gray, and the Mover.
 - (3.) That the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on 21st October last to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
5. MR. STEWART to move,—
 - (1.) That there be laid upon the Table of this House, Copies of all applications to reclaim Land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 - (2.) Also, Copies of all Correspondence having reference to the same subject.
6. MR. DALGLEISH to move, That the Petition of the Pawnbrokers of the City of Sydney, presented by him on the 25th September, be printed.

7. MR. DANGAR to move, That there be laid upon the Table of this House, Copies of all Papers and Correspondence relative to the dismissal of Sub-Inspector Galbraith from the Police Force at Grafton.
8. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
9. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill to provide Funds for the Suppression of certain Evils affecting the Orange Plantation in this Colony.
10. MR. LUCAS to move, That the Petition presented by him on the 17th September, from Mr. James Doyle, in reference to the Police Authorities at Goulburn, be printed.

FRIDAY, OCTOBER 16.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee " on the Harbour Defences, laid upon the Table by him on 9th September, be now " adopted by this House."

TUESDAY, OCTOBER 20.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. WEEKES to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence and Reports relating to the destruction by fire of a Stack of Hay, the property of Mr. Joshua Anderson, of West Maitland, and to the refusal of the Coroner to hold an Inquest thereon.
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New South Wales.

No. 58.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 30 SEPTEMBER, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) Public Contractors on Railway Works :—Mr. Piddington, on behalf of Mr. Eagar, asked the Secretary for Public Works, pursuant to Notice No. 1,—When will the Return, in reference to Railway Contractors, in terms of Motion of 4th August, be laid upon the Table of this House?

Mr. Arnold answered :—I shall endeavour to lay the papers on the Table of the House on Friday next.

- (2.) Road from Quirindi to Corrobubala :—Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 2,—

(1.) When Tenders will be invited for the £500, voted in 1863, for the Road from Quirindi to Corrobubala, as promised in March last?

(2.) Has Mr. Johnstone, Minor Road Superintendent, reported, since the 21st July last, respecting the Corrobubala line of road, and called for Tenders, as requested?

Mr. Robertson answered :—In reply to my Honorable Friend, I would say that Mr. Superintendent Johnstone was communicated with on the subject in July last, and on the 1st ultimo he reported that, owing to the pressure of other important works, he had been unable up to that time to take the necessary steps in the matter. Mr. Johnstone was again written to on the subject on the 28th instant.

- (3.) Police Magistrate of Grafton :—Mr. Dangar asked the Colonial Secretary, pursuant to Notice No. 3,—What steps do the Government intend to take in reference to the charges made against the Police Magistrate of Grafton?

Mr. Cowper answered :—I was not aware that the Honorable Member had put the Question, nor had my attention been drawn to the fact that notice of such Question had been given, until the paper was put into my hand just now; but I may say, that there are no distinct charges, at present, against the Police Magistrate of Grafton. An intimation was made to me with reference to some irregularities that had taken place, and this intimation proceeded from a gentleman who had been dismissed from the Public Service. I transmitted the statement to the Police Magistrate at Grafton, and he met it by a simple denial. Since then some matters have been stated to me in rather an informal way, and I have them still under consideration; but the Government have not arrived at any distinct decision, in the first place, whether there is any necessity for enquiring into these charges; and in the second, if there be, what would be the proper course of investigation. The matter is not in a satisfactory state, and I can only inform the Honorable Member that it shall not be lost sight of.

2. Road from Nelligen to Braidwood :—Mr. Garrett presented a Petition from certain Inhabitants of the Town and District of Braidwood, representing the great interruption caused to the traffic along this line of road; and praying that it may be proclaimed a Main Road.

Petition received.

3. Weight of Bread sold by Bakers :—Mr. Dalgleish presented a Petition from certain Bakers and others, Inhabitants of Sydney and Environs, praying such a modification of the Law as will remove from the individual Loaf the restriction respecting the weight thereof.

Petition received.

4. Motion for Adjournment :—Mr. Piddington moved, That this House do now adjourn.

Debate ensued.

Question put—And Division called for :—But, there being no Tellers for the Ayes, no Division could be had,—And the Speaker declared the Question to have passed in the Negative.

5. Member of Legislative Council as Witness :—Mr. Wilson moved, That the following Message be carried to the Legislative Council :—

MR. PRESIDENT,—

The Legislative Assembly having appointed a Select Committee “to inquire into, and report upon, the Allegations contained in the Petition presented on 26th August, from the Shareholders in the Newcastle Wallsend Coal Company,” and that Committee being desirous to examine the Honorable Charles Kemp, Member of the Legislative Council, in reference thereto, requests that the Legislative Council will give leave to its said Member to attend and be examined by the said Committee, on such day and days as shall be arranged between him and the said Committee.

*Legislative Assembly Chamber,
Sydney, 30th September, 1863.*

Speaker.

Question put and passed.

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

- (1.) Waratah Coal Company's Incorporation Bill :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, “*An Act to establish and incorporate a Company to be called ‘The Waratah Coal Company’ and to authorize the making of a Railway for the purposes of the said Company,*” returns the same to the Legislative Assembly, without Amendment.

*Legislative Council Chamber,
Sydney, 24th September, 1863.*

T. A. MURRAY,
President.

- (2.) Orders of Sequestration in Insolvency Validating Bill :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled, “*An Act to render valid certain Orders of Sequestration in Insolvency,*” with the Amendments indicated by the accompanying Schedule, in which Amendments the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,
Sydney, 30th September, 1863.*

T. A. MURRAY,
President.

Ordered, on motion of Mr. Cowper, That the Amendments made by the Legislative Council in this Bill be taken into consideration, in Committee of the Whole, to-morrow.

7. Assent to Bill :—

The following Message from His Excellency the Governor was delivered by Mr. Cowper, and read by the Speaker :—

JOHN YOUNG,
Governor.

Message, No. 6.

A Bill, intituled “*An Act to Amend the Scab Act of 1861,*” as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper officer for enrolment, in the manner required by law.

*Government House,
Sydney, 30th September, 1863.*

8. Public Service Superannuation Bill :—

(1.) Mr. Cowper (*with the concurrence of the House*) moved, without notice, That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to provide a Superannuation Fund, and to regulate the granting of retiring and other allowances and gratuities in respect of Public Services.

Question put and passed.

(2.) Mr. Cowper then delivered to the Speaker the following Message from His Excellency the Governor, which the Speaker immediately read to the House :—

JOHN YOUNG,
Governor.

Message, No. 7.

In accordance with the 54th Clause of the Constitution Act, the Governor recommends to the Legislative Assembly to make provision for granting a sum of Money in aid of a Public Service Superannuation Fund.

*Government House,
Sydney, 30th September, 1863.*

Ordered, on motion of Mr. Cowper, That the Message be printed and referred to the Committee of the Whole House on this Bill.

9. Motion Dropped :—Mr. Cowper not making the Motion standing in his name on the Notice Paper of Government Business for this day, it dropped.
10. Postponements :—
 (1.) The Order of the Day, No. 1 of Government Business, for the Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses," postponed, on motion of Mr. Smart, until Wednesday week.
 (2.) The Order of the Day, No. 2 of Government Business, for the Resumption of the Committee of Supply, postponed, on motion of Mr. Smart, until to-morrow.
11. Ways and Means :—On motion of Mr. Smart, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.
 The Chairman reported progress, and obtained leave to sit again to-morrow.
12. Postponements :—
 (1.) The Orders of the Day, Nos. 4 to 9, of Government Business for this Day, postponed, on motion of Mr. Arnold, until to-morrow.
 (2.) The Orders of the Day, Nos. 1 to 9, of other Business for this day, postponed respectively, as follows :—
 No. 1, on motion of Mr. Wilson, until to-morrow.
 No. 2, on motion of Mr. Lucas, until to-morrow.
 No. 3, on motion of Mr. Shepherd, until to-morrow.
 No. 4, on motion of Mr. Harpur, until to-morrow.
 No. 5, on motion of Mr. Wilson, until Friday week.
 No. 6, on motion of Mr. Garrett, until Friday next.
 No. 7, on motion of Mr. Wisdom, until Friday next.
 No. 8, on motion of Mr. Driver, until Friday week.
 No. 9, on motion of Mr. Lucas, until to-morrow.
13. Prevention and Cure of Scab in Sheep Bill, on motion of Mr. Morris, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of the propriety of introducing this Bill.
 The Chairman reported the following Resolution :—
Resolved,—That, in the opinion of this Committee, it is desirable to introduce a Bill for the Prevention and Cure of Scab in Sheep.
 Mr. Morris then moved, That this House do now adopt this Resolution.
 Question put and passed.
 Mr. Morris having presented this Bill, Bill, intituled, "*A Bill for the Prevention and Cure of Scab in Sheep*," read a first time.
 Ordered to be printed, and read a second time on Friday week.
 The House adjourned, on motion of Mr. Cowper, at five minutes before Eleven o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, OCTOBER 1.

QUESTIONS :—

1. MR. LUCAS *to ask* THE COLONIAL SECRETARY,—The names of the Police who were engaged in burning down the residence of Patrick O'Meally?
2. MR. HANNELL *to ask* THE SECRETARY FOR PUBLIC WORKS,—When the second Telegraph Line from Sydney to Newcastle will be completed?
3. MR. HANNELL *to ask* THE SECRETARY FOR PUBLIC WORKS,—Is it the intention of the Government to erect Sheds or Stores, at or near the Steamers' Wharves, for the reception of imported and exported Goods, at Newcastle?
4. MR. HANNELL *to ask* THE COLONIAL TREASURER,—Has any enquiry been made into the causes of the Accident, and the extent of Damage sustained, by the ships "Humboldt" and "Montmorency," in the Harbour of Newcastle; if so, will the Government place upon the Table of this House, a copy of any Report they may have received relating thereto?

5. MR. HANNELL *to ask* THE COLONIAL TREASURER,—Has the Harbour Master at Newcastle forwarded, for the approval of the Government, a Code of Regulations for the Control and Management of the Public Wharves at Newcastle; if so, will the Government place upon the Table of this House, a Copy of the proposed Regulations, for public information?
6. MR. W. FORSTER *to ask* THE COLONIAL SECRETARY,—with reference to an item in the Supplementary Estimates for 1863, under the heading "Chief Secretary," entitled, "Deficiency in Votes for Police generally, for 1862,"—
 - (1.) Has the money been appropriated?
 - (2.) If so, under what circumstances, and for what special purposes?
7. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—When will the Return, in reference to Defaulting Contractors, as ordered 1st September last, be laid on the Table of the House?
8. MR. MACPHERSON *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether the Government intends to take any further steps, and if so, what, and when, towards facilitating the Settlement of the Claims of the Workmen on the Great Southern Line of Railway, amounting with their families to about four hundred individuals, who are at present in a state of destitution at the Rocky Water Holes, in consequence of the Insolvency of Messrs. Randall and Gibbons?
9. MR. DALGLEISH *to ask* THE COLONIAL TREASURER,—If the Government intend to cause inquiry to be made into the wreck of the "Mimosa" steamer, lately wrecked on the coast?

Contingent Notices of Motion :—

1. MR. MARTIN *to move*, (*as an Amendment on the Question*, "That the Speaker do now leave the Chair," for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement.) the following Resolutions, *seriatim* :—
 - (1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnacree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.
 - (2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.
 - (3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.
 - (4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.
 - (5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (11.)

(11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.

(14.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.

(15.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(18.) That the Expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.

(20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of

this

this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to Public Buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

2. MR. EAGAR to move, (*contingently on the Motion for the adoption of the Report from the Committee of Ways and Means, of the Resolution first to be reported thereunder*)—
 - (1.) That the Financial condition of the Country, as shewn by the Estimates of the Ways and Means for the year 1864, is unsatisfactory, and demands the withdrawal from the present Ministry of the confidence of this House.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolution.
3. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—
 - (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 - (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
 - (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
 - (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
 - (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
 - (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
 - (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
 - (11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
 - (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
 - (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
 - (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Orders of Sequestration in Insolvency Validating Bill; Consideration in Committee of Legislative Council's Amendments.
2. Superannuation Bill; Consideration in Committee of the propriety of introducing this Bill.
3. Supply; Resumption of the Committee.
4. Ways and Means; Resumption of the Committee.
5. Seamen's Laws Amendment and Consolidation Bill; to be further considered in Committee.
6. Pastoral Interests Contribution Bill; second reading
7. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

8. Public Education Bill Reported; adoption of Report.
9. Impounding Bill; to be further considered in Committee.
10. Municipalities Law Amendment Bill; to be considered in Committee.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Metropolitan Corporation Bill; to be further considered in Committee.
2. Carriers Licensing Bill; consideration in Committee of the propriety of introducing this Bill.
3. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
4. Debate on the Motion of Mr. Harpur:—
 - “ (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - “ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”
5. Dog Nuisance Abatement Bill; second reading.

FRIDAY, OCTOBER 2.

QUESTION:—

1. MR. SAMUEL *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) When is the New Line of Road from Molong to Wellington, marked and surveyed by Mr. Chippendale, to be opened to the public?
 - (2.) Why has the erection of a Bridge over Kite's Swamp, at Molong, not been proceeded with?

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; to be further considered in Committee.
2. Pawnbrokers Bill; to be further considered in Committee.
3. Vexatious Indictments Prevention Bill; second reading.
4. Towns Police Bill; to be further considered in Committee.
5. Cardiff Coal Company's Incorporation Bill; second reading.
6. Payment of Wages in Money Compulsion Bill; to be further considered in Committee.

NOTICES OF MOTION:—

1. MR. ARNOLD *to move*, That the Petition presented by him on the 22nd September, from certain inhabitants of the Town of Singleton and District of Patrick's Plains, relative to Railway Extension in a North-westerly direction from Muswellbrook, be printed.
2. MR. W. FORSTER *to move*,—
 - (1.) That the Bill for incorporating the “Moruya Silver Mining Company” be referred to a Select Committee.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Garrett, Mr. Leary, Mr. Egan, Mr. Stewart, Capt. Moriarty, and the Mover.
3. MR. GARRETT *to move*, That the Petition presented by him on the 30th September, from the Inhabitants of Braidwood, with reference to the Road from Nelligen to Braidwood, be printed.

TUESDAY, OCTOBER 6.

QUESTIONS:—

1. MR. FAUCETT *to ask* THE SECRETARY FOR LANDS,—
 - (1.) When a new road is made and proclaimed by the Government through private property, does the Government make any, and if so, what, provision for fencing such road, so as to protect the private interests of the occupants or owners of the lands through which the road is made?
 - (2.) Does it make any difference, in making such provision, whether the land through which the road passes is enclosed or unenclosed?
2. MR. R. FORSTER *to ask* THE COLONIAL SECRETARY,—Have any Communications been addressed to the Government by the Bench of unpaid Magistrates at Port Macquarie (two in number), reporting that they require further Magisterial assistance for the due performance of the duties relating to the Administration of Justice in the Police District of Port Macquarie?
3. MR. R. FORSTER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Has the Government received any information from the Authorities at Port Macquarie, or through any other channel, of the present Insecure state of the Gaol at Port Macquarie?
 - (2.) If so, is it intended to have the Gaol put in a state of repair.

4. MR. R. FORSTER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 (1.) Has the Government had its attention drawn to the necessity there exists for the speedy erection of a Lighthouse on a dangerous rock in the ocean, situate directly in the track of all vessels sailing between Sydney and Port Macquarie, and known as the Seal Rock?
 (2.) If so, is it intended to erect a Lighthouse on the Seal Rock, or in that locality?
5. MR. DALGLEISH *to ask* THE ATTORNEY GENERAL,—If the Government intend to take any steps to compel the Pymont Bridge Company to make an opening in their Bridge, connecting Sydney with Pymont, as provided for by the Preamble of the Pymont Bridge Company's Act, 19th Vict., capable of admitting vessels of all classes, whether navigated by steam or otherwise, to pass and repass through the same, and also to enforce the proviso of the 23rd Clause, compelling the Company to provide steam vessels or steam tugs, of sufficient power, &c., to warp or tow into and out of that part of Darling Harbour which lies to the south of the said intended Bridge, vessels of all classes resorting thereto free of all costs to any such vessel, and to enter into such bond for the due, regular, and punctual performance of such service as the said Governor and his Executive Council shall require?
6. MR. R. FORSTER *to ask* THE SECRETARY FOR PUBLIC WORKS,—Has the Government resolved that the Great Northern Line of Railway is to terminate at Murrurundi?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Letters and Documents connected with the Letter of Mr. John Henry Nixon, as addressed to His Excellency the Governor, in reference to his Claim against Mr. Charles Augustus Goodchap, a Clerk in the Department of Public Works, and Mr. Francis Lemesle Oliver, a Clerk in the Department of Lands; together with Copies of the Letters and Explanations given by the Lands and Works Departments, and the said Clerks, in reference to the said Letter; and also, Copies of any Report from the Chief Commissioner of Insolvent Estates in reference to either of the said Clerks in connection with their Insolvent Estates.
2. MR. ALEXANDER *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
3. MR. EAGAR *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.
4. MR. DANGAR *to move*, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
5. MR. ALLEN *to move*, That the two Petitions from certain Colonists of New South Wales, relating to the Homœopathic treatment of disease, presented by him on the 22nd September, be printed.
6. MR. DALGLEISH *to move*, That the Debate, on the Motion of Mr. Dalgleish, "That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, and the additional Evidence, written or oral, taken by, or tendered to, Mr. Arnold, the Minister for Works, on the same subject, be laid upon the Table of this House," which lapsed on the 22nd September last, be now resumed.
7. MR. EAGAR *to move*, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
8. MR. EAGAR *to move*, That there be laid upon the Table of this House, a Return, shewing in detail,—
 (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.
 (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
9. MR. W. FORSTER *to move*, That the Petition presented by him on the 20th September, from Hugh Henry Rose Lockyer, be printed.
10. MR. SAMUEL *to move*,—
 (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit

a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—

- (1.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (4.) That the Government furnish the Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - (5.) That "finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - (6.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
11. MR. HOLT to move, That this House will, on Tuesday, the 13th October, resolve itself into a Committee of the Whole, to consider the expediency of setting apart a portion of the Consolidated Revenue, for the purpose of gradually liquidating the National Debt.
 12. MR. RUSDEN to move, That the resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
 13. MR. SAMUEL to move, That in the opinion of this House, there ought to be a Copper Coinage issued from the Sydney Branch of the Royal Mint.
 14. MR. CUMMINGS to move, That, in the opinion of this House, the Government shall bring in a Bill this Session to allow compensation in future for all lands taken by the Government from the lawful owners, for Public Roads ; when such roads run through enclosed paddocks, the Government shall cause such roads to be fenced in before they are proclaimed.
 15. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend ; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
 16. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
 17. MR. HOLROYD to move,—
 - (1.) That Cox's Marriage Settlement Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of the following Members :—Mr. Samuel, Mr. Macleay, Mr. Rusden, Mr. Garrett, Mr. Leary, Mr. Mate, Mr. Bell, Mr. Emanuel, Mr. Harpur, and the Mover.
 18. MR. W. FORSTER to move, That it be an Order of this House,—
 - (1.) That every Motion or Order of the Day to which, on the Question being put from the Chair—"Whether there is any objection to its being a 'formal' Motion or Order of the Day?"—no objection shall be taken, shall be deemed to be a "formal" Motion or Order of the Day.
 - (2.) That before the regular Business of each day shall have been commenced, it shall be competent for any Honorable Member to have the above Question put upon any Motion or Order of the Day which he would be otherwise authorized to move ; and such "formal" Motions or Orders of the Day shall be entitled to have precedence of all other Business, according to the order in which they stand upon the Business Paper.

(3.) That no debate shall be allowed upon any of such "formal" Motions or Orders of the Day, but that the House may proceed to division thereupon, without debate, as in the case of the motion for the first reading of a Bill.

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

WEDNESDAY, OCTOBER 7.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Marriage Act Amendment Bill ; second reading.
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FRIDAY, OCTOBER 9.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Parnell's Trust Bill ; second reading.
2. Smoke Nuisance Abatement Bill ; second reading.
3. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
4. Prevention and Cure of Scab in Sheep Bill ; second reading.

NOTICE OF MOTION :—

1. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
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TUESDAY, OCTOBER 13.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. EAGAR to move for leave to bring in a Bill to alter and amend "*An Act to Incorporate and partially Endow the Sydney Grammar School,*" so far as relates to fees and other charges payable by Pupils.
2. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
3. MR. PRIDDINGTON to move, That there be laid upon the Table of this House, a Tabular Return, shewing the names of all persons who have purchased land conditionally under the Land Alienation Act of 1861, to the 30th September, 1863; the quantity of land in each purchase; the County or place wherein the land is situated; the amount of money received on each lot; the balance remaining to be received; the date when the balance of the purchase money shall be payable; the amount of the interest payable per annum on the respective balances of each purchase; the number of conditional purchases which have been disallowed subsequently to the deposit having been received by the Land Agent; the reason for such disallowance, whether arising from the land so selected having been previously reserved or otherwise not open to conditional purchase, and the total amount of money refunded to free-selectors on this account.

4. MR. STEWART to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney.
 (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, Mr. Gray, and the Mover.
 (3.) That the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on 21st October last to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
5. MR. STEWART to move,—
 (1.) That there be laid upon the Table of this House, Copies of all applications to reclaim Land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 (2.) Also, Copies of all Correspondence having reference to the same subject.
6. MR. DALGLEISH to move, That the Petition of the Pawnbrokers of the City of Sydney, presented by him on the 25th September, be printed.
7. MR. DANGAR to move, That there be laid upon the Table of this House, Copies of all Papers and Correspondence relative to the dismissal of Sub-Inspector Galbraith from the Police Force at Grafton.
8. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
9. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill to provide Funds for the Suppression of certain Evils affecting the Orange Plantation in this Colony.
10. MR. LUCAS to move, That the Petition presented by him on the 17th September, from Mr. James Doyle, in reference to the Police Authorities at Goulburn, be printed.
11. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the table of this House Copies of Information and Proceedings before the Court of Petty Sessions at Bourke, in or about the month of August last, in the case of *Gordon v. Dowling*, under the Masters' and Servants' Act.
12. MR. DALGLEISH to move, That the Petition presented by him on the 15th September from certain Bakers, be printed.
13. MR. DALGLEISH to move, That the Petition presented by him on the 30th September from certain Bakers and others, be printed.
14. MR. RAPER to move,—
 (1.) That in the opinion of this House the Abattoirs at Glebe Island are not conducted in such a manner as to secure the custom and patronage of that section of the community, namely, the butchers, who are directly interested in the proper management of them, and therefore entail annually a considerable loss to the Public Revenue.
 (2.) That a complete change of system on the part of the Government, or an immediate transfer of the arrangement of the Abattoirs to private hands, is desirable and necessary, and ought not to be longer delayed.

WEDNESDAY, OCTOBER 14.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."

FRIDAY, OCTOBER 16.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."

TUESDAY,

TUESDAY, OCTOBER 20.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WEEKES to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence and Reports relating to the destruction by fire of a Stack of Hay, the property of Mr. Joshua Anderson, of West Maitland, and to the refusal of the Coroner to hold an Inquest thereon.
2. MR. RORTON to move,—
 - (1.) That, the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

New South Wales.

No. 59.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 1 OCTOBER, 1863.

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

Questions on Notice Paper for to-day:—

- (1.) Police Officers present at the burning of Patrick O'Meally's house:—Mr. Lucas asked the Colonial Secretary, pursuant to Notice No. 1,—The names of the Police who were engaged in burning down the residence of Patrick O'Meally?
Mr. Cowper answered:—I am informed the following are the names of the officers and constables who formed the party of Police who ejected O'Meally, and were present at the burning of his house:—Sub-Inspectors Roberts and Brennan, Constables Hudson, Stepp, and Musgrove, and two black trackers.
- (2.) Telegraph Line from Sydney to Newcastle:—Mr. Hannell asked the Secretary for Public Works, pursuant to Notice No. 2,—When the second Telegraph Line from Sydney to Newcastle will be completed?
Mr. Arnold answered:—In answer to this Question, I may say, that I am afraid it involves matter of opinion. As far as my opinion goes, it will be finished in a month.
- (3.) Sheds on Wharf at Newcastle:—Mr. Hannell asked the Secretary for Public Works, pursuant to Notice No. 3,—Is it the intention of the Government to erect Sheds or Stores, at or near the Steamers' Wharves, for the reception of imported and exported Goods, at Newcastle?
Mr. Arnold answered:—The Government are desirous of affording this accommodation, and preparation for the erection of these sheds has been made. Perhaps I shall have an opportunity, before long, of forming an opinion whether the House consider it desirable that the expense of these works should be paid out of the funds voted for the formation of Wharves.
- (4.) Accident to Ships "Humboldt" and "Montmorency," at Newcastle:—Mr. Hannell asked the Colonial Treasurer, pursuant to Notice No. 4,—Has any inquiry been made into the causes of the Accident, and the extent of Damage sustained, by the ships "Humboldt" and "Montmorency," in the Harbour of Newcastle; if so, will the Government place upon the Table of this House a copy of any Report they may have received relating thereto?
Mr. Smart answered:—I beg to inform the Honorable Member, that the accident to the "Humboldt" was duly reported by the Harbour Master at Newcastle, and a complaint was lodged by the Captain of the vessel, against the Pilot, demanding an explanation; this explanation was forwarded to him, with an intimation that an inquiry would be held in Sydney, whilst the Harbour Master of Newcastle was here; the Captain failed to attend, and the matter remains in abeyance accordingly. The case of the "Montmorency" was reported by the Harbour Master, but the Captain made no complaint. It is understood that the vessel received no damage.
- (5.) Wharf Regulations for Port of Newcastle:—Mr. Hannell asked the Colonial Treasurer, pursuant to Notice No. 5,—Has the Harbour Master at Newcastle forwarded, for the approval of the Government, a Code of Regulations for the Control and Management of the Public Wharves at Newcastle; if so, will the Government place upon the Table of this House a copy of the proposed Regulations, for public information?
Mr. Smart answered:—I beg, in answer to the Honorable Member's Question, to state, that the Superintendent of Pilots has not received any information of the kind from the Harbour Master of Newcastle.

(6.)

(6.) Deficiency in Votes for Police for 1862 :—Mr. W. Forster asked the Colonial Secretary, pursuant to Notice No. 6,—With reference to an item in the Supplementary Estimates for 1863, under the heading “Chief Secretary,” entitled “Deficiency in Votes for Police generally, for 1862,”—

(1.) Has the money been appropriated ?

(2.) If so, under what circumstances, and for what special purposes ?

Mr. Cowper answered :—I beg to say, that the amount has been appropriated as stated, and although the memorandum I hold in my hand has been suddenly prepared, in consequence of the short notice given of this question, I believe this will be found an approximate, if not a strictly accurate, statement :—Travelling expenses, paid under a revised scale—this will be a decreasing charge, as stations are formed at which men travelling can be accommodated—£3,103 16s. 11d. Fuel, light, and water—the scale of allowances reduced in the latter part of the year—£865 8s. 4d. Re-mount horses, in consequence of the heavy demand for horses throughout the District—£2,356 14s. Medical attendance, gaols, lock-ups, &c., £332 15s. Conveyance of prisoners and police—owing to the large number of prisoners having to be moved to gaols at distant places, to await their trial, and the system of marching prisoners being discontinued as unsafe and unadvisable—£2,194 9s. 7d. Burial of paupers, £64 3s. Incidental expenses, £592 13s. 1d. Gold Escort Vote generally, principally caused by the new contract with Cobb & Co., for weekly conveyance of gold from Forbes to Young, £2,685 10s. 6d. Forage—in consequence of the heavy rise in the market rates, for forage, increase authorised as Mounted Force, for escort and other purposes, in Districts where forage was dearest—£11,990 19s. 7d. Unclassified Votes—Advertising, £2,213 17s. 11d. Ditto, estimated amount required, £686 18s. Making a total of £27,087 5s. 11d. Leaving on other Votes, £2,123 0s. 7d. Balance, total deficit, £24,964 5s. 4d.

(7.) Defaulting Contractors :—Mr. Dangar asked the Secretary for Public Works, pursuant to Notice No. 7,—When will the Return, in reference to Defaulting Contractors, as ordered 1st September last, be laid on the Table of the House ?

Mr. Arnold answered :—Since the Order of the House, directions have been given to the different heads of branches to prepare this Return, but it is found to be one not very easy to prepare satisfactorily, and I can only inform the Honorable Member that it is in course of preparation. To enable the Honorable Member to see the difficulty, I may state that it is sometimes not an easy matter to know who is the contractor. In many cases tenders have been sent in for certain works, and the tenderer has subsequently discovered that he has overlooked or misunderstood some important portion of the conditions, and has in consequence declined to undertake the works upon the terms offered in his tender, and in some instances the Government have had no option but to give way ; these, however, would be very few as compared with the total number of contractors.

(8.) Claims of Workmen on Great Southern Line of Railway :—Mr. Macpherson asked the Secretary for Public Works, pursuant to Notice No. 8,—Whether the Government intends to take any further steps, and if so, what, and when, towards facilitating the Settlement of the Claims of the Workmen on the Great Southern Line of Railway, amounting with their families to about four hundred individuals who are at present in a state of destitution at the Rocky Water Holes in consequence of the Insolvency of Messrs. Randle and Gibbons ?

Mr. Arnold answered :—The Honorable Member asks what the Government are prepared to do in consequence of an assumed state of things which, I believe, does not exist. I am not officially informed of the Insolvency of Messrs. Randle and Gibbons, and until I am, I am not prepared to state what steps the Government will take in consequence.

(9.) Wreck of the Steamer “Mimosa” :—Mr. Dalgleish asked the Colonial Treasurer, pursuant to Notice No. 9,—If the Government intend to cause inquiry to be made into the wreck of the “Mimosa,” steamer, lately wrecked on the coast ?

Mr. Smart answered :—I beg to inform the Honorable Member that the subject is under the consideration of the Crown Law Officers, and until I get their opinion, I cannot tell what course the Government will take. It was referred some four or five days ago.

2. Proposed Wharf at Terrara, Shoalhaven River :—Mr. Robertson presented a Petition from certain Producers, and others interested in this work, representing the eligibility of Terrara as the Site of a Wharf, and praying that such Site may not be altered.

Petition received.

3. Paper :—Mr. Robertson laid upon the Table “Government Public Notice in reference to Sydney Common,” dated 5th October, 1811.

Ordered to be printed.

4. Aggressions on Chinese (Compensation claimed for losses sustained during Riots at Burrangong Gold Fields) :—Mr. Robertson (with the concurrence of the House) with reference to Entry 4 of Votes No. 37, moved, without notice, That the Clerk have leave to deliver to him the remainder of the Papers respecting Compensation to Chinese for Losses sustained by them during the Burrangong Riots, laid on the Table by him during last Session, and recorded in Entry 2 of Votes and Proceedings of 29th August, 1862, No. 56.

Question put and passed.

5. Orders of Sequestration in Insolvency Validating Bill :—On motion of Mr. Darvall, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Amendments made by the Legislative Council in this Bill.
The Chairman having reported that the Committee had disagreed to the Amendments made by the Legislative Council in this Bill,—
Mr. Darvall moved, That this House do now adopt this Report.
Question put and passed.
6. Public Service Superannuation Bill :—
(1.) On motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of introducing this Bill,—
The Chairman reported the following Resolution :—
Resolved,—That, in the opinion of this Committee, it is desirable to introduce a Bill to provide a Superannuation Fund, and to regulate the granting of retiring and other allowances and gratuities in respect of public services.
Mr. Cowper moved,—That this House do now adopt this Resolution.
Question put and passed.
(2.) Mr. Cowper then moved for leave to bring in this Bill,—
Question put and passed.
(3.) Mr. Cowper having *presented* this Bill, Bill, intituled, “*A Bill to provide a Superannuation Fund and to Regulate the Granting of Retiring and other Allowances and Gratuities in respect of Public Services*,”—read a first time.
Ordered to be printed, and read a second time this day three weeks.
7. Postponement :—The Order of the Day, No. 3 of Government Business, for the Resumption of the Committee of Supply, postponed, on motion of Mr. Smart, until Wednesday next.
8. Ways and Means :—On motion of Mr. Smart, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider Ways and Means.
The Chairman reported progress, and obtained leave to sit again on Wednesday next.
The House adjourned, on motion of Mr. Cowper, at half-past Eleven o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

FRIDAY, OCTOBER 2.

QUESTIONS :—

- MR. SAMUEL *to ask* THE SECRETARY FOR PUBLIC WORKS,—
(1.) When is the New Line of Road from Molong to Wellington, marked and surveyed by Mr. Chippendale, to be opened to the public?
(2.) Why has the erection of a Bridge over Kite's Swamp, at Molong, not been proceeded with?
- MR. LUCAS *to ask* THE ATTORNEY GENERAL,—Whether it is his intention to institute Criminal Proceedings against the Police, who burned down the residence of Patrick O'Mcally?
- MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—Why are not Goods taken into Store at the Railway Station, Redfern, after five o'clock and up to six p.m., as at all the Companies' Steamers Wharves?

Contingent Notice of Motion :—

- MR. W. FORSTER *to move*, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—
(1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed. (2.)

- (2.) All Property vested in the Board of National Education shall revert to the Government.
- (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
- (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
- (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
- (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
- (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
- (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
- (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
- (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
- (11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
- (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
- (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
- (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Appeal against Summary Proceedings before Justices of the Peace Bill; to be further considered in Committee.
2. Pawnbrokers Bill; to be further considered in Committee.
3. Vexatious Indictments Prevention Bill; second reading.
4. Towns Police Bill; to be further considered in Committee.
5. Cardiff Coal Company's Incorporation Bill; second reading.
6. Payment of Wages in Money Compulsion Bill; to be further considered in Committee.
7. Metropolitan Corporation Bill; to be further considered in Committee.
8. Carriers Licensing Bill; consideration in Committee of the propriety of introducing this Bill.
9. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
10. Debate on the Motion of Mr. Harpur:—

“ (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.

“ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and “ the Mover.”
11. Dog Nuisance Abatement Bill; second reading.

NOTICES OF MOTION:—

1. MR. ARNOLD to move, That the Petition presented by him on the 22nd September, from certain inhabitants of the Town of Singleton and District of Patrick's Plains, relative to Railway Extension in a North-westerly direction from Muswellbrook, be printed.
2. MR. W. FORSTER to move,—
 - (1.) That the Bill for incorporating the “ Moruya Silver Mining Company ” be referred to a Select Committee.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Garrett, Mr. Leary, Mr. Egan, Mr. Stewart, Capt. Moriarty, and the Mover.
3. MR. GARRETT to move, That the Petition presented by him on the 30th September, from the Inhabitants of Braidwood, with reference to the Road from Nelligen to Braidwood, be printed.
4. MR. ROBERTSON to move, That the Petition presented by him on the 1st October, relative to a Public Wharf at Terrara, be printed.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Seamen's Laws Amendment and Consolidation Bill; to be further considered in Committee.
2. Pastoral Interests Contribution Bill; second reading.
3. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
4. Public Education Bill Reported; adoption of Report.
5. Impounding Bill; to be further considered in Committee.
6. Municipalities Law Amendment Bill; to be considered in Committee.

TUESDAY, OCTOBER 6.

QUESTIONS:—

1. MR. FAUCETT to ask THE SECRETARY FOR LANDS,—
 (1.) When a new road is made and proclaimed by the Government, through private property, does the Government make any, and if so, what, provision for fencing such road, so as to protect the private interests of the occupants or owners of the lands through which the road is made?
 (2.) Does it make any difference, in making such provision, whether the land through which the road passes is enclosed or unenclosed?
2. MR. R. FORSTER to ask THE COLONIAL SECRETARY,—Have any Communications been addressed to the Government by the Bench of unpaid Magistrates at Port Macquarie (two in number), reporting that they require further Magisterial assistance for the due performance of the duties relating to the Administration of Justice in the Police District of Port Macquarie?
3. MR. R. FORSTER to ask THE SECRETARY FOR PUBLIC WORKS,—
 (1.) Has the Government received any information from the Authorities at Port Macquarie, or through any other channel, of the present Insecure state of the Gaol at Port Macquarie?
 (2.) If so, is it intended to have the Gaol put in a state of repair.
4. MR. R. FORSTER to ask THE SECRETARY FOR PUBLIC WORKS,—
 (1.) Has the Government had its attention drawn to the necessity there exists for the speedy erection of a Lighthouse on a dangerous rock in the ocean, situate directly in the track of all vessels sailing between Sydney and Port Macquarie, and known as the Seal Rock?
 (2.) If so, is it intended to erect a Lighthouse on the Seal Rock, or in that locality?
5. MR. DALGLEISH to ask THE ATTORNEY GENERAL,—If the Government intend to take any steps to compel the Pymont Bridge Company to make an opening in their Bridge, connecting Sydney with Pymont, as provided for by the Preamble of the Pymont Bridge Company's Act, 19th Vict., capable of admitting vessels of all classes, whether navigated by steam or otherwise, to pass and re-pass through the same, and also to enforce the proviso of the 23rd Clause, compelling the Company to provide steam vessels or steam tugs, of sufficient power, &c., to warp or tow into and out of that part of Darling Harbour which lies to the south of the said intended Bridge, vessels of all classes resorting thereto free of all costs to any such vessel, and to enter into such bond for the due, regular, and punctual performance of such service as the said Governor and his Executive Council shall require?
6. MR. R. FORSTER to ask THE SECRETARY FOR PUBLIC WORKS,—Has the Government resolved that the Great Northern Line of Railway is to terminate at Murrurundi?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Letters and Documents connected with the Letter of Mr. John Henry Nixon, as addressed to His Excellency the Governor, in reference to his Claim against Mr. Charles Augustus Goodchap, a Clerk in the Department of Public Works, and Mr. Francis Lemesle Oliver, a Clerk in the Department of Lands; together with Copies of the Letters and Explanations given by the Lands and Works Departments, and the said Clerks, in reference to the said Letter; and also, Copies of any Report from the Chief Commissioner of Insolvent Estates in reference to either of the said Clerks in connection with their Insolvent Estates.
2. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
3. MR. EAGAR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.
4. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.

5. MR. ALLEN to move, That the two Petitions from certain Colonists of New South Wales, relating to the Homoeopathic treatment of disease, presented by him on the 22nd September, be printed.
6. MR. DALGLEISH to move, That the Debate, on the Motion of Mr. Dalgleish, "That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, and the additional Evidence, written or oral, taken by, or tendered to, Mr. Arnold, the Minister for Works, on the same subject, be laid upon the Table of this House," which lapsed on the 22nd September last, be now resumed.
7. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
8. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail,—
 - (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.
 - (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
9. MR. W. FORSTER to move, That the Petition presented by him on the 29th September, from Hugh Henry Rose Lockyer, be printed.
10. MR. SAMUEL to move,—
 - (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (4.) That the Government furnish the Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - (5.) That "finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - (6.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 - (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
11. MR. HOLT to move, That this House will, on Tuesday, the 13th October, resolve itself into a Committee of the Whole, to consider the expediency of setting apart a portion of the Consolidated Revenue, for the purpose of gradually liquidating the National Debt.
12. MR. RUSDEN to move, That the resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
13. MR. SAMUEL to move, That in the opinion of this House, there ought to be a Copper Coinage issued from the Sydney Branch of the Royal Mint.
14. MR. CUMMINGS to move, That, in the opinion of this House, the Government shall bring in a Bill this Session to allow compensation in future for all lands taken by the Government from the lawful owners, for Public Roads; when such roads run through enclosed paddocks, the Government shall cause such roads to be fenced in before they are proclaimed.
15. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent

Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.

16. MR. CUNNEEN to move,—
- (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
17. MR. HOLROYD to move,—
- (1.) That Cox's Marriage Settlement Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of the following Members :—Mr. Samuel, Mr. Macleay, Mr. Rusden, Mr. Garrett, Mr. Leary, Mr. Mate, Mr. Bell, Mr. Emanuel, Mr. Harpur, and the Mover.
18. MR. W. FORSTER to move, That it be an Order of this House,—
- (1.) That every Motion or Order of the Day to which, on the Question being put from the Chair—"Whether there is any objection to its being a 'formal' Motion or Order of the Day?"—no objection shall be taken, shall be deemed to be a "formal" Motion or Order of the Day.
 - (2.) That before the regular Business of each day shall have been commenced, it shall be competent for any Honorable Member to have the above Question put upon any Motion or Order of the Day which he would be otherwise authorized to move; and such "formal" Motions or Orders of the Day shall be entitled to have precedence of all other Business, according to the order in which they stand upon the Business Paper.
 - (3.) That no debate shall be allowed upon any of such "formal" Motions or Orders of the Day, but that the House may proceed to division thereupon, without debate, as in the case of the motion for the first reading of a Bill.
 - (4.) That in consequence of any such "formal" Orders of the Day having been disposed of as aforesaid, it shall not be held that the House has proceeded to the Orders of the Day upon the Business Paper, so as to exclude thereafter the presentation of Petitions, or the reception of Notices of Motion.
19. MR. CUNNEEN to move,—
- (1.) That there be laid upon the Table of this House, a Copy of the Contract between Mr. Randle and the Government, for the performance of certain Work upon the Windsor and Richmond Railway.
 - (2.) A Copy of the Bonds entered into by Mr. Randle's Sureties, for the performance of the said Contract.

WEDNESDAY, OCTOBER 7.

Contingent Notices of Motion :—

1. MR. MARTIN to move, (as an Amendment on the Question, "That the Speaker do now leave the Chair," for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement.) the following Resolutions, *seriatim* :—
- (1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnacree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.
 - (2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.
 - (3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.
 - (4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.
 - (5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(6.)

- (6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money which calls for the condemnation of this House.
- (7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.
- (14.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.
- (15.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.
- (16.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (17.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (18.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.
- (20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices

offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to public buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

2. MR. EAGAR to move, (*contingently on the Motion for the adoption of the Report from the Committee of Ways and Means, of the Resolution first to be reported thereunder*)—

(1.) That the Financial condition of the Country, as shewn by the Estimates of the Ways and Means for the year 1864, is unsatisfactory, and demands the withdrawal from the present Ministry of the confidence of this House.

(2.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolution.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Marriage Act Amendment Bill; second reading.
2. Supply; Resumption of the Committee.
3. Ways and Means; Resumption of the Committee.

FRIDAY, OCTOBER 9.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Parnell's Trust Bill; second reading.
2. Smoke Nuisance Abatement Bill; second reading.
3. Law of Evidence in Criminal Cases Amendment Bill; second reading.
4. Prevention and Cure of Scab in Sheep Bill; second reading.

NOTICE OF MOTION:—

1. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—

(1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.

(2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

(3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

(4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

TUESDAY,

TUESDAY, OCTOBER 13.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. EAGAR to move for leave to bring in a Bill to alter and amend "*An Act to Incorporate and partially Endow the Sydney Grammar School*," so far as relates to fees and other charges payable by Pupils.
2. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
3. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Tabular Return, shewing the names of all persons who have purchased land conditionally under the Land Alienation Act of 1861, to the 30th September, 1863; the quantity of land in each purchase; the County or place wherein the land is situated; the amount of money received on each lot; the balance remaining to be received; the date when the balance of the purchase money shall be payable; the amount of the interest payable per annum on the respective balances of each purchase; the number of conditional purchases which have been disallowed subsequently to the deposit having been received by the Land Agent; the reason for such disallowance, whether arising from the land so selected having been previously reserved or otherwise not open to conditional purchase, and the total amount of money refunded to free-selectors on this account.
4. MR. STEWART to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, Mr. Gray, and the Mover.
 - (3.) That the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on 21st October last to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
5. MR. STEWART to move,—
 - (1.) That there be laid upon the Table of this House, Copies of all applications to reclaim Land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 - (2.) Also, Copies of all Correspondence having reference to the same subject.
6. MR. DALGLEISH to move, That the Petition of the Pawnbrokers of the City of Sydney, presented by him on the 25th September, be printed.
7. MR. DANGAR to move, That there be laid upon the Table of this House, Copies of all Papers and Correspondence relative to the dismissal of Sub-Inspector Galbraith from the Police Force at Grafton.
8. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
9. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill to provide Funds for the Suppression of certain Evils affecting the Orange Plantation in this Colony.
10. MR. LUCAS to move, That the Petition presented by him on the 17th September, from Mr. James Doyle, in reference to the Police Authorities at Goulburn, be printed.
11. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the table of this House Copies of Information and Proceedings before the Court of Petty Sessions at Bourke, in or about the month of August last, in the case of *Gordon v. Dowling*, under the Masters' and Servants' Act.
12. MR. DALGLEISH to move, That the Petition presented by him on the 15th September from certain Bakers, be printed.
13. MR. DALGLEISH to move, That the Petition presented by him on the 30th September from certain Bakers and others, be printed.
14. MR. RAPER to move,—
 - (1.) That in the opinion of this House the Abattoirs at Glebe Island are not conducted in such a manner as to secure the custom and patronage of that section of the community, namely, the butchers, who are directly interested in the proper management of them, and therefore entail annually a considerable loss to the Public Revenue.
 - (2.) That a complete change of system on the part of the Government, or an immediate transfer of the arrangement of the Abattoirs to private hands, is desirable and necessary, and ought not to be longer delayed.

WEDNESDAY,

WEDNESDAY, OCTOBER 14.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
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FRIDAY, OCTOBER 16.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
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TUESDAY, OCTOBER 20.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WEEKES to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence and Reports relating to the destruction by fire of a Stack of Hay, the property of Mr. Joshua Anderson, of West Maitland, and to the refusal of the Coroner to hold an Inquest thereon.
 2. MR. RORTON to move,—
 - (1.) That, the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

"Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

"Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,"—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
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THURSDAY, OCTOBER 22.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Public Service Superannuation Bill ; second reading.
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New South Wales.

No. 60.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 2 OCTOBER, 1863.

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

Questions on Notice Paper for to-day:—

- (1.) Road from Molong to Wellington:—Mr. Samuel asked the Secretary for Public Works, pursuant to Notice No. 1.—

(1.) When is the New Line of Road from Molong to Wellington, marked and surveyed by Mr. Chippendale, to be opened to the public?

(2.) Why has the erection of a Bridge over Kite's Swamp, at Molong, not been proceeded with?

Mr. Arnold answered:—

(1.) I beg to inform the Honorable Member, that the Line of Road from Wellington, surveyed by Mr. Johnson, will be opened, with some changes, as soon as funds are available from the Votes of 1864.

(2.) In reply to the second Question, I would say, that the Bridge over Kite's Swamp will be proceeded with as soon as final surveys have been received. An improvement in direction of road has been under consideration, which has delayed this work. The timber has been contracted for, for some time, and it is hoped the work will be completed before the end of the year.

- (2.) Police Officers present at the Burning of Patrick O'Meally's House:—Mr. Lucas asked the Attorney General, pursuant to Notice No. 2,—Whether it is his intention to institute Criminal Proceedings against the Police, who burned down the residence of Patrick O'Meally?

Mr. Darvall answered:—I am not aware under what circumstances the house was burned down, or by whose authority; when I am it will be time enough to consider whether any proceedings shall be taken by the Attorney General, *ex officio*, to punish the offenders. It is very seldom that the Attorney General is required, *ex officio*, to initiate proceedings for the punishment of crime. At present I cannot say under what circumstances this act has been committed, and I am therefore unable to say what steps shall be taken.

- (3.) Reception of Goods at Railway Station, Redfern:—Mr. Dangar asked the Secretary for Public Works, pursuant to Notice No. 3,—Why are not Goods taken into Store at the Railway Station, Redfern, after five o'clock and up to six p.m., as at all the Companies' Steamers Wharves?

Mr. Arnold answered:—The reason why the public are not entitled to require that goods shall be received after five o'clock, is, because there is a bye-law, No. 28, to this effect,—“The Goods Warehouses will be open, for receipt of goods, from six a.m. to five p.m., Sunday, Christmas Day, Good Friday, and proclaimed holidays, excepted.”

2. Municipalities Law Amendment Bill:—Mr. Garrett presented a Petition from the Mayor and Aldermen of the Municipal Council of Wollongong, under the Seal of the Corporation, praying that a Bill of this nature may be passed.
Petition received.
3. Paper:—Mr. Arnold laid upon the Table, Return to Order in reference to “Public Contractors on Railway Works,” made by this House on motion of Mr. Eagar, on 4th August, 1863.
Ordered to be printed.

4. Postponement :—The Order of the Day, No. 1 of Other Business, for the further consideration in Committee of the "Appeal against Summary Proceedings before Justices of the Peace Bill," postponed, on motion of Mr. W. Forster, until this day fortnight.
5. Pawnbrokers Bill :—Mr. W. Forster moved, That the Order of the Day, No. 2 of Other Business, for the further consideration in Committee of this Bill, be postponed until this day fortnight.
Question put—And Division called for :—But there being no Tellers for the Noes, no Division could be had,—And the Speaker declared the Question to have passed in the affirmative.
6. Postponement :—The Order of the Day, No. 3 of Other Business, for the second reading of the "Vexatious Indictments Prevention Bill," postponed, on motion of Mr. Driver, until this day fortnight.
7. Towns Police Bill :—On the Order of the Day for the further consideration in Committee of this Bill being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such further consideration.

The Speaker resumed the Chair.
8. Cardiff Coal Company's Incorporation Bill, on motion of Mr. Garrett, read a second time.
Whereupon, on motion of Mr. Garrett, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.
The Chairman having reported the Bill without Amendment, the House adopted the Report, and ordered that the Bill, as so reported, be read a third time on Tuesday next.
9. Postponement :—The Order of the Day, No. 6 of Other Business, for the further consideration in Committee of the "Payment of Wages in Money Compulsion Bill" postponed, on motion of Mr. W. Forster, until this day fortnight.
10. Metropolitan Corporation Bill :—On the Order of the Day for the further consideration in Committee of this Bill being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such further consideration.
The Chairman reported that there was not a Quorum present in the Committee.
Whereupon the Speaker counted the House, and there being only eighteen Members present, exclusive of the Speaker, viz. :—Mr. Arnold, Mr. Caldwell, Mr. Cowper, Mr. Cummings, Mr. Dalgleish, Mr. Driver, Mr. Eagar, Mr. W. Forster, Mr. R. Forster, Mr. Harpur, Dr. Lang, Mr. Lucas, Mr. Mate, Mr. Morris, Mr. Raper, Mr. Tighe, Mr. Wilson, and Mr. Wisdom,—The Speaker adjourned the House at twenty-eight minutes after Six o'clock, until Tuesday next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, OCTOBER 6.

QUESTIONS :—

1. Mr. FAUCETT *to ask* THE SECRETARY FOR LANDS,—
(1.) When a new road is made and proclaimed by the Government through private property, does the Government make any, and if so, what, provision for fencing such road, so as to protect the private interests of the occupants or owners of the lands through which the road is made?
(2.) Does it make any difference, in making such provision, whether the land through which the road passes is enclosed or unenclosed?
2. Mr. R. FORSTER *to ask* THE COLONIAL SECRETARY,—Have any Communications been addressed to the Government by the Bench of unpaid Magistrates at Port Macquarie (two in number), reporting that they require further Magisterial assistance for the due performance of the duties relating to the Administration of Justice in the Police District of Port Macquarie?
3. Mr. R. FORSTER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
(1.) Has the Government received any information from the Authorities at Port Macquarie, or through any other channel, of the present Insecure state of the Gaol at Port Macquarie?
(2.) If so, is it intended to have the Gaol put in a state of repair?

4. **MR. R. FORSTER** to ask **THE SECRETARY FOR PUBLIC WORKS**,—
- (1.) Has the Government had its attention drawn to the necessity there exists for the speedy erection of a Lighthouse on a dangerous rock in the ocean, situate directly in the track of all vessels sailing between Sydney and Port Macquarie, and known as the Seal Rock?
 - (2.) If so, is it intended to erect a Lighthouse on the Seal Rock, or in that locality?
5. **MR. DALGLEISH** to ask **THE ATTORNEY GENERAL**,—If the Government intend to take any steps to compel the Pymont Bridge Company to make an opening in their Bridge, connecting Sydney with Pymont, as provided for by the Preamble of the Pymont Bridge Company's Act, 19th Vict., capable of admitting vessels of all classes, whether navigated by steam or otherwise, to pass and re-pass through the same, and also to enforce the proviso of the 23rd Clause, compelling the Company to provide steam vessels or steam tugs, of sufficient power, &c., to warp or tow into and out of that part of Darling Harbour which lies to the south of the said intended Bridge, vessels of all classes resorting thereto free of all costs to any such vessel, and to enter into such bond for the due, regular, and punctual performance of such service as the said Governor and his Executive Council shall require?
6. **MR. R. FORSTER** to ask **THE SECRETARY FOR PUBLIC WORKS**,—Has the Government resolved that the Great Northern Line of Railway is to terminate at Murrurundi?
7. **MR. MORRICE** to ask **THE SECRETARY FOR PUBLIC WORKS**,—If it be true, that Mr. Randle has abandoned his No. 3 Contract on the Southern Railroad; and, if so, what arrangements have the Government made for carrying on the same?

Contingent Notice of Motion :—

1. **MR. W. FORSTER** to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—
- (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 - (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
 - (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
 - (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
 - (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
 - (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
 - (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
 - (11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
 - (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
 - (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
 - (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

OTHER BUSINESS—NOTICES OF MOTION :—

1. **MR. DANGAR** to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Letters and Documents connected with the Letter of Mr. John Henry Nixon, as addressed to His Excellency the Governor, in reference to his Claim
against

- against Mr. Charles Augustus Goodchap, a Clerk in the Department of Public Works, and Mr. Francis Lemesle Oliver, a Clerk in the Department of Lands; together with Copies of the Letters and Explanations given by the Lands and Works Departments, and the said Clerks, in reference to the said Letter; and also, Copies of any Report from the Chief Commissioner of Insolvent Estates in reference to either of the said Clerks in connection with their Insolvent Estates.
2. MR. ALEXANDER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.
 3. MR. EAGAR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.
 4. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
 5. MR. ALLEN to move, That the two Petitions from certain Colonists of New South Wales, relating to the Homœopathic treatment of disease, presented by him on the 22nd September, be printed.
 6. MR. DALGLEISH to move, That the Debate, on the Motion of Mr. Dalgleish, "That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, and the additional Evidence, written or oral, taken by, or tendered to, Mr. Arnold, the Minister for Works, on the same subject, be laid upon the Table of this House," which lapsed on the 22nd September last, be now resumed.
 7. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
 8. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail,—
 - (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.
 - (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
 9. MR. W. FORSTER to move, That the Petition presented by him on the 29th September, from Hugh Henry Rose Lockyer, be printed.
 10. MR. SAMUEL to move,—
 - (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (4.) That the Government furnish the Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - (5.) That "finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - (6.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

- (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
11. Mr. HOLT to move, That this House will, on Tuesday, the 13th October, resolve itself into a Committee of the Whole, to consider the expediency of setting apart a portion of the Consolidated Revenue, for the purpose of gradually liquidating the National Debt.
 12. Mr. RUSDEN to move, That the resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
 13. Mr. SAMUEL to move, That in the opinion of this House, there ought to be a Copper Coinage issued from the Sydney Branch of the Royal Mint.
 14. Mr. CUMMINGS to move, That, in the opinion of this House, the Government shall bring in a Bill this Session to allow compensation in future for all lands taken by the Government from the lawful owners, for Public Roads; when such roads run through enclosed paddocks, the Government shall cause such roads to be fenced in before they are proclaimed.
 15. Dr. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
 16. Mr. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
 17. Mr. HOLROYD to move,—
 - (1.) That Cox's Marriage Settlement Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of the following Members:—Mr. Samuel, Mr. Macleay, Mr. Rusden, Mr. Garrett, Mr. Leary, Mr. Mate, Mr. Bell, Mr. Emanuel, Mr. Harpur, and the Mover.
 18. Mr. W. FORSTER to move, That it be an Order of this House,—
 - (1.) That every Motion or Order of the Day to which, on the Question being put from the Chair—"Whether there is any objection to its being a 'formal' Motion or Order of the Day?"—no objection shall be taken, shall be deemed to be a "formal" Motion or Order of the Day.
 - (2.) That before the regular Business of each day shall have been commenced, it shall be competent for any Honorable Member to have the above Question put upon any Motion or Order of the Day which he would be otherwise authorized to move; and such "formal" Motions or Orders of the Day shall be entitled to have precedence of all other Business, according to the order in which they stand upon the Business Paper.
 - (3.) That no debate shall be allowed upon any of such "formal" Motions or Orders of the Day, but that the House may proceed to division thereupon, without debate, as in the case of the motion for the first reading of a Bill.
 - (4.) That in consequence of any such "formal" Orders of the Day having been disposed of as aforesaid, it shall not be held that the House has proceeded to the Orders of the Day upon the Business Paper, so as to exclude thereafter the presentation of Petitions, or the reception of Notices of Motion.
 19. Mr. CUNNEEN to move,—
 - (1.) That there be laid upon the Table of this House, a Copy of the Contract between Mr. Randle and the Government, for the performance of certain Work upon the Windsor and Richmond Railway.
 - (2.) A Copy of the Bonds entered into by Mr. Randle's Sureties, for the performance of the said Contract.
 20. Mr. GARRETT to move, That the Petition presented by him on the 2nd October, from the Municipal Council of Wollongong, relative to the Municipalities Law Amendment Bill, be printed.
 21. Mr. ARNOLD to move, That the Petition presented by him on the 22nd September, from certain inhabitants of the Town of Singleton and District of Patrick's Plains, relative to Railway Extension in a North-westerly direction from Muswellbrook, be printed.
 22. Mr. W. FORSTER to move,—
 - (1.) That the Bill for incorporating the "Moruya Silver Mining Company" be referred to a Select Committee.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Garrett, Mr. Leary, Mr. Egan, Mr. Stewart, Capt. Moriarty, and the Mover.
 23. Mr. GARRETT to move, That the Petition presented by him on the 30th September, from the Inhabitants of Braidwood, with reference to the Road from Nelligen to Braidwood, be printed.

24. MR. ROBERTSON to move, That the Petition presented by him on the 1st October, relative to a Public Wharf at Terrara, be printed.

ORDERS OF THE DAY:—

1. Cardiff Coal Company's Incorporation Bill; third reading.
2. Carriers Licensing Bill; consideration in Committee of the propriety of introducing this Bill.
3. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
4. Debate on the Motion of Mr. Harpur:—
 “(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 “(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”
5. Dog Nuisance Abatement Bill; second reading.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Seamen's Laws Amendment and Consolidation Bill; to be further considered in Committee.
2. Pastoral Interests Contribution Bill; second reading.
3. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
4. Public Education Bill Reported; adoption of Report.
5. Impounding Bill; to be further considered in Committee.
6. Municipalities Law Amendment Bill; to be considered in Committee.

WEDNESDAY, OCTOBER 7.

Contingent Notices of Motion:—

1. MR. MARTIN to move, (as an Amendment on the Question, “That the Speaker do now leave the Chair;” for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement,) the following Resolutions, *seriatim*:—
 (1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnacree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.
 (2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.
 (3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.
 (4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.
 (5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 (6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money which calls for the condemnation of this House.
 (7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 (8.)

- (8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.
- (14.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.
- (15.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.
- (16.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (17.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (18.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.
- (20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.
- (22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money; which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to public buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

2. MR. EAGAR to move, (*contingently on the Motion for the adoption of the Report from the Committee of Ways and Means, of the Resolution first to be reported thereunder*)—

(1.) That the financial condition of the Country, as shewn by the Estimates of the Ways and Means for the year 1864, is unsatisfactory, and demands the withdrawal from the present Ministry of the confidence of this House.

(2.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolution.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Marriage Act Amendment Bill ; second reading.
2. Supply ; Resumption of the Committee.
3. Ways and Means ; Resumption of the Committee.

FRIDAY, OCTOBER 9.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Parnell's Trust Bill ; second reading.
2. Smoke Nuisance Abatement Bill ; second reading.
3. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
4. Prevention and Cure of Scab in Sheep Bill ; second reading.

NOTICE OF MOTION :—

1. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—

(1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.

(2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

(3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

(4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

TUESDAY, OCTOBER 13.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. EAGAR to move for leave to bring in a Bill to alter and amend "*An Act to Incorporate and partially Endow the Sydney Grammar School,*" so far as relates to fees and other charges payable by Pupils.

2. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
3. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Tabular Return, shewing the names of all persons who have purchased land conditionally under the Land Alienation Act of 1861, to the 30th September, 1863; the quantity of land in each purchase; the County or place wherein the land is situated; the amount of money received on each lot; the balance remaining to be received; the date when the balance of the purchase money shall be payable; the amount of the interest payable per annum on the respective balances of each purchase; the number of conditional purchases which have been disallowed subsequently to the deposit having been received by the Land Agent; the reason for such disallowance, whether arising from the land so selected having been previously reserved or otherwise not open to conditional purchase, and the total amount of money refunded to free-selectors on this account.
4. MR. STEWART to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, Mr. Gray, and the Mover.
 - (3.) That the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on 21st October last to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
5. MR. STEWART to move,—
 - (1.) That there be laid upon the Table of this House, Copies of all applications to reclaim Land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 - (2.) Also, Copies of all Correspondence having reference to the same subject.
6. MR. DALGLEISH to move, That the Petition of the Pawnbrokers of the City of Sydney, presented by him on the 25th September, be printed.
7. MR. DANGAR to move, That there be laid upon the Table of this House, Copies of all Papers and Correspondence relative to the dismissal of Sub-Inspector Galbraith from the Police Force at Grafton.
8. MR. HÆPÜR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
9. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill to provide Funds for the Suppression of certain Evils affecting the Orange Plantation in this Colony.
10. MR. LUCAS to move, That the Petition presented by him on the 17th September, from Mr. James Doyle, in reference to the Police Authorities at Goulburn, be printed.
11. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the table of this House Copies of Information and Proceedings before the Court of Petty Sessions at Bourke, in or about the month of August last, in the case of Gordon v. Dowling, under the Masters' and Servants' Act.
12. MR. DALGLEISH to move, That the Petition presented by him on the 15th September from certain Bakers, be printed.
13. MR. DALGLEISH to move, That the Petition presented by him on the 30th September from certain Bakers and others, be printed.
14. MR. RAPER to move,—
 - (1.) That in the opinion of this House the Abattoirs at Glebe Island are not conducted in such a manner as to secure the custom and patronage of that section of the community, namely, the butchers, who are directly interested in the proper management of them, and therefore entail annually a considerable loss to the Public Revenue.
 - (2.) That a complete change of system on the part of the Government, or an immediate transfer of the arrangement of the Abattoirs to private hands, is desirable and necessary, and ought not to be longer delayed.

WEDNESDAY, OCTOBER 14.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."

FRIDAY, OCTOBER 16.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
2. Appeal against Summary Proceedings before Justices of the Peace Bill; to be further considered in Committee.
3. Pawnbrokers Bill; to be further considered in Committee.
4. Vexatious Indictments Prevention Bill; second reading.
5. Payment of Wages in Money Compulsion Bill; to be further considered in Committee.

TUESDAY, OCTOBER 20.

OTHER BUSINESS—NOTICES OF MOTION:—

1. Mr. WEEKES to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence and Reports relating to the destruction by fire of a Stack of Hay, the property of Mr. Joshua Anderson, of West Maitland, and to the refusal of the Coroner to hold an Inquest thereon.
2. Mr. ROTTON to move,—
 - (1.) That, the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

"Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

"Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,"—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
3. Mr. RUSDEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that he will cause to be placed on the Estimates for 1864, a Sum of Money sufficient for the Establishment of a Punt over the River Darling, at or near Walgett.

THURSDAY, OCTOBER 22.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Public Service Superannuation Bill; second reading.

New South Wales.

No. 61.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 6 OCTOBER, 1863.

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

Questions on Notice Paper for to-day:—

(*Mr. Dalgleish Withdrew the Question standing in his name, No. 5.*)

- (1.) Mr. Randle's Southern Railway Contract, No. 3:—Mr. Morrice asked the Secretary for Public Works, pursuant to Notice No. 7,—If it be true, that Mr. Randle has abandoned his No. 3 Contract on the Southern Railroad; and, if so, what arrangements have the Government made for carrying on the same?

Mr. Arnold answered:—I beg to inform the Honorable Member, that Mr. Randle has ceased to make satisfactory progress upon the Contract alluded to in this Question, and in consequence the Government have advertised for fresh Tenders for this Contract, with a view to its cancellation.

- (2.) Fencing of Proclaimed Roads through Private Property:—Mr. Faucett asked the Secretary for Lands, pursuant to Notice No. 1,—

(1.) When a new road is made and proclaimed by the Government through private property, does the Government make any, and if so, what, provision for fencing such road, so as to protect the private interests of the occupants or owners of the lands through which the road is made?

(2.) Does it make any difference, in making such provision, whether the land through which the road passes is enclosed or unenclosed?

Mr. Robertson answered:—In reply to the Question of the Honorable Member, I would say, that the practice of the Government is, on the proclamation of a road, to leave it unfenced, unless where the road goes through lands enclosed before the proclamation. If the lands are enclosed before the proclamation, the practice has been to fence both sides of the Road, and this House has never refused to vote money for that purpose.

(*Mr. R. Forster Withdrew the Question standing in his name, No. 2.*)

- (3.) Gaol at Port Macquarie:—Mr. R. Forster asked the Secretary for Public Works, pursuant to Notice No. 3,—

(1.) Has the Government received any information from the Authorities at Port Macquarie, or through any other channel, of the present insecure state of the Gaol at Port Macquarie?

(2.) If so, is it intended to have the Gaol put in a state of repair?

Mr. Arnold answered:—I beg to inform the Honorable Member, that very recently representation has been made to Government, by the Police Authorities, of the insecure state of the Lock-up used as a Gaol at Port Macquarie; and in consequence of this representation, the matter was forwarded, in the ordinary course, to the Colonial Architect for Report, and that Report has been received only this morning. No determination has yet been arrived at, but I have no doubt the determination will be to put the Lock-up in a state of repair, as I find the cost proposed is exceedingly small.

- (4.) Requirement of Lighthouse on Seal Rock, between Sydney and Port Macquarie:—Mr. R. Forster asked the Secretary for Public Works, pursuant to Notice No. 4,—

(1.) Has the Government had its attention drawn to the necessity there exists for the speedy erection of a Lighthouse on a dangerous Rock in the ocean, situate directly in the track of all vessels sailing between Sydney and Port Macquarie, and known as the Seal Rock?

(2.)

(2.) If so, is it intended to erect a Lighthouse on the Seal Rock, or in that locality?

Mr. Arnold answered:—I understand that some representations have been made to the Government of the dangerous character of this Rock, but the preliminary inquiries with regard to the necessity for Lighthouses are usually conducted by the Pilot and Navigation Board. I can only say, so far as I am concerned, that no determination has yet been arrived at to erect a Lighthouse upon the Seal Rock.

(5.) Terminus of Great Northern Railway:—Mr. R. Forster asked the Secretary for Public Works, pursuant to Notice No. 6,—Has the Government resolved that the Great Northern Line of Railway is to terminate at Murrurundi?

Mr. Arnold answered:—Certainly not.

2. Motions Withdrawn:—Mr. Eagar withdrew the Motions standing in his name, Nos. 3, 7, and 8 on the Notice Paper for to-day.
3. Robert M'Intosh:—Mr. Lucas presented a Petition from Robert M'Intosh, of Marsh Bank, Botany Road, near Sydney,—setting forth his claim to certain Premises in Sydney, which formed the subject of a Petition, presented to this House in September last, by one James M'Intosh, which last-mentioned Petition was referred on the 29th September to the Select Committee now sitting on a Petition of Mr. John Busby;—and praying that the said Petitioner, Robert M'Intosh, may have leave to appear in person, or by Counsel, or Attorney, before the said Select Committee, in reference to the Petition of the said James M'Intosh.

Petition received.

Mr. Lucas then (*with the concurrence of the House*) moved, without notice, That the Prayer of the said Petition of Robert M'Intosh, be granted.

Question put and passed.

4. Orders of Sequestration in Insolvency Validating Bill:—Mr. Darvall moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,—

The Legislative Assembly having had under consideration the Legislative Council's Message, dated the 30th September, 1863, requesting its concurrence in certain Amendments made by the Council in the Orders of Sequestration in Insolvency Validating Bill,—

Disagrees to the said Amendments for the following reasons:—

1st. That the Amendments in Clause 1 do not clearly make legal and effectual the proceedings proposed to be rendered valid, but only say that they shall not be deemed unlawful, and make good affidavits,—whereas the documents in question have been decided not to be affidavits, and that the 1st Clause is rendered ambiguous, and the proposed Amendments are not required.

2nd. That the new Clause proposed is foreign to the scope and intention of the Bill, and refers to doubts which have not been shown to exist.

*Legislative Assembly Chamber,
Sydney, 6th October, 1863.*

Speaker.

Question put and passed.

5. Railway Extension to Fort Bourke, *via* Muswellbrook and Mudgee:—Mr. Wisdom presented a Petition from the Inhabitants of the Town and District of Hargraves, setting forth the advantages of such a Railway Extension.
Petition received.
6. Papers:—
 - (1.) Mr. Smart laid upon the Table, Return to Order, in reference to "Expense of Government Telegrams," made by the Legislative Assembly, on motion of Mr. Lucas, on 19th November, 1862.
Ordered to be printed.
 - (2.) Mr. Cowper laid upon the Table, Despatch from the Duke of Newcastle, dated 10 July, 1863, (with Enclosures) respecting African Slave Trade Suppression.
Ordered to be printed.
7. Colonial Sugar Refining Company's Bill:—Mr. Samuel, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee, to whom this Bill was referred on 29th September, 1863.
Ordered to be printed.
Whereupon, Mr. Samuel moved,—That the second reading of this Bill stand an Order of the Day for Tuesday next.
Question put and passed.
8. Mr. John Busby:—Mr. Sadleir (*with the concurrence of the House*) moved, without notice, That the Select Committee, appointed to consider and Report upon the Petition of John Busby, have power to report the Minutes of Evidence taken before them, from time to time, to this House.
Question put and passed.
9. Motion Withdrawn:—Mr. Samuel withdrew the Motion standing in his name, No. 10, on the Notice Paper for to-day.
10. Motion for Adjournment:—Mr. Martin moved, That this House do now adjourn.
Debate ensued.
Question put and Negatived.

11. Motion Withdrawn:—Mr. Dangar withdrew the Motion standing in his name, No. 1 on the Notice Paper for to-day.
12. Mr. Hutchinson Hothersall Browne, late Immigration Agent:—Mr. Alexander moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the present Year, a sum not exceeding £2,500, for the purpose of compensating H. H. Browne, Esq., on the abolition of his appointment as Agent for Immigration.

Debate ensued.

Question put.

The House divided.

Ayes, 17.

Mr. Cowper,	Mr. Darvall,
Mr. Robertson,	<i>Tellers.</i>
Mr. Smart,	
Mr. Dangar,	Mr. Alexander,
Mr. Piddington,	Mr. Holt.
Mr. W. Forster,	
Mr. Garrett,	
Mr. Morrice,	
Mr. Mate,	
Mr. Gordon,	
Mr. Macpherson,	
Mr. Morris,	
Mr. Samuel,	
Mr. C. Cowper, junr.,	

Noes, 26.

Mr. R. Forster,	Mr. Caldwell,
Mr. Hart,	Mr. Stewart,
Mr. J. N. Ryan,	Capt. Moriarty,
Mr. Dalgleish,	Dr. Lang,
Mr. Wilson,	Mr. Love,
Mr. Holroyd,	Mr. Buchanan,
Mr. Raper,	Mr. Wisdom,
Mr. Cunneen,	Mr. Gray,
Mr. Terry,	Mr. Allen,
Mr. Harpur,	Mr. Driver,
Mr. Tighe,	<i>Tellers.</i>
Mr. Cummings,	
Mr. Sutherland,	Mr. Martin,
Mr. Sadleir,	Mr. Lucas.

13. Motion Withdrawn:—Mr. Dangar withdrew the Motion standing in his name, No. 4 on the Notice Paper for to-day.
14. Joseph Collits:—Mr. Cunneen presented a Petition from Joseph Collits, of the Bugabigil Run, Lachlan River, Wellington District, Grazier, complaining of great losses alleged to have been sustained by him in consequence of the withdrawal from his Pastoral Lease, for the purposes of Gold Mining, of a considerable portion of the said Run, including the Water frontage; and praying consideration of his case, on the special ground that a large revenue has accrued to the Government by reason of such withdrawal.
- Petition received.
15. Solicited Provision for Homœopathic Treatment in Public Curative Institutions:—Mr. Allen moved, pursuant to notice, That the two Petitions from certain Colonists of New South Wales, relating to the Homœopathic treatment of disease, presented by him on the 22nd September, be printed.
- Question put and passed.
- Ordered to be printed.
16. Alleged Irregularities in the Public Works Department:—Mr. Dalgleish moved, pursuant to notice,—That the Debate, on the Motion of Mr. Dalgleish, “That the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, and the additional Evidence, written or oral, taken by, or tendered to, Mr. Arnold, the Minister for Works, on the same subject, be laid upon the Table of this House,” which lapsed on the 22nd September last, be now resumed.
- Question put and passed.
- Whereupon Question stated,—“That” the Evidence taken before Mr. Whitton and Mr. Moodie, on the Disorganized State of the Department of Public Works, and the additional Evidence, written or oral, taken by, or tendered to, Mr. Arnold, the Minister for Works, on the same subject, be laid upon the Table of this House.
- Debate resumed and continued.
- Mr. Lucas moved, That the Question be amended by omitting all the words after the word “That,” with a view to inserting in their place the words,—“a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the Disorganized State of the Public Works Department.
- “(2.) That such Committee consist of Mr. Arnold, Mr. Martin, Mr. Garrett, Mr. Wilson, Mr. Gray, Mr. Dalgleish, Mr. Morris, Mr. W. Forster, Mr. Driver, and the Mover.”
- Debate continued.
- Motion made by Mr. Morris, and Question put,—That this Debate be now adjourned.
- The House divided.

Ayes, 12.

Mr. Cowper,	<i>Tellers.</i>
Mr. Smart,	
Mr. Robertson,	Mr. C. Cowper, junr.,
Mr. Arnold,	Mr. Alexander.
Mr. Morris,	
Mr. Garrett,	
Mr. Love,	
Mr. Gordon,	
Mr. Wisdom,	
Mr. R. Forster,	

Noes, 22.

Mr. Martin,	Mr. Raper,
Mr. Holroyd,	Mr. Harpur,
Mr. W. Forster,	Mr. Sutherland,
Mr. Dalgleish,	Mr. Dangar,
Mr. Macpherson,	Mr. Terry,
Mr. Eagar,	Mr. Piddington,
Mr. Cunneen,	Mr. Wilson,
Mr. Cummings,	Mr. Driver,
Mr. Allen,	<i>Tellers.</i>
Dr. Lang,	
Mr. Tighe,	Mr. Lucas,
Mr. Stewart,	Mr. Buchanan.

Main

Main Question stated.

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

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

Whereupon Question,—

(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the Disorganized State of the Public Works Department.

(2.) That such Committee consist of Mr. Arnold, Mr. Martin, Mr. Garrett, Mr. Wilson, Mr. Gray, Mr. Dalglish, Mr. Morris, Mr. W. Forster, Mr. Driver, and the Mover,—put and passed.

17. Motion Withdrawn :—Mr. Alexander, on behalf of Mr. Holt, withdrew the Motion standing in the name of Mr. Holt, No. 11 on the Notice Paper for to-day.

18. Presbyterian College Bill :—Dr. Lang, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee, for whose consideration and report this Bill was referred on the 4th September, 1863.

Ordered to be printed.

Whereupon, Dr. Lang moved, That the second reading of this Bill stand an Order of the Day for this day fortnight.

Question put and passed.

19. Hugh Henry Rose Lockyer :—Mr. W. Forster moved, pursuant to notice, That the Petition presented by him on the 29th September, from Hugh Henry Rose Lockyer, be printed.

Question put and passed.

Ordered to be printed.

The House adjourned, on motion of Mr. Cowper, at two minutes after Eleven o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, OCTOBER 7.

QUESTIONS :—

1. MR. PIDDINGTON *to ask* THE COLONIAL SECRETARY,—Has any portion of the Reward offered for the Apprehension of the Mudjee Mail Robbers been paid by the Government, and to whom?
2. MR. PIDDINGTON *to ask* THE COLONIAL TREASURER,—
 - (1.) What is the sum, per ounce, charged for Escort Fees on Gold Dust brought to Sydney by the Government Escort?
 - (2.) Is it the practice of the Government not to charge Escort Fees on Gold Dust brought to the Sydney Mint for Coinage?
3. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) What are the duties of the new office, styled Inspector of Land Offices?
 - (2.) What is the amount of Salary, and other Allowances, attached to this new office?
 - (3.) What are the qualifications of the recently appointed Inspector of Land Offices?
 - (4.) Is not the Gentleman appointed a near relative of a Minister of the Crown?
4. MR. CUNNEEN *to ask* THE COLONIAL SECRETARY,—
 - (1.) Do the Government provide Quarters for the Police?
 - (2.) If not, do they make any allowance to them in lieu of such quarters?

Contingent Notices of Motion :—

1. MR. MARTIN *to move*, (as an Amendment on the Question, "That the Speaker do now leave the Chair," for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement,) the following Resolutions, *seriatim* :—
 - (1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge

Bridge over the said River at Pitnacree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.

(2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.

(3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.

(4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.

(5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £316 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money which calls for the condemnation of this House.

(7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.

(14.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.

(15.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.)

- (17.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (18.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.
- (20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the hall and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.
- (22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.
- (24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.
- (25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.
- (26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to public buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.
2. MR. EAGAR to move, (*contingently on the Motion for the adoption of the Report from the Committee of Ways and Means, of the Resolution first to be reported thereunder*)—
- (1.) That the Financial condition of the Country, as shewn by the Estimates of the Ways and Means for the year 1864, is unsatisfactory, and demands the withdrawal from the present Ministry of the confidence of this House.
- (2.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolution.
3. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—
- (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
- (2.) All Property vested in the Board of National Education shall revert to the Government.

(3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.

(4.) Schools under such Act as may be passed shall be divided into Public and Assisted.

(5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.

(6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.

(7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.

(8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.

(9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.

(10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.

(11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.

(12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.

(13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.

(14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Marriage Act Amendment Bill ; second reading.
2. Supply ; Resumption of the Committee.
3. Ways and Means ; Resumption of the Committee.
4. Seamen's Laws Amendment and Consolidation Bill ; to be further considered in Committee.
5. Pastoral Interests Contribution Bill ; second reading.
6. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.
7. Public Education Bill Reported ; adoption of Report.
8. Impounding Bill ; to be further considered in Committee.
9. Municipalities Law Amendment Bill ; to be considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. RUSDEN to move, That the resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
2. MR. SAMUEL to move, That in the opinion of this House, there ought to be a Copper Coinage issued from the Sydney Branch of the Royal Mint.
3. MR. CUMMINGS to move, That, in the opinion of this House, the Government shall bring in a Bill this Session to allow compensation in future for all lands taken by the Government from the lawful owners, for Public Roads ; when such roads run through enclosed paddocks, the Government shall cause such roads to be fenced in before they are proclaimed.
4. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend ; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
5. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
6. MR. HOLROYD to move,—
 - (1.) That Cox's Marriage Settlement Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of the following Members:—Mr. Samuel, Mr. Macleay, Mr. Rusden, Mr. Garrett, Mr. Leary, Mr. Mate, Mr. Bell, Mr. Emanuel, Mr. Harpur, and the Mover.

7. MR. W. FORSTER to move, That it be an Order of this House,—
- (1.) That every Motion or Order of the Day to which, on the Question being put from the Chair—"Whether there is any objection to its being a 'formal' Motion or Order of the Day?"—no objection shall be taken, shall be deemed to be a "formal" Motion or Order of the Day.
 - (2.) That before the regular Business of each day shall have been commenced, it shall be competent for any Honorable Member to have the above Question put upon any Motion or Order of the Day which he would be otherwise authorized to move; and such "formal" Motions or Orders of the Day shall be entitled to have precedence of all other Business, according to the order in which they stand upon the Business Paper.
 - (3.) That no debate shall be allowed upon any of such "formal" Motions or Orders of the Day, but that the House may proceed to division thereupon, without debate, as in the case of the motion for the first reading of a Bill.
 - (4.) That in consequence of any such "formal" Orders of the Day having been disposed of as aforesaid, it shall not be held that the House has proceeded to the Orders of the Day upon the Business Paper, so as to exclude thereafter the presentation of Petitions, or the reception of Notices of Motion.
8. MR. CUNNEEN to move,—
- (1.) That there be laid upon the Table of this House, a Copy of the Contract between Mr. Randle and the Government, for the performance of certain Work upon the Windsor and Richmond Railway.
 - (2.) A Copy of the Bonds entered into by Mr. Randle's Sureties, for the performance of the said Contract.
9. MR. GARRETT to move, That the Petition presented by him on the 2nd October, from the Municipal Council of Wollongong, relative to the Municipalities Law Amendment Bill, be printed.
10. MR. ARNOLD to move, That the Petition presented by him on the 22nd September, from certain inhabitants of the Town of Singleton and District of Patrick's Plains, relative to Railway Extension in a North-westerly direction from Muswellbrook, be printed.
11. MR. W. FORSTER to move,—
- (1.) That the Bill for incorporating the "Moruya Silver Mining Company" be referred to a Select Committee.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Garrett, Mr. Leary, Mr. Egan, Mr. Stewart, Capt. Moriarty, and the Mover.
12. MR. GARRETT to move, That the Petition presented by him on the 30th September, from the Inhabitants of Braidwood, with reference to the Road from Nelligen to Braidwood, be printed.
13. MR. ROBERTSON to move, That the Petition presented by him on the 1st October, relative to a Public Wharf at Terrara, be printed.

ORDERS OF THE DAY:—

1. Cardiff Coal Company's Incorporation Bill; third reading.
2. Carriers Licensing Bill; consideration in Committee of the propriety of introducing this Bill.
3. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
4. Debate on the Motion of Mr. Harpur:—
 - "(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - "(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."
5. Dog Nuisance Abatement Bill; second reading.

THURSDAY, OCTOBER 8.

QUESTION:—

1. MR. HOLROYD to ask THE ATTORNEY GENERAL,—When will the Correspondence between the Law Institute, the Judges of the Supreme Court, and the Government, in reference to certain Letters addressed by the Chief Commissioner of the Insolvent Court to the Official Assignees, relative to the appointment of a Solicitor to the Official Assignees; as well as copies of all Letters addressed by the Chief Commissioner to the Official Assignees, at any time, upon the subject of Law Costs, and with relation to the appointment of a Solicitor to the Official Assignees; and of all Correspondence between the Government and the Chief Commissioner on the same subject, moved for on the 14th of July last, be laid upon the Table of this House?

FRIDAY,

FRIDAY, OCTOBER 9.

QUESTION :—

1. MR. DALGLEISH to ask THE COLONIAL SECRETARY,—
 - (1.) If it is the intention of Government to introduce a Bill this Session to Amend the District Court Act?
 - (2.) Whether it is the intention of Government to proceed with the Bill for the Amendment of the Insolvent Law, introduced last Session of Parliament by the then Attorney General?
 - (3.) Whether it is the intention of the Government to proceed with the Bill for the Punishment of Drunkards, introduced last Session by Mr. Cowper?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Parnell's Trust Bill ; second reading.
2. Smoke Nuisance Abatement Bill ; second reading.
3. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
4. Prevention and Cure of Scab in Sheep Bill ; second reading.

NOTICE OF MOTION :—

1. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

TUESDAY, OCTOBER 13.

QUESTIONS :—

1. MR. DALGLEISH to ask THE ATTORNEY GENERAL,—If the Government intend to take any steps to compel the Pymont Bridge Company to make an opening in their Bridge, connecting Sydney with Pymont, as provided for by the Preamble of the Pymont Bridge Company's Act, 19th Vict., capable of admitting vessels of all classes, whether navigated by steam or otherwise, to pass and repass through the same, and also to enforce the proviso of the 23rd Clause, compelling the Company to provide steam vessels or steam tugs, of sufficient power, &c., to warp or tow into and out of that part of Darling Harbour which lies to the south of the said intended Bridge, vessels of all classes resorting thereto free of all costs to any such vessel, and to enter into such bond for the due, regular, and punctual performance of such service as the said Governor and his Executive Council shall require?
2. MR. R. FORSTER to ask THE COLONIAL SECRETARY,—Have any Communications been addressed to the Government by the Bench of unpaid Magistrates at Port Macquarie (two in number), reporting that they require further Magisterial assistance for the due performance of the duties relating to the Administration of Justice in the Police District of Port Macquarie?
3. MR. DALGLEISH to ask THE COLONIAL SECRETARY,—

When the Return, ordered by this House on the 5th August, 1862,

 - “ (1.) That there be laid upon the Table, a Return shewing the number of Grants of Land, issued by previous Governments, subject to Quit-rent.
 - “ (2.) A nominal Return of those Persons who have redeemed their lands by purchasing the Quit-rent.
 - “ (3.) A nominal Return of those Persons who are indebted to Government on account of Quit-rent, and the amount due by each.”

will be laid upon the Table of this House?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. EAGAR to move for leave to bring in a Bill to alter and amend “ *An Act to Incorporate and partially Endow the Sydney Grammar School,*” so far as relates to fees and other charges payable by Pupils.
2. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry :—
 - (1.) With the Government and any person or persons.

(2.)

- (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 (3.) With the Chief Commissioner and F. W. Perry.
 (4.) With the Chief Commissioner and any person or persons.
 (5.) With the Crown Solicitor and any person or persons.
3. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Tabular Return, shewing the names of all persons who have purchased land conditionally under the Land Alienation Act of 1861, to the 30th September, 1863; the quantity of land in each purchase; the County or place wherein the land is situated; the amount of money received on each lot; the balance remaining to be received; the date when the balance of the purchase money shall be payable; the amount of the interest payable per annum on the respective balances of each purchase; the number of conditional purchases which have been disallowed subsequently to the deposit having been received by the Land Agent; the reason for such disallowance, whether arising from the land so selected having been previously reserved or otherwise not open to conditional purchase, and the total amount of money refunded to free-selectors on this account.
4. MR. STEWART to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney.
 (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, Mr. Gray, and the Mover.
 (3.) That the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on 21st October last to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
5. MR. STEWART to move,—
 (1.) That there be laid upon the Table of this House, Copies of all applications to reclaim Land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 (2.) Also, Copies of all Correspondence having reference to the same subject.
6. MR. DALGLEISH to move, That the Petition of the Pawnbrokers of the City of Sydney, presented by him on the 25th September, be printed.
7. MR. DANGAN to move, That there be laid upon the Table of this House, Copies of all Papers and Correspondence relative to the dismissal of Sub-Inspector Galbraith from the Police Force at Grafton.
8. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
9. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill to provide Funds for the Suppression of certain Evils affecting the Orange Plantation in this Colony.
10. MR. LUCAS to move, That the Petition presented by him on the 17th September, from Mr. James Doyle, in reference to the Police Authorities at Goulburn, be printed.
11. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the table of this House Copies of Information and Proceedings before the Court of Petty Sessions at Bourke, in or about the month of August last, in the case of Gordon v. Dowling, under the Masters' and Servants' Act.
12. MR. DALGLEISH to move, That the Petition presented by him on the 15th September from certain Bakers, be printed.
13. MR. DALGLEISH to move, That the Petition presented by him on the 30th September from certain Bakers and others, be printed.
14. MR. RAPER to move,—
 (1.) That in the opinion of this House the Abattoirs at Glebe Island are not conducted in such a manner as to secure the custom and patronage of that section of the community, namely, the butchers, who are directly interested in the proper management of them, and therefore entail annually a considerable loss to the Public Revenue.
 (2.) That a complete change of system on the part of the Government, or an immediate transfer of the arrangement of the Abattoirs to private hands, is desirable and necessary, and ought not to be longer delayed.
15. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
16. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail,—
 (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.
 (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.

17. MR. SAMUEL to move,—

(1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—

(1.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

(4.) That the Government furnish the Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

(5.) That "finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

(6.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

18. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Letters and Documents connected with the Letter of Mr. John Henry Nixon, as addressed to His Excellency the Governor, in reference to his Claim against Mr. Charles Augustus Goodchap, a Clerk in the Department of Public Works, and Mr. Francis Lemesle Oliver, a Clerk in the Department of Lands; together with Copies of the Letters and Explanations given by the Lands and Works Departments, and the said Clerks, in reference to the said Letter; and also, Copies of any Report from the Chief Commissioner of Insolvent Estates in reference to either of the said Clerks in connection with their Insolvent Estates.

19. MR. CUNNEEN to move, That the Petition, presented by him on 6th October, from Mr. J. Collits, be printed.

20. MR. COWPER to move, That the further consideration in Committee of the Metropolitan Corporation Bill, which lapsed on the 2nd October, be restored to the Paper, and stand an Order of the Day for Friday next.

21. MR. HOLT to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the expediency of setting apart a portion of the Consolidated Revenue, for the purpose of gradually liquidating the National Debt.

ORDER OF THE DAY:—

1. Colonial Sugar Refining Company's Bill; second reading.

WEDNESDAY, OCTOBER 14.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."

FRIDAY, OCTOBER 16.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
2. Appeal against Summary Proceedings before Justices of the Peace Bill; to be further considered in Committee.
3. Pawnbrokers Bill; to be further considered in Committee.
4. Vexatious Indictments Prevention Bill; second reading.
5. Payment of Wages in Money Compulsion Bill; to be further considered in Committee.

TUESDAY,

TUESDAY, OCTOBER 20.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WEEKES to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence and Reports relating to the destruction by fire of a Stack of Hay, the property of Mr. Joshua Anderson, of West Maitland, and to the refusal of the Coroner to hold an Inquest thereon.
2. MR. ROTTON to move,—
 - (1.) That, the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—
 “ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 “ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
3. MR. RUSDEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that he will cause to be placed on the Estimates for 1864, a Sum of Money sufficient for the Establishment of a Punt over the River Darling, at or near Walgett.
4. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
5. MR. DANGAR to move, That there be laid upon the Table of this House, a Return in detail of all persons in the Employ of Government who have surrendered their Estates, from the date of Responsible Government to the 1st October, 1863 :—
 - (1.) The date and gross amount of their respective Estates.
 - (2.) The dividend paid in each Estate to their Creditors, specifying where none is paid.
 - (3.) The names of all Insolvents now in the employ of Government.
 - (4.) The names of all Insolvents who have obtained Certificates.
 - (5.) The amount of their respective Salaries when sequestrating their Estates.
 - (6.) The names of Insolvents who have paid in full, or arranged in full with their creditors, specifying those who have failed to do so.
 - (7.) The names of Insolvents who have not paid in full, with explanations why such officers are retained in Government employ.
6. MR. DALGLEISH to move, That there be laid upon the Table of this House, a quick Return, shewing—
 - (1.) The gross weight (approximately) and number of Newspapers which have passed inland through the Post Office in each year, since the abolition of the postage on newspapers in this Colony, to January, 1862.
 - (2.) The average daily, weekly, and annual weight (or an approximation thereto) of the Newspapers which have passed inland through the Post Office in each year, from the 1st of January, 1860, to the 31st of December, 1862.
 - (3.) The annual Expenditure for conveying inland mails during the last five years, preceding the 1st January, 1863 ; the extra expense (or an approximation thereto) during the same period, caused especially by the carriage of Newspapers by inland post.
 - (4.) Shewing the Expenditure and Income of the inland postal service since the abolition of postage on Newspapers up to the 31st December, 1862.

ORDER OF THE DAY :—

1. Presbyterian College Bill ; Second Reading.

THURSDAY, OCTOBER 22.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Public Service Superannuation Bill ; second reading.

TUESDAY, OCTOBER 27.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. BAGGE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.

New South Wales.

No. 62.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 7 OCTOBER, 1863.

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

Questions on Notice Paper for to-day:—

- (1.) Reward offered for Apprehension of Mudjee Mail Robbers:—Mr. Piddington asked the Colonial Secretary, pursuant to Notice No. 1,—Has any portion of the Reward offered for the Apprehension of the Mudjee Mail Robbers been paid by the Government, and to whom?

Mr. Cowper answered:—The Government offered no special reward for the apprehension of the Mudjee Mail Robbers. The reward offered by the Australian Joint Stock Bank has not yet been received for distribution. There is a standing Government Reward of £50, for the conviction of offenders in each "case" of mail robbery, with violence. The officers of Police have been requested to state in what proportions any of the rewards payable for the capture of Lowry and Foley should be divided. Immediately the amount is received from the Bank it will be divided among the Police entitled to receive it.

- (2.) Escort Fees on Gold Dust:—Mr. Piddington asked The Colonial Treasurer, pursuant to Notice No. 2,—

(1.) What is the sum, per ounce, charged for Escort Fees on Gold Dust brought to Sydney by the Government Escort?

(2.) Is it the practice of the Government not to charge Escort Fees on Gold Dust brought to the Sydney Mint for Coinage?

Mr. Smart answered:—In reply to the Question of the Honorable Member, I beg to state that 8d. per ounce is the price charged for Escort Fees upon Gold Dust brought to the Mint by the Government Escort, and that there is no charge made for the coinage of the gold, except the Escort Fees.

- (3.) Quarters for Police, or Allowance in Lieu:—Mr. Cunneen asked the Colonial Secretary, pursuant to Notice No. 4,—

(1.) Do the Government provide Quarters for the Police?

(2.) If not, do they make any allowance to them in lieu of such quarters?

Mr. Cowper answered:—

(1.) There is no fixed rule; the Government does not undertake to provide the Police with Quarters. In Sydney, the stationary Police, with few exceptions, find themselves in Quarters, and in the Country, generally, the married men do the same; but, where practicable, station buildings are provided, in order that the Police may be kept together, in case required on emergency.

(2.) A lodging allowance of 5s. per night to officers, and 2s. for men, is paid when Police are "temporarily" stationed at places where there are no quarters.

- (4.) Inspector of Land Offices:—Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 3,—

(1.) What are the duties of the New Office, styled Inspector of Land Offices?

(2.) What is the amount of Salary, and other Allowances, attached to this new office?

(3.) What are the qualifications of the recently appointed Inspector of Land Offices?

(4.) Is not the Gentleman appointed a near relative of a Minister of the Crown?

Mr.

Mr. Robertson answered :—

(1.) In reply to the Honorable Member I would say, that the duties of the Inspector of Land Offices comprise the examination of the accounts of the Land Agents throughout the Country. There are eighty-five Land Offices, and the Government cannot but perceive that there was no proper control under past arrangements for proper examination of the accounts, and care that the whole of the money collected in the Land Offices came to the Treasury. Some years ago some £4,000 or £5,000 was lost by want of some precautions of this kind, and it was thought desirable to appoint an officer, or to extend his duties—for this is rather the extension of the duties of a former officer, than the appointment of a new office—to the inspection of these Land Offices.

(2.) The amount of Salary will be £500 a year—that is, assuming the Assembly shall concur in that amount. Travelling expenses will, of course, be allowed only when travelling under orders, and will be in accordance with the scale adopted by the Government, and approved, I think, by the House : Second-Class Officers £1 a day while actually travelling under orders.

(3.) The qualifications of this gentleman are some twelve years service in the Treasury and in the Lands Department, charged with kindred duties. This gentleman is an accomplished accountant, and I think it will not be denied by any one who knows anything of him or of the department, that there is not a more suitable person in the Country for the appointment.

(4.) What his relationship may be to any Member of the Government, I have not inquired—do not intend to inquire—and should think it a piece of impertinence for me to make the inquiry.

2. Reservations upon Runs in Tumut District :—Mr. W. Forster (*with the concurrence of the House*), moved, without notice,—That the Return to Order, in reference to “Reservations upon Runs in Tumut District,” made by this House, on motion of Mr. W. Forster, on 22nd July, 1862, and laid upon the Table on 27th August, last, be referred to the Select Committee now sitting on that subject.

Question put and passed.

3. Paper :—Mr. Cowper laid upon the Table, Statistical Register of New South Wales, for the year 1862.

Ordered to be printed.

4. Postponements :—

(1.) The Order of the Day for the second reading of the Marriage Act Amendment Bill, postponed, on motion of Mr. Cowper, until this day week.

(2.) The Order of the Day for the resumption of the Committee of Supply, postponed, on motion of Mr. Smart, until to-morrow.

5. Ways and Means :—On motion of Mr. Smart, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

The Chairman reported Progress, and obtained leave to sit again this day fortnight.

6. Member of Legislative Council as Witness :—The Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

In answer to the Message from the Legislative Assembly, dated the 30th September, 1863, requesting leave for the Honorable Charles Kemp, a Member of the Legislative Council, to attend and be examined before a Select Committee of the Legislative Assembly, appointed “to inquire into, and report upon, the “allegations contained in the Petition presented on the 26th August from the “Shareholders in the Newcastle Wallsend Coal Company,” the Council acquaints “the Assembly that leave has been granted to its said Member to attend and be “examined by the said Committee, if he think fit.

Legislative, Council Chamber,
Sydney, 7th October, 1863.

T. A. MURRAY,
President.

The House adjourned, on motion of Mr. Cowper, at Ten o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, OCTOBER 8.

QUESTIONS :—

1. MR. HOLROYD to ask THE ATTORNEY GENERAL,—When will the Correspondence between the Law Institute, the Judges of the Supreme Court, and the Government, in reference to certain Letters addressed by the Chief Commissioner of the Insolvent Court to the Official Assignees, relative to the appointment of a Solicitor to the Official Assignees ; as well as copies of all Letters addressed by the Chief Commissioner to the Official Assignees, at any time, upon the subject of Law Costs, and with relation to the appointment of a Solicitor to the Official Assignees ; and of all Correspondence between the Government and the Chief Commissioner on the same subject, moved for on the 14th of July last, be laid upon the Table of this House ?
2. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) When will the Contractor (Barlow) complete the Telegraph Office at Murrurundi ?
 - (2.) Are the Government aware that nothing has been done to this Contract for Seven Months past ; and that the unfinished Building is going to decay, and the Materials on the ground spoiled ?

Contingent Notices of Motion :—

1. MR. MARTIN to move, (as an Amendment on the Question, "That the Speaker do now leave the Chair," for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement,) the following Resolutions, *seriatim* :—
 - (1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnacree ; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.
 - (2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.
 - (3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.
 - (4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.
 - (5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money which calls for the condemnation of this House.
 - (7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 - (10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(11.)

(11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.

(14.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.

(15.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(18.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.

(20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this

this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to public buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

2. Mr. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—

(1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.

(2.) All Property vested in the Board of National Education shall revert to the Government.

(3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.

(4.) Schools under such Act as may be passed shall be divided into Public and Assisted.

(5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.

(6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.

(7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.

(8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.

(9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.

(10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.

(11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.

(12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.

(13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.

(14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Supply; Resumption of the Committee.
2. Seamen's Laws Amendment and Consolidation Bill; to be further considered in Committee.
3. Pastoral Interests Contribution Bill; second reading.
4. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
5. Public Education Bill Reported; adoption of Report.
6. Impounding Bill; to be further considered in Committee.
7. Municipalities Law Amendment Bill; to be considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. Mr. RUSDEN to move, That the resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
2. Mr. SAMUEL to move, That in the opinion of this House, there ought to be a Copper Coinage issued from the Sydney Branch of the Royal Mint.

3. MR. CUMMINGS to move, That, in the opinion of this House, the Government shall bring in a Bill this Session to allow compensation in future for all lands taken by the Government from the lawful owners, for Public Roads; when such roads run through enclosed paddocks, the Government shall cause such roads to be fenced in before they are proclaimed.
4. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
5. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
6. MR. HOLROYD to move,—
 - (1.) That Cox's Marriage Settlement Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of the following Members:—Mr. Samuel, Mr. Macleay, Mr. Rusden, Mr. Garrett, Mr. Leary, Mr. Mate, Mr. Bell, Mr. Emanuel, Mr. Harpur, and the Mover.
7. MR. W. FORSTER to move, That it be an Order of this House,—
 - (1.) That every Motion or Order of the Day to which, on the Question being put from the Chair—"Whether there is any objection to its being a 'formal' Motion or Order of the Day?"—no objection shall be taken, shall be deemed to be a "formal" Motion or Order of the Day.
 - (2.) That before the regular Business of each day shall have been commenced, it shall be competent for any Honorable Member to have the above Question put upon any Motion or Order of the Day which he would be otherwise authorized to move; and such "formal" Motions or Orders of the Day shall be entitled to have precedence of all other Business, according to the order in which they stand upon the Business Paper.
 - (3.) That no debate shall be allowed upon any of such "formal" Motions or Orders of the Day, but that the House may proceed to division thereupon, without debate, as in the case of the motion for the first reading of a Bill.
 - (4.) That in consequence of any such "formal" Orders of the Day having been disposed of as aforesaid, it shall not be held that the House has proceeded to the Orders of the Day upon the Business Paper, so as to exclude thereafter the presentation of Petitions, or the reception of Notices of Motion.
8. MR. CUNNEEN to move,—
 - (1.) That there be laid upon the Table of this House, a Copy of the Contract between Mr. Randle and the Government, for the performance of certain Work upon the Windsor and Richmond Railway.
 - (2.) A Copy of the Bonds entered into by Mr. Randle's Sureties, for the performance of the said Contract.
9. MR. GARRETT to move, That the Petition presented by him on the 2nd October, from the Municipal Council of Wollongong, relative to the Municipalities Law Amendment Bill, be printed.
10. MR. ARNOLD to move, That the Petition presented by him on the 22nd September, from certain inhabitants of the Town of Singleton and District of Patrick's Plains, relative to Railway Extension in a North-westerly direction from Muswellbrook, be printed.
11. MR. W. FORSTER to move,—
 - (1.) That the Bill for incorporating the "Moruya Silver Mining Company" be referred to a Select Committee.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Garrett, Mr. Leary, Mr. Egan, Mr. Stewart, Capt. Moriarty, and the Mover.
12. MR. GARRETT to move, That the Petition presented by him on the 30th September, from the Inhabitants of Braidwood, with reference to the Road from Nelligen to Braidwood, be printed.
13. MR. ROBERTSON to move, That the Petition presented by him on the 1st October, relative to a Public Wharf at Terrara, be printed.

ORDERS OF THE DAY:—

1. Cardiff Coal Company's Incorporation Bill; third reading.
2. Carriers Licensing Bill; consideration in Committee of the propriety of introducing this Bill.
3. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.

4. Debate on the Motion of Mr. Harpur :—
 “ (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 “ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and “ the Mover.”
5. Dog Nuisance Abatement Bill ; second reading.

FRIDAY, OCTOBER 9.

QUESTIONS :—

1. MR. DALGLEISH *to ask* THE COLONIAL SECRETARY,—
 (1.) If it is the intention of Government to introduce a Bill this Session to Amend the District Court Act?
 (2.) Whether it is the intention of Government to proceed with the Bill for the Amendment of the Insolvent Law, introduced last Session of Parliament by the then Attorney General?
 (3.) Whether it is the intention of the Government to proceed with the Bill for the Punishment of Drunkards, introduced last Session by Mr. Cowper?
2. MR. CUNNEEN *to ask* THE SECRETARY FOR PUBLIC WORKS,—Have the Government finally arranged with Mr. Randle's Sureties to complete his (Randle's) Contract on the Windsor and Richmond Railway ; or, have they (the Government) determined to complete the same?
3. MR. DRIVER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 (1.) Have any Carriages been ordered by the Government for the Richmond and Windsor Line of Railway ; if so, how many, and from whom ordered?
 (2.) Were any Tenders called for in respect thereof?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Parnell's Trust Bill ; second reading.
2. Smoke Nuisance Abatement Bill ; second reading.
3. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
4. Prevention and Cure of Scab in Sheep Bill ; second reading.

NOTICE OF MOTION :—

1. MR. CUNNEEN *to move*, That there be laid upon the Table of this House, a Return, shewing,—
 (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

TUESDAY, OCTOBER 13.

QUESTIONS :—

1. MR. DALGLEISH *to ask* THE ATTORNEY GENERAL,—If the Government intend to take any steps to compel the Pymont Bridge Company to make an opening in their Bridge, connecting Sydney with Pymont, as provided for by the Preamble of the Pymont Bridge Company's Act, 19th Vict., capable of admitting vessels of all classes, whether navigated by steam or otherwise, to pass and repass through the same, and also to enforce the proviso of the 23rd Clause, compelling the Company to provide steam vessels or steam tugs, of sufficient power, &c., to warp or tow into and out of that part of Darling Harbour which lies to the south of the said intended Bridge, vessels of all classes resorting thereto free of all costs to any such vessel, and to enter into such bond for the due, regular, and punctual performance of such service as the said Governor and his Executive Council shall require?
2. MR. R. FORSTER *to ask* THE COLONIAL SECRETARY,—Have any Communications been addressed to the Government by the Bench of unpaid Magistrates at Port Macquarie (two in number), reporting that they require further Magisterial assistance for the due performance of the duties relating to the Administration of Justice in the Police District of Port Macquarie?

3. MR. DALGLEISH to ask THE COLONIAL SECRETARY,—
 When the Return, ordered by this House on the 5th August, 1862,
 “ (1.) That there be laid upon the Table, a Return shewing the number of Grants
 “ of Land, issued by previous Governments, subject to Quit-rent.
 “ (2.) A nominal Return of those Persons who have redeemed their lands by pur-
 “ chasing the Quit-rent.
 “ (3.) A nominal Return of those Persons who are indebted to Government on
 “ account of Quit-rent, and the amount due by each.”
 will be laid upon the Table of this House?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. EAGAR to move for leave to bring in a Bill to alter and amend “ *An Act to Incorporate and partially Endow the Sydney Grammar School,*” so far as relates to fees and other charges payable by Pupils.
2. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
3. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Tabular Return, shewing the names of all persons who have purchased land conditionally under the Land Alienation Act of 1861, to the 30th September, 1863; the quantity of land in each purchase; the County or place wherein the land is situated; the amount of money received on each lot; the balance remaining to be received; the date when the balance of the purchase money shall be payable; the amount of the interest payable per annum on the respective balances of each purchase; the number of conditional purchases which have been disallowed subsequently to the deposit having been received by the Land Agent; the reason for such disallowance, whether arising from the land so selected having been previously reserved or otherwise not open to conditional purchase, and the total amount of money refunded to free-selectors on this account.
4. MR. STEWART to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, Mr. Gray, and the Mover.
 - (3.) That the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on 21st October last to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
5. MR. STEWART to move,—
 - (1.) That there be laid upon the Table of this House, Copies of all applications to reclaim Land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 - (2.) Also, Copies of all Correspondence having reference to the same subject.
6. MR. DALGLEISH to move, That the Petition of the Pawnbrokers of the City of Sydney, presented by him on the 25th September, be printed.
7. MR. DANGAR to move, That there be laid upon the Table of this House, Copies of all Papers and Correspondence relative to the dismissal of Sub-Inspector Galbraith from the Police Force at Grafton.
8. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
9. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill to provide Funds for the Suppression of certain Evils affecting the Orange Plantation in this Colony.
10. MR. LUCAS to move, That the Petition presented by him on the 17th September, from Mr. James Doyle, in reference to the Police Authorities at Goulburn, be printed.
11. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the table of this House Copies of Information and Proceedings before the Court of Petty Sessions at Bourke, in or about the month of August last, in the case of Gordon v. Dowling, under the Masters' and Servants' Act.
12. MR. DALGLEISH to move, That the Petition presented by him on the 15th September from certain Bakers, be printed.
13. MR. DALGLEISH to move, That the Petition presented by him on the 30th September from certain Bakers and others, be printed.
14. MR. RAPER to move,—
 - (1.) That in the opinion of this House the Abattoirs at Glebe Island are not conducted in such a manner as to secure the custom and patronage of that section of the

the community, namely, the butchers, who are directly interested in the proper management of them, and therefore entail annually a considerable loss to the Public Revenue.

(2.) That a complete change of system on the part of the Government, or an immediate transfer of the arrangement of the Abattoirs to private hands, is desirable and necessary, and ought not to be longer delayed.

15. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
16. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail,—
- (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.
- (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
17. MR. SAMUEL to move,—
- (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
- (1.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- (4.) That the Government furnish the Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- (5.) That "finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- (6.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
18. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Letters and Documents connected with the Letter of Mr. John Henry Nixon, as addressed to His Excellency the Governor, in reference to his Claim against Mr. Charles Augustus Goodchap, a Clerk in the Department of Public Works, and Mr. Francis Lemesle Oliver, a Clerk in the Department of Lands; together with Copies of the Letters and Explanations given by the Lands and Works Departments, and the said Clerks, in reference to the said Letter; and also, Copies of any Report from the Chief Commissioner of Insolvent Estates in reference to either of the said Clerks in connection with their Insolvent Estates.
19. MR. CUNNEEN to move, That the Petition, presented by him on 6th October, from Mr. J. Collits, be printed.
20. MR. COWPER to move, That the further consideration in Committee of the Metropolitan Corporation Bill, which lapsed on the 2nd October, be restored to the Paper, and stand an Order of the Day for Friday next.
21. MR. HOLT to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the expediency of setting apart a portion of the Consolidated Revenue, for the purpose of gradually liquidating the National Debt.

ORDER OF THE DAY :—

1. Colonial Sugar Refining Company's Bill; second reading.

WEDNESDAY,

WEDNESDAY, OCTOBER 14.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
2. Marriage Act Amendment Bill ; second reading.

FRIDAY, OCTOBER 16.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
2. Appeal against Summary Proceedings before Justices of the Peace Bill ; to be further considered in Committee.
3. Pawnbrokers Bill ; to be further considered in Committee.
4. Vexatious Indictments Prevention Bill ; second reading.
5. Payment of Wages in Money Compulsion Bill ; to be further considered in Committee.

TUESDAY, OCTOBER 20.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WEEKES to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence and Reports relating to the destruction by fire of a Stack of Hay, the property of Mr. Joshua Anderson, of West Maitland, and to the refusal of the Coroner to hold an Inquest thereon.
2. MR. ROTTON to move,—
 - (1.) That, the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

"Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

"Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,"—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
3. MR. RUSDEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that he will cause to be placed on the Estimates for 1864, a Sum of Money sufficient for the Establishment of a Punt over the River Darling, at or near Walgett.
4. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
5. MR. DANGAR to move, That there be laid upon the Table of this House, a Return in detail of all persons in the Employ of Government who have surrendered their Estates, from the date of Responsible Government to the 1st October, 1863 :—
 - (1.) The date and gross amount of their respective Estates.
 - (2.) The dividend paid in each Estate to their Creditors, specifying where none is paid.
 - (3.) The names of all Insolvents now in the employ of Government.
 - (4.) The names of all Insolvents who have obtained Certificates.
 - (5.) The amount of their respective Salaries when sequestrating their Estates.
 - (6.) The names of Insolvents who have paid in full, or arranged in full with their creditors, specifying those who have failed to do so.
 - (7.) The names of Insolvents who have not paid in full, with explanations why such officers are retained in Government employ.
6. MR. DALGLEISH to move, That there be laid upon the Table of this House, a quick Return, shewing—
 - (1.) The gross weight (approximately) and number of Newspapers which have passed inland through the Post Office in each year, since the abolition of the postage on newspapers in this Colony, to January, 1862.
 - (2.) The average daily, weekly, and annual weight (or an approximation thereto) of the Newspapers which have passed inland through the Post Office in each year, from the 1st of January, 1860, to the 31st of December, 1862.

(3.)

(3.) The annual Expenditure for conveying inland mails during the last five years, preceding the 1st January, 1863 ; the extra expense (or an approximation thereto) during the same period, caused especially by the carriage of Newspapers by inland post.

(4.) Shewing the Expenditure and Income of the inland postal service since the abolition of postage on Newspapers up to the 31st December, 1862.

ORDER OF THE DAY :—

1. Presbyterian College Bill ; second reading.
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WEDNESDAY, OCTOBER 21.

Contingent Notice of Motion :—

1. MR. EAGAR to move, (*contingently on the Motion for the adoption of the Report from the Committee of Ways and Means, of the Resolution first to be reported thereunder*)—
 - (1.) That the Financial condition of the Country, as shewn by the Estimates of the Ways and Means for the year 1864, is unsatisfactory, and demands the withdrawal from the present Ministry of the confidence of this House.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolution.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Ways and Means ; Resumption of the Committee.
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THURSDAY, OCTOBER 22.

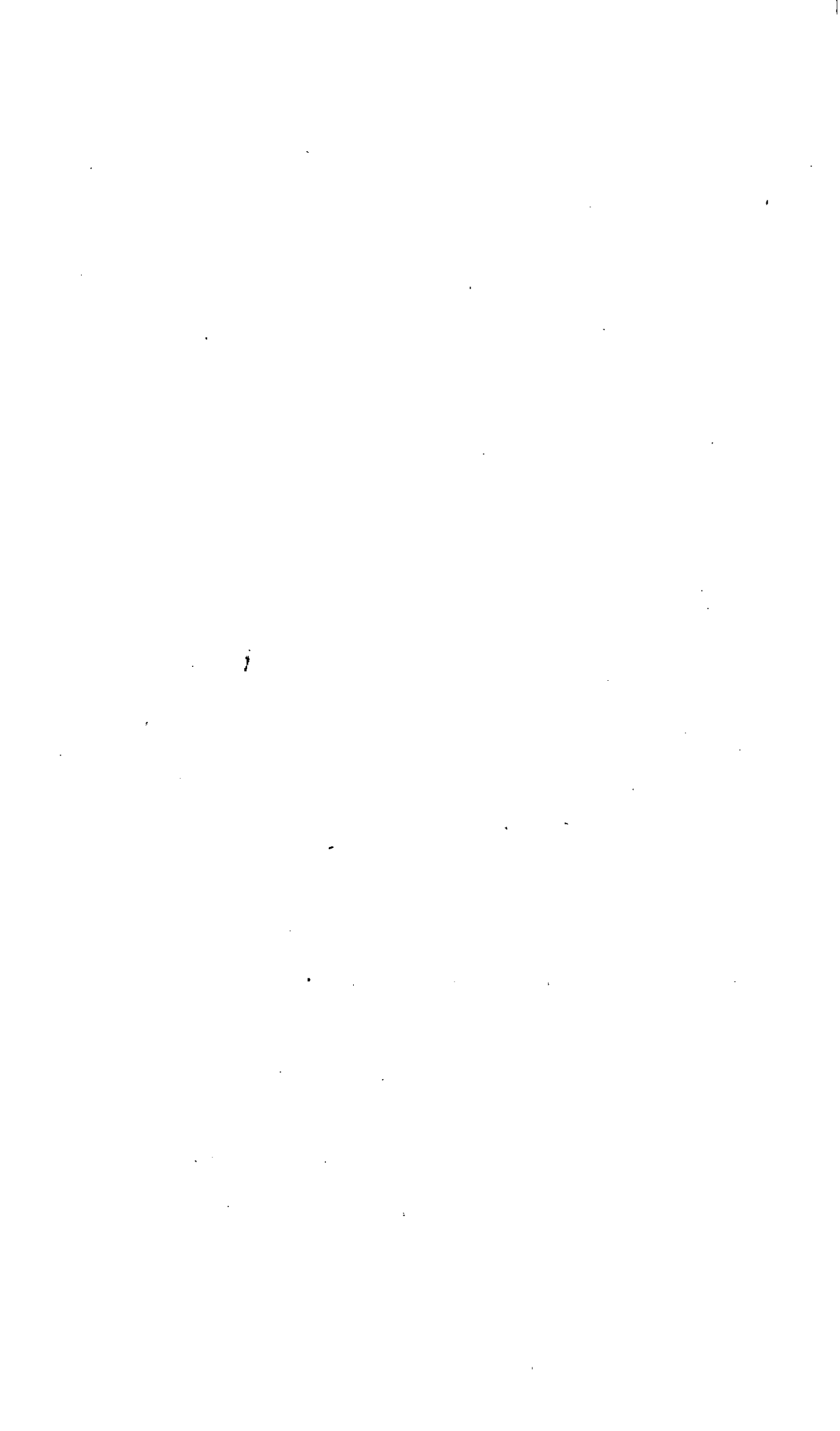
GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Public Service Superannuation Bill ; second reading.
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TUESDAY, OCTOBER 27.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. EAGAR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.
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New South Wales.

No. 63.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 8 OCTOBER, 1863.

1. The House met pursuant to adjournment; The Speaker took the Chair.
Presbyterian College Bill:—Mr. Piddington presented a Petition from certain Presbyterians of Cowra and Fish River, praying for the rejection of this Bill.
Petition received.
2. Ministerial Explanation—Adjournment:—Mr. Cowper informed the House that, in consequence of a Vote arrived at last night in the Committee of Ways and Means, he had this morning waited upon His Excellency the Governor-in-Chief, and, on behalf of his Colleagues and himself, had informed His Excellency that they held their offices only until the appointment of their Successors; and that the matter was therefore in His Excellency's hands.
Mr. Cowper then moved, That this House do now adjourn until Three o'clock on Tuesday next.
Debate ensued.
Question put and passed.
Whereupon the Speaker left the Chair, and the House stood adjourned. at twenty-five minutes after Four o'clock, until Tuesday next, at Three o'clock

JOHN HAY;
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, OCTOBER 13.

QUESTIONS:—

1. Mr. DALGLEISH *to ask* THE ATTORNEY GENERAL,—If the Government intend to take any steps to compel the Pymont Bridge Company to make an opening in their Bridge, connecting Sydney with Pymont, as provided for by the Preamble of the Pymont Bridge Company's Act, 19th Vict., capable of admitting vessels of all classes, whether navigated by steam or otherwise, to pass and repass through the same, and also to enforce the proviso of the 23rd Clause, compelling the Company to provide steam vessels or steam tugs, of sufficient power, &c., to warp or tow into and out of that part of Darling Harbour which lies to the south of the said intended Bridge, vessels of all classes resorting thereto free of all costs to any such vessel, and to enter into such bond for the due, regular, and punctual performance of such service as the said Governor and his Executive Council shall require?

2.

2. MR. R. FORSTER to ask THE COLONIAL SECRETARY,—Have any Communications been addressed to the Government by the Bench of unpaid Magistrates at Port Macquarie (two in number), reporting that they require further Magisterial assistance for the due performance of the duties relating to the Administration of Justice in the Police District of Port Macquarie?
3. MR. DALGLEISH to ask THE COLONIAL SECRETARY,—
When the Return, ordered by this House on the 5th August, 1862,
“ (1.) That there be laid upon the Table, a Return shewing the number of Grants of Land, issued by previous Governments, subject to Quit-rent.
“ (2.) A nominal Return of those Persons who have redeemed their lands by purchasing the Quit-rent.
“ (3.) A nominal Return of those Persons who are indebted to Government on account of Quit-rent, and the amount due by each.”
will be laid upon the Table of this House?
4. MR. HOLROYD to ask THE ATTORNEY GENERAL,—When will the Correspondence between the Law Institute, the Judges of the Supreme Court, and the Government, in reference to certain Letters addressed by the Chief Commissioner of the Insolvent Court to the Official Assignees, relative to the appointment of a Solicitor to the Official Assignees; as well as copies of all Letters addressed by the Chief Commissioner to the Official Assignees, at any time, upon the subject of Law Costs, and with relation to the appointment of a Solicitor to the Official Assignees; and of all Correspondence between the Government and the Chief Commissioner on the same subject, moved for on the 14th of July last, be laid upon the Table of this House?
5. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—
(1.) When will the Contractor (Barlow) complete the Telegraph Office at Murrurundi?
(2.) Are the Government aware that nothing has been done to this Contract for Seven Months past; and that the unfinished Building is going to decay, and the Materials on the ground spoiled?
6. MR. DALGLEISH to ask THE COLONIAL SECRETARY,—
(1.) If it is the intention of Government to introduce a Bill this Session to Amend the District Court Act?
(2.) Whether it is the intention of Government to proceed with the Bill for the Amendment of the Insolvent Law, introduced last Session of Parliament by the then Attorney General?
(3.) Whether it is the intention of the Government to proceed with the Bill for the Punishment of Drunkards, introduced last Session by Mr. Cowper?
7. MR. CUNNEEN to ask THE SECRETARY FOR PUBLIC WORKS,—Have the Government finally arranged with Mr. Randle's Sureties to complete his (Randle's) Contract on the Windsor and Richmond Railway; or, have they (the Government) determined to complete the same?
8. MR. DRIVER to ask THE SECRETARY FOR PUBLIC WORKS,—
(1.) Have any Carriages been ordered by the Government for the Richmond and Windsor Line of Railway; if so, how many, and from whom ordered?
(2.) Were any Tenders called for in respect thereof?

Contingent Notices of Motion:—

1. MR. MARTIN to move, (as an Amendment on the Question, “ That the Speaker do now leave the Chair,” for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement,) the following Resolutions, *seriatim*:—
(1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnacree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.
(2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.
(3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.
(4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.
(5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(6.)

- (6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money which calls for the condemnation of this House.
- (7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.
- (14.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.
- (15.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.
- (16.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (17.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (18.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.
- (20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for
various

various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to public buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

2. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—

(1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.

(2.) All Property vested in the Board of National Education shall revert to the Government.

(3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.

(4.) Schools under such Act as may be passed shall be divided into Public and Assisted.

(5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.

(6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.

(7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.

(8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.

(9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.

(10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.

(11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.

(12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.

(13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion

proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.

(14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. EAGAR to move for leave to bring in a Bill to alter and amend "*An Act to Incorporate and partially Endow the Sydney Grammar School,*" so far as relates to fees and other charges payable by Pupils.
2. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
3. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Tabular Return, shewing the names of all persons who have purchased land conditionally under the Land Alienation Act of 1861, to the 30th September, 1863; the quantity of land in each purchase; the County or place wherein the land is situated; the amount of money received on each lot; the balance remaining to be received; the date when the balance of the purchase money shall be payable; the amount of the interest payable per annum on the respective balances of each purchase; the number of conditional purchases which have been disallowed subsequently to the deposit having been received by the Land Agent; the reason for such disallowance, whether arising from the land so selected having been previously reserved or otherwise not open to conditional purchase, and the total amount of money refunded to free-selectors on this account.
4. MR. STEWART to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, Mr. Gray, and the Mover.
 - (3.) That the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on 21st October last to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
5. MR. STEWART to move,—
 - (1.) That there be laid upon the Table of this House, Copies of all applications to reclaim Land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 - (2.) Also, Copies of all Correspondence having reference to the same subject.
6. MR. DALGLEISH to move, That the Petition of the Pawnbrokers of the City of Sydney, presented by him on the 25th September, be printed.
7. MR. DANGAR to move, That there be laid upon the Table of this House, Copies of all Papers and Correspondence relative to the dismissal of Sub-Inspector Galbraith from the Police Force at Grafton.
8. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
9. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill to provide Funds for the Suppression of certain Evils affecting the Orange Plantation in this Colony.
10. MR. LUCAS to move, That the Petition presented by him on the 17th September, from Mr. James Doyle, in reference to the Police Authorities at Goulburn, be printed.
11. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the table of this House Copies of Information and Proceedings before the Court of Petty Sessions at Bourke, in or about the month of August last, in the case of Gordon v. Dowling, under the Masters' and Servants' Act.
12. MR. DALGLEISH to move, That the Petition presented by him on the 15th September from certain Bakers, be printed.
13. MR. DALGLEISH to move, That the Petition presented by him on the 30th September from certain Bakers and others, be printed.
14. MR. RAPER to move,—
 - (1.) That in the opinion of this House the Abattoirs at Glebe Island are not conducted in such a manner as to secure the custom and patronage of that section of the community, namely, the butchers, who are directly interested in the proper management of them, and therefore entail annually a considerable loss to the Public Revenue.
 - (2.) That a complete change of system on the part of the Government, or an immediate transfer of the arrangement of the Abattoirs to private hands, is desirable and necessary, and ought not to be longer delayed.

15. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
16. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail,—
- (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.
- (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
17. MR. SAMUEL to move,—
- (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
- (1.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- (4.) That the Government furnish the Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- (5.) That "finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- (6.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
18. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Letters and Documents connected with the Letter of Mr. John Henry Nixon, as addressed to His Excellency the Governor, in reference to his Claim against Mr. Charles Augustus Goodchap, a Clerk in the Department of Public Works, and Mr. Francis Lemcisle Oliver, a Clerk in the Department of Lands; together with Copies of the Letters and Explanations given by the Lands and Works Departments, and the said Clerks, in reference to the said Letter; and also, Copies of any Report from the Chief Commissioner of Insolvent Estates in reference to either of the said Clerks in connection with their Insolvent Estates.
19. MR. CUNNEEN to move, That the Petition, presented by him on 6th October, from Mr. J. Collits, be printed.
20. MR. COWPER to move, That the further consideration in Committee of the Metropolitan Corporation Bill, which lapsed on the 2nd October, be restored to the Paper, and stand an Order of the Day for Friday next.
21. MR. HOLT to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the expediency of setting apart a portion of the Consolidated Revenue, for the purpose of gradually liquidating the National Debt.
22. MR. RUSDEN to move, That the resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
23. MR. SAMUEL to move, That in the opinion of this House, there ought to be a Copper Coinage issued from the Sydney Branch of the Royal Mint.
24. MR. CUMMINGS to move, That, in the opinion of this House, the Government shall bring in a Bill this Session to allow compensation in future for all lands taken by the

- the Government from the lawful owners, for Public Roads; when such roads run through enclosed paddocks, the Government shall cause such roads to be fenced in before they are proclaimed.
25. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
26. MR. CUNNEEN to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
27. MR. HOLROYD to move,—
 (1.) That Cox's Marriage Settlement Bill be referred to a Select Committee for consideration and report.
 (2.) That such Committee consist of the following Members:—Mr. Samuel, Mr. Macleay, Mr. Rusden, Mr. Garrett, Mr. Leary, Mr. Mate, Mr. Bell, Mr. Emanuel, Mr. Harpur, and the Mover.
28. MR. W. FORSTER to move, That it be an Order of this House,—
 (1.) That every Motion or Order of the Day to which, on the Question being put from the Chair—"Whether there is any objection to its being a 'formal' Motion 'or Order of the Day?'"—no objection shall be taken, shall be deemed to be a "formal" Motion or Order of the Day.
 (2.) That before the regular Business of each day shall have been commenced, it shall be competent for any Honorable Member to have the above Question put upon any Motion or Order of the Day which he would be otherwise authorized to move; and such "formal" Motions or Orders of the Day shall be entitled to have precedence of all other Business, according to the order in which they stand upon the Business Paper.
 (3.) That no debate shall be allowed upon any of such "formal" Motions or Orders of the Day, but that the House may proceed to division thereupon, without debate, as in the case of the motion for the first reading of a Bill.
 (4.) That in consequence of any such "formal" Orders of the Day having been disposed of as aforesaid, it shall not be held that the House has proceeded to the Orders of the Day upon the Business Paper, so as to exclude thereafter the presentation of Petitions, or the reception of Notices of Motion.
29. MR. CUNNEEN to move,—
 (1.) That there be laid upon the Table of this House, a Copy of the Contract between Mr. Randle and the Government, for the performance of certain Work upon the Windsor and Richmond Railway.
 (2.) A Copy of the Bonds entered into by Mr. Randle's Sureties, for the performance of the said Contract.
30. MR. GARRETT to move, That the Petition presented by him on the 2nd October, from the Municipal Council of Wollongong, relative to the Municipalities Law Amendment Bill, be printed.
31. MR. ARNOLD to move, That the Petition presented by him on the 22nd September, from certain inhabitants of the Town of Singleton and District of Patrick's Plains, relative to Railway Extension in a North-westerly direction from Muswellbrook, be printed.
32. MR. W. FORSTER to move,—
 (1.) That the Bill for incorporating the "Moruya Silver Mining Company" be referred to a Select Committee.
 (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Garrett, Mr. Leary, Mr. Egan, Mr. Stewart, Capt. Moriarty, and the Mover.
33. MR. GARRETT to move, That the Petition presented by him on the 30th September, from the Inhabitants of Braidwood, with reference to the Road from Nelligen to Braidwood, be printed.
34. MR. ROBERTSON to move, That the Petition presented by him on the 1st October, relative to a Public Wharf at Terrara, be printed.
35. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

(4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

ORDERS OF THE DAY:—

1. Colonial Sugar Refining Company's Bill ; second reading.
2. Cardiff Coal Company's Incorporation Bill ; third reading.
3. Carriers Licensing Bill ; consideration in Committee of the propriety of introducing this Bill.
4. Proposed Punt on the Parramatta River at Ryde ; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto ; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
5. Debate on the Motion of Mr. Harpur :—
 - “ (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - “ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”
6. Dog Nuisance Abatement Bill ; second reading.
7. Parnell's Trust Bill ; second reading.
8. Smoke Nuisance Abatement Bill ; second reading.
9. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
10. Prevention and Cure of Scab in Sheep Bill ; second reading.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Supply ; Resumption of the Committee.
2. Seamen's Laws Amendment and Consolidation Bill ; to be further considered in Committee.
3. Pastoral Interests Contribution Bill ; second reading.
4. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.
5. Public Education Bill Reported ; adoption of Report.
6. Impounding Bill ; to be further considered in Committee.
7. Municipalities Law Amendment Bill ; to be considered in Committee.

WEDNESDAY, OCTOBER 14.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate, on the motion of Mr. Smart, “ That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses.”
2. Marriage Act Amendment Bill ; second reading.

FRIDAY, OCTOBER 16.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Debate on the Motion of Mr. Macleay, “ That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”
2. Appeal against Summary Proceedings before Justices of the Peace Bill ; to be further considered in Committee.
3. Pawnbrokers Bill ; to be further considered in Committee.
4. Vexatious Indictments Prevention Bill ; second reading.
5. Payment of Wages in Money Compulsion Bill ; to be further considered in Committee.

TUESDAY, OCTOBER 20.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WEEKES to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence and Reports relating to the destruction by fire of a Stack of Hay, the property of Mr. Joshua Anderson, of West Maitland, and to the refusal of the Coroner to hold an Inquest thereon.
2. MR. ROTTON to move,—
 - (1.) That, the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—
 - “ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your

"Your Committee is unanimously of opinion that the practice alluded to "ought no longer to be continued in any department of the Public Service,"—this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.

- (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
3. MR. RUSDEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that he will cause to be placed on the Estimates for 1864, a Sum of Money sufficient for the Establishment of a Punt over the River Darling, at or near Walgett.
4. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
5. MR. DANGAR to move, That there be laid upon the Table of this House, a Return in detail of all persons in the Employ of Government who have surrendered their Estates, from the date of Responsible Government to the 1st October, 1863:—
- (1.) The date and gross amount of their respective Estates.
 - (2.) The dividend paid in each Estate to their Creditors, specifying where none is paid.
 - (3.) The names of all Insolvents now in the employ of Government.
 - (4.) The names of all Insolvents who have obtained Certificates.
 - (5.) The amount of their respective Salaries when sequestrating their Estates.
 - (6.) The names of Insolvents who have paid in full, or arranged in full with their creditors, specifying those who have failed to do so.
 - (7.) The names of Insolvents who have not paid in full, with explanations why such officers are retained in Government employ.
6. MR. DALGLEISH to move, That there be laid upon the Table of this House, a quick Return, shewing—
- (1.) The gross weight (approximately) and number of Newspapers which have passed inland through the Post Office in each year, since the abolition of the postage on newspapers in this Colony, to January, 1862.
 - (2.) The average daily, weekly, and annual weight (or an approximation thereto) of the Newspapers which have passed inland through the Post Office in each year, from the 1st of January, 1860, to the 31st of December, 1862.
 - (3.) The annual Expenditure for conveying inland mails during the last five years, preceding the 1st January, 1863; the extra expense (or an approximation thereto) during the same period, caused especially by the carriage of Newspapers by inland post.
 - (4.) Shewing the Expenditure and Income of the inland postal service since the abolition of postage on Newspapers up to the 31st December, 1862.

ORDER OF THE DAY:—

1. Presbyterian College Bill; second reading.

WEDNESDAY, OCTOBER 21.

Contingent Notice of Motion:—

1. MR. EAGAR to move, (*contingently on the Motion for the adoption of the Report from the Committee of Ways and Means, of the Resolution first to be reported thereunder*)—

 - (1.) That the Financial condition of the Country, as shewn by the Estimates of the Ways and Means for the year 1864, is unsatisfactory, and demands the withdrawal from the present Ministry of the confidence of this House.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolution.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Ways and Means; Resumption of the Committee.

THURSDAY, OCTOBER 22.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Public Service Superannuation Bill; second reading.

TUESDAY, OCTOBER 27.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. EAGAR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.

New South Wales.

No. 64.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 13 OCTOBER, 1863.

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

Ministerial Explanation—Adjournment:—Mr. Cowper informed the House, with reference to the statement made by him when it last assembled, that he had received a Communication from His Excellency the Governor, intimating to him that Mr. W. Forster, who had undertaken the task of forming an Administration, had since declined; and that that task had now been undertaken by Mr. Martin. Mr. Cowper then moved, That this House do now adjourn until Three o'clock on Tuesday next.

Question put and passed.

Whereupon the Speaker left the Chair, and the House stood adjourned, at twenty-eight minutes after Three o'clock, until Tuesday next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, OCTOBER 20.

QUESTIONS:—

1. MR. DALGLEISH *to ask* THE ATTORNEY GENERAL,—If the Government intend to take any steps to compel the Pymont Bridge Company to make an opening in their Bridge, connecting Sydney with Pymont, as provided for by the Preamble of the Pymont Bridge Company's Act, 19th Vict., capable of admitting vessels of all classes, whether navigated by steam or otherwise, to pass and repass through the same, and also to enforce the proviso of the 23rd Clause, compelling the Company to provide steam vessels or steam tugs, of sufficient power, &c., to warp or tow into and out of that part of Darling Harbour which lies to the south of the said intended Bridge, vessels of all classes resorting thereto free of all costs to any such vessel, and to enter into such bond for the due, regular, and punctual performance of such service as the said Governor and his Executive Council shall require?

2. MR. R. FORSTER to ask THE COLONIAL SECRETARY,—Have any Communications been addressed to the Government by the Bench of unpaid Magistrates at Port Macquarie (two in number), reporting that they require further Magisterial assistance for the due performance of the duties relating to the Administration of Justice in the Police District of Port Macquarie?
3. MR. DALGLEISH to ask THE COLONIAL SECRETARY,—
When the Return, ordered by this House on the 5th August, 1862,
“ (1.) That there be laid upon the Table, a Return shewing the number of Grants
“ of Land, issued by previous Governments, subject to Quit-rent.
“ (2.) A nominal Return of those Persons who have redeemed their lands by purchasing the Quit-rent.
“ (3.) A nominal Return of those Persons who are indebted to Government on account of Quit-rent, and the amount due by each.”
will be laid upon the Table of this House?
4. MR. HOLROYD to ask THE ATTORNEY GENERAL,—When will the Correspondence between the Law Institute, the Judges of the Supreme Court, and the Government, in reference to certain Letters addressed by the Chief Commissioner of the Insolvent Court to the Official Assignees, relative to the appointment of a Solicitor to the Official Assignees; as well as copies of all Letters addressed by the Chief Commissioner to the Official Assignees, at any time, upon the subject of Law Costs, and with relation to the appointment of a Solicitor to the Official Assignees; and of all Correspondence between the Government and the Chief Commissioner on the same subject, moved for on the 14th of July last, be laid upon the Table of this House?
5. MR. DANUAR to ask THE SECRETARY FOR PUBLIC WORKS,—
(1.) When will the Contractor (Barlow) complete the Telegraph Office at Murrurundi?
(2.) Are the Government aware that nothing has been done to this Contract for Seven Months past; and that the unfinished Building is going to decay, and the Materials on the ground spoiled?
6. MR. DALGLEISH to ask THE COLONIAL SECRETARY,—
(1.) If it is the intention of Government to introduce a Bill this Session to Amend the District Court Act?
(2.) Whether it is the intention of Government to proceed with the Bill for the Amendment of the Insolvent Law, introduced last Session of Parliament by the then Attorney General?
(3.) Whether it is the intention of the Government to proceed with the Bill for the Punishment of Drunkards, introduced last Session by Mr. Cowper?
7. MR. CUNNEEN to ask THE SECRETARY FOR PUBLIC WORKS,—Have the Government finally arranged with Mr. Randle's Sureties to complete his (Randle's) Contract on the Windsor and Richmond Railway; or, have they (the Government) determined to complete the same?
8. MR. DRIVER to ask THE SECRETARY FOR PUBLIC WORKS,—
(1.) Have any Carriages been ordered by the Government for the Richmond and Windsor Line of Railway; if so, how many, and from whom ordered?
(2.) Were any Tenders called for in respect thereof?

Contingent Notices of Motion :—

1. MR. MARTIN to move, (as an Amendment on the Question, “ That the Speaker do now leave the Chair;” for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement,) the following Resolutions, *seriatim* :—
(1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnacree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.
(2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.
(3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.
(4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.
(5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money which calls for the condemnation of this House.

(7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.

(14.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.

(15.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(18.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.

(20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various

various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to public buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

2. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—

(1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.

(2.) All Property vested in the Board of National Education shall revert to the Government.

(3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.

(4.) Schools under such Act as may be passed shall be divided into Public and Assisted.

(5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.

(6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.

(7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.

(8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.

(9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.

(10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.

(11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.

(12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.

(13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion

proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.

(14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WEEKES to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence and Reports relating to the destruction by fire of a Stack of Hay, the property of Mr. Joshua Anderson, of West Maitland, and to the refusal of the Coroner to hold an Inquest thereon.
2. MR. ROTTON to move,—
 - (1.) That, the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
3. MR. RUSDEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that he will cause to be placed on the Estimates for 1864, a Sum of Money sufficient for the Establishment of a Punt over the River Darling, at or near Walgett.
4. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
5. MR. DANGAR to move, That there be laid upon the Table of this House, a Return in detail of all persons in the Employ of Government who have surrendered their Estates, from the date of Responsible Government to the 1st October, 1863 :—
 - (1.) The date and gross amount of their respective Estates.
 - (2.) The dividend paid in each Estate to their Creditors, specifying where none is paid.
 - (3.) The names of all Insolvents now in the employ of Government.
 - (4.) The names of all Insolvents who have obtained Certificates.
 - (5.) The amount of their respective Salaries when sequestrating their Estates.
 - (6.) The names of Insolvents who have paid in full, or arranged in full with their creditors, specifying those who have failed to do so.
 - (7.) The names of Insolvents who have not paid in full, with explanations why such officers are retained in Government employ.
6. MR. DALGLEISH to move, That there be laid upon the Table of this House, a quick Return, shewing—
 - (1.) The gross weight (approximately) and number of Newspapers which have passed inland through the Post Office in each year, since the abolition of the postage on newspapers in this Colony, to January, 1862.
 - (2.) The average daily, weekly, and annual weight (or an approximation thereto) of the Newspapers which have passed inland through the Post Office in each year, from the 1st of January, 1860, to the 31st of December, 1862.
 - (3.) The annual Expenditure for conveying inland mails during the last five years, preceding the 1st January, 1863 ; the extra expense (or an approximation thereto) during the same period, caused especially by the carriage of Newspapers by inland post.
 - (4.) Shewing the Expenditure and Income of the inland postal service since the abolition of postage on Newspapers up to the 31st December, 1862.
7. MR. EAGAR to move for leave to bring in a Bill to alter and amend “ *An Act to Incorporate and partially Endow the Sydney Grammar School,*” so far as relates to fees and other charges payable by Pupils.
8. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
9. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Tabular Return, shewing the names of all persons who have purchased land conditionally under the Land Alienation Act of 1861, to the 30th September, 1863 ; the quantity of

of land in each purchase; the County or place wherein the land is situated; the amount of money received on each lot; the balance remaining to be received; the date when the balance of the purchase money shall be payable; the amount of the interest payable per annum on the respective balances of each purchase; the number of conditional purchases which have been disallowed subsequently to the deposit having been received by the Land Agent; the reason for such disallowance, whether arising from the land so selected having been previously reserved or otherwise not open to conditional purchase, and the total amount of money refunded to free-selectors on this account.

10. MR. STEWART to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, Mr. Gray, and the Mover.
 - (3.) That the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on 21st October last to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
11. MR. STEWART to move,—
 - (1.) That there be laid upon the Table of this House, Copies of all applications to reclaim Land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 - (2.) Also, Copies of all Correspondence having reference to the same subject.
12. MR. DALGLEISH to move, That the Petition of the Pawnbrokers of the City of Sydney, presented by him on the 25th September, be printed.
13. MR. DANGAR to move, That there be laid upon the Table of this House, Copies of all Papers and Correspondence relative to the dismissal of Sub-Inspector Galbraith from the Police Force at Grafton.
14. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
15. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill to provide Funds for the Suppression of certain Evils affecting the Orange Plantation in this Colony.
16. MR. LUCAS to move, That the Petition presented by him on the 17th September, from Mr. James Doyle, in reference to the Police Authorities at Goulburn, be printed.
17. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the table of this House Copies of Information and Proceedings before the Court of Petty Sessions at Bourke, in or about the month of August last, in the case of Gordon v. Dowling, under the Masters' and Servants' Act.
18. MR. DALGLEISH to move, That the Petition presented by him on the 15th September from certain Bakers, be printed.
19. MR. DALGLEISH to move, That the Petition presented by him on the 30th September from certain Bakers and others, be printed.
20. MR. RAPER to move,—
 - (1.) That in the opinion of this House the Abattoirs at Glebe Island are not conducted in such a manner as to secure the custom and patronage of that section of the community, namely, the butchers, who are directly interested in the proper management of them, and therefore entail annually a considerable loss to the Public Revenue.
 - (2.) That a complete change of system on the part of the Government, or an immediate transfer of the arrangement of the Abattoirs to private hands, is desirable and necessary, and ought not to be longer delayed.
21. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
22. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail,—
 - (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.
 - (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
23. MR. SAMUEL to move,—
 - (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor

tractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—

- (1.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (4.) That the Government furnish the Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - (5.) That "finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - (6.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
24. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Letters and Documents connected with the Letter of Mr. John Henry Nixon, as addressed to His Excellency the Governor, in reference to his Claim against Mr. Charles Augustus Goodchap, a Clerk in the Department of Public Works, and Mr. Francis Lemesle Oliver, a Clerk in the Department of Lands ; together with Copies of the Letters and Explanations given by the Lands and Works Departments, and the said Clerks, in reference to the said Letter ; and also, Copies of any Report from the Chief Commissioner of Insolvent Estates in reference to either of the said Clerks in connection with their Insolvent Estates.
 25. MR. CUNNEEN to move, That the Petition, presented by him on 6th October, from Mr. J. Collits, be printed.
 26. MR. COWPER to move, That the further consideration in Committee of the Metropolitan Corporation Bill, which lapsed on the 2nd October, be restored to the Paper, and stand an Order of the Day for Friday next.
 27. MR. HOLT to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the expediency of setting apart a portion of the Consolidated Revenue, for the purpose of gradually liquidating the National Debt.
 28. MR. RUSDEN to move, That the resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
 29. MR. SAMUEL to move, That in the opinion of this House, there ought to be a Copper Coinage issued from the Sydney Branch of the Royal Mint.
 30. MR. CUMMINGS to move, That, in the opinion of this House, the Government shall bring in a Bill this Session to allow compensation in future for all lands taken by the Government from the lawful owners, for Public Roads ; when such roads run through enclosed paddocks, the Government shall cause such roads to be fenced in before they are proclaimed.
 31. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend ; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
 32. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.

33. MR. HOLROYD to move,—
 (1.) That Cox's Marriage Settlement Bill be referred to a Select Committee for consideration and report.
 (2.) That such Committee consist of the following Members:—Mr. Samuel, Mr. Macleay, Mr. Busden, Mr. Garrett, Mr. Leary, Mr. Mate, Mr. Bell, Mr. Emanuel, Mr. Harpur, and the Mover.
34. MR. W. FORSTER to move, That it be an Order of this House,—
 (1.) That every Motion or Order of the Day to which, on the Question being put from the Chair—"Whether there is any objection to its being a 'formal' Motion or Order of the Day?"—no objection shall be taken, shall be deemed to be a "formal" Motion or Order of the Day.
 (2.) That before the regular Business of each day shall have been commenced, it shall be competent for any Honorable Member to have the above Question put upon any Motion or Order of the Day which he would be otherwise authorized to move; and such "formal" Motions or Orders of the Day shall be entitled to have precedence of all other Business, according to the order in which they stand upon the Business Paper.
 (3.) That no debate shall be allowed upon any of such "formal" Motions or Orders of the Day, but that the House may proceed to division thereupon, without debate, as in the case of the motion for the first reading of a Bill.
 (4.) That in consequence of any such "formal" Orders of the Day having been disposed of as aforesaid, it shall not be held that the House has proceeded to the Orders of the Day upon the Business Paper, so as to exclude thereafter the presentation of Petitions, or the reception of Notices of Motion.
35. MR. CUNNEEN to move,—
 (1.) That there be laid upon the Table of this House, a Copy of the Contract between Mr. Randle and the Government, for the performance of certain Work upon the Windsor and Richmond Railway.
 (2.) A Copy of the Bonds entered into by Mr. Randle's Sureties, for the performance of the said Contract.
36. MR. GARRETT to move, That the Petition presented by him on the 2nd October, from the Municipal Council of Wollongong, relative to the Municipalities Law Amendment Bill, be printed.
37. MR. ARNOLD to move, That the Petition presented by him on the 22nd September, from certain inhabitants of the Town of Singleton and District of Patrick's Plains, relative to Railway Extension in a North-westerly direction from Muswellbrook, be printed.
38. MR. W. FORSTER to move,—
 (1.) That the Bill for incorporating the "Moruya Silver Mining Company" be referred to a Select Committee.
 (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Garrett, Mr. Leary, Mr. Egan, Mr. Stewart, Capt. Moriarty, and the Mover.
39. MR. GARRETT to move, That the Petition presented by him on the 30th September, from the Inhabitants of Braidwood, with reference to the Road from Nelligen to Braidwood, be printed.
40. MR. ROBERTSON to move, That the Petition presented by him on the 1st October, relative to a Public Wharf at Terrara, be printed.
41. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

ORDERS OF THE DAY:—

1. Presbyterian College Bill; second reading.
2. Colonial Sugar Refining Company's Bill; second reading.
3. Cardiff Coal Company's Incorporation Bill; third reading.
4. Carriers Licensing Bill; consideration in Committee of the propriety of introducing this Bill.
5. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.

6. Debate on the Motion of Mr. Harpur:—
 “(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 “(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”
7. Dog Nuisance Abatement Bill ; second reading.
8. Parnell's Trust Bill ; second reading.
9. Smoke Nuisance Abatement Bill ; second reading.
10. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
11. Prevention and Cure of Scab in Sheep Bill ; second reading.
12. Debate on the Motion of Mr. Macleay, “That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”
13. Appeal against Summary Proceedings before Justices of the Peace Bill ; to be further considered in Committee.
14. Pawnbrokers Bill ; to be further considered in Committee.
15. Vexatious Indictments Prevention Bill ; second reading.
16. Payment of Wages in Money Compulsion Bill ; to be further considered in Committee.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Supply ; Resumption of the Committee.
2. Seamen's Laws Amendment and Consolidation Bill ; to be further considered in Committee.
3. Pastoral Interests Contribution Bill ; second reading.
4. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.
5. Public Education Bill Reported ; adoption of Report.
6. Impounding Bill ; to be further considered in Committee.
7. Municipalities Law Amendment Bill ; to be considered in Committee.
8. Resumption of the Adjourned Debate, on the motion of Mr. Smart, “That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses.”
9. Marriage Act Amendment Bill ; second reading.

WEDNESDAY, OCTOBER 21.

Contingent Notice of Motion:—

1. MR. EAGAR to move, (*contingently on the Motion for the adoption of the Report from the Committee of Ways and Means, of the Resolution first to be reported thereunder*)—
 (1.) That the Financial condition of the Country, as shewn by the Estimates of the Ways and Means for the year 1864, is unsatisfactory, and demands the withdrawal from the present Ministry of the confidence of this House.
 (2.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolution.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Ways and Means ; Resumption of the Committee.

THURSDAY, OCTOBER 22.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Public Service Superannuation Bill ; second reading.

TUESDAY, OCTOBER 27.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. EAGAR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.

New South Wales.

No. 65.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 20 OCTOBER, 1863.

1. The House met pursuant to adjournment; The Speaker took the Chair.
Acceptance of Office :—Mr. Piddington, on behalf of the New Administration, informed the House, that James Martin, Esquire, William Forster, Esquire, Geoffrey Eagar, Esquire, John Bowie Wilson, Esquire, Arthur Todd Holroyd, Esquire, and Peter Faucett, Esquire, had accepted Office under the Crown, and had thereby vacated their Seats in this House.
2. Vacant Seats :—Mr. Piddington moved,—
 - (1.) That the Seat of James Martin, Esquire, hath become and is now vacant, by reason of his acceptance of the office of Attorney General, since his election and return to serve in this House as Member for the Electoral District of Orange.
Question put and passed.
 - (2.) That the Seat of William Forster, Esquire, hath become and is now vacant, by reason of his acceptance of the office of Colonial Secretary, since his election and return to serve in this House as a Member for the Electoral District of East Sydney.
Question put and passed.
 - (3.) That the Seat of Geoffrey Eagar, Esquire, hath become and is now vacant, by reason of his acceptance of the office of Colonial Treasurer, since his election and return to serve in this House as a Member for the Electoral District of West Sydney.
Question put and passed.
 - (4.) That the Seat of John Bowie Wilson, Esquire, hath become and is now vacant, by reason of his acceptance of the office of Secretary for Lands, since his election and return to serve in this House as Member for the Electoral District of Gold Fields South.
Question put and passed.
 - (5.) That the Seat of Arthur Todd Holroyd, Esquire, hath become and is now vacant, by reason of his acceptance of the office of Secretary for Public Works, since his election and return to serve in this House as a Member for the Electoral District of Parramatta.
Question put and passed.
 - (6.) That the Seat of Peter Faucett, Esquire, hath become and is now vacant, by reason of his acceptance of the office of Solicitor General, since his election and return to serve in this House as Member for the Electoral District of Yass Plains.
Question put and passed.
3. Robert Stewart :—Mr. Mate, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report the Petition of Robert Stewart was referred on 11 August, 1863, together with Appendix.
Ordered to be printed.
4. Miss Isabella Mary Kelly :—Mr. Allen, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee to whom the Petition of Miss Isabella Mary Kelly was referred on 1 July, 1863, together with Appendix.
Ordered to be printed.

5. Mr. Cyril Cecil—Administration of Justice :—Mr. Driver presented a Petition from Cyril Cecil, of Snail's Bay, Balmain, merchant, complaining of certain damage and disadvantage which he alleges he has sustained in the result of recent litigation between himself and Messrs. Molison and Black, of Bridge-street, Sydney, merchants, in consequence of expressions of opinion made on the Bench by His Honor the Chief Justice ; and praying that justice may be done in the premises.
Petition received.
6. Employés on No. 3 Extension of Great Southern Railway :—Mr. Macpherson presented a Petition from certain Mechanics, Traders, and Labourers, on the said Railway Extension, representing that they have been unexpectedly thrown out of employment by the failure of the Contractors, with a considerable amount of wages due to them, whereby they are reduced to great destitution ; and praying for inquiry and relief.
Petition received.
7. Railway Extension between New South Wales and Victoria :—Mr. Cummings presented a Petition from R. Y. Cousins, Mayor, as Chairman of a certain Public Meeting, stated to have been held at Bathurst, urging strongly the advantages of Railway Extension between New South Wales and Victoria ; and praying that, in the consideration of this subject, the best and cheapest line between Bathurst and Goulburn, and the River Murray, should be ascertained by actual survey.
Petition received.
8. Adjournment—Explanation of the late Premier :—Mr. Piddington moved, That this House do now adjourn until Three o'clock on Tuesday, the Twenty-fourth day of November next.
And Mr. Cowper having addressed the House in explanation of the proceedings and Resignation of the late Ministry,—
Debate ensued.
Question put and passed.
Whereupon the Speaker left the Chair, and the House stood adjourned, at twenty-seven minutes before Five o'clock, until Tuesday, the Twenty-fourth day of November next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, NOVEMBER 24.

QUESTIONS :—

1. Mr. DALGLEISH *to ask* THE ATTORNEY GENERAL,—If the Government intend to take any steps to compel the Pymont Bridge Company to make an opening in their Bridge, connecting Sydney with Pymont, as provided for by the Preamble of the Pymont Bridge Company's Act, 19th Viet., capable of admitting vessels of all classes, whether navigated by steam or otherwise, to pass and repass through the same, and also to enforce the proviso of the 23rd Clause, compelling the Company to provide steam vessels or steam tugs, of sufficient power, &c., to warp or tow into and out of that part of Darling Harbour which lies to the south of the said intended Bridge, vessels of all classes resorting thereto free of all costs to any such vessel, and to enter into such bond for the due, regular, and punctual performance of such service as the said Governor and his Executive Council shall require ?
2. Mr. R. FORSTER *to ask* THE COLONIAL SECRETARY,—Have any Communications been addressed to the Government by the Bench of unpaid Magistrates at Port Macquarie (two in number), reporting that they require further Magisterial assistance for the due performance of the duties relating to the Administration of Justice in the Police District of Port Macquarie ?
3. Mr. DALGLEISH *to ask* THE COLONIAL SECRETARY,—
When the Return, ordered by this House on the 5th August, 1862,
“ (1.) That there be laid upon the Table, a Return shewing the number of Grants
“ of Land, issued by previous Governments, subject to Quit-rent.
“ (2.) A nominal Return of those Persons who have redeemed their lands by purchasing the Quit-rent.
“ (3.) A nominal Return of those Persons who are indebted to Government on
“ account of Quit-rent, and the amount due by each.”
will be laid upon the Table of this House ?

4. MR. HOLROYD *to ask* THE ATTORNEY GENERAL,—When will the Correspondence between the Law Institute, the Judges of the Supreme Court, and the Government, in reference to certain Letters addressed by the Chief Commissioner of the Insolvent Court to the Official Assignees, relative to the appointment of a Solicitor to the Official Assignees; as well as copies of all Letters addressed by the Chief Commissioner to the Official Assignees, at any time, upon the subject of Law Costs, and with relation to the appointment of a Solicitor to the Official Assignees; and of all Correspondence between the Government and the Chief Commissioner on the same subject, moved for on the 14th of July last, be laid upon the Table of this House?
5. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 (1.) When will the Contractor (Barlow) complete the Telegraph Office at Murrurundi?
 (2.) Are the Government aware that nothing has been done to this Contract for Seven Months past; and that the unfinished Building is going to decay, and the Materials on the ground spoiled?
6. MR. DALGLEISH *to ask* THE COLONIAL SECRETARY,—
 (1.) If it is the intention of Government to introduce a Bill this Session to Amend the District Court Act?
 (2.) Whether it is the intention of Government to proceed with the Bill for the Amendment of the Insolvent Law, introduced last Session of Parliament by the then Attorney General?
 (3.) Whether it is the intention of the Government to proceed with the Bill for the Punishment of Drunkards, introduced last Session by Mr. Cowper?
7. MR. CUNNEEN *to ask* THE SECRETARY FOR PUBLIC WORKS,—Have the Government finally arranged with Mr. Randle's Sureties to complete his (Randle's) Contract on the Windsor and Richmond Railway; or, have they (the Government) determined to complete the same?
8. MR. DRIVER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 (1.) Have any Carriages been ordered by the Government for the Richmond and Windsor Line of Railway; if so, how many, and from whom ordered?
 (2.) Were any Tenders called for in respect thereof?

Contingent Notices of Motion:—

1. MR. MARTIN *to move*, (as an Amendment on the Question, "That the Speaker do now leave the Chair," for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement,) the following Resolutions, *seriatim*:—
 (1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnacree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.
 (2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham* and Another, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.
 (3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.
 (4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.
 (5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 (6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money which calls for the condemnation of this House.
 (7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
 (8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(9.)

(9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £332 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.

(14.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.

(15.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(18.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.

(20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.)

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to public buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

2. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—

(1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.

(2.) All Property vested in the Board of National Education shall revert to the Government.

(3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.

(4.) Schools under such Act as may be passed shall be divided into Public and Assisted.

(5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.

(6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.

(7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.

(8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.

(9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.

(10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.

(11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.

(12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.

(13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.

(14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.

3. MR. EAGAR to move, (*contingently on the Motion for the adoption of the Report from the Committee of Ways and Means, of the Resolution first to be reported thereunder*)—

(1.) That the Financial condition of the Country, as shewn by the Estimates of the Ways and Means for the year 1864, is unsatisfactory, and demands the withdrawal from the present Ministry of the confidence of this House.

(2.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolution.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WEEKES to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence and Reports relating to the destruction by fire of a Stack of Hay, the property of Mr. Joshua Anderson, of West Maitland, and to the refusal of the Coroner to hold an Inquest thereon.
2. MR. ROTTON to move,—
 - (1.) That, the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
3. MR. RUSDEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that he will cause to be placed on the Estimates for 1864, a Sum of Money sufficient for the Establishment of a Punt over the River Darling, at or near Walgett.
4. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
5. MR. DANGAR to move, That there be laid upon the Table of this House, a Return in detail of all persons in the Employ of Government who have surrendered their Estates, from the date of Responsible Government to the 1st October, 1863 :—
 - (1.) The date and gross amount of their respective Estates.
 - (2.) The dividend paid in each Estate to their Creditors, specifying where none is paid.
 - (3.) The names of all Insolvents now in the employ of Government.
 - (4.) The names of all Insolvents who have obtained Certificates.
 - (5.) The amount of their respective Salaries when sequestrating their Estates.
 - (6.) The names of Insolvents who have paid in full, or arranged in full with their creditors, specifying those who have failed to do so.
 - (7.) The names of Insolvents who have not paid in full, with explanations why such officers are retained in Government employ.
6. MR. DALGLEISH to move, That there be laid upon the Table of this House, a quick Return, shewing—
 - (1.) The gross weight (approximately) and number of Newspapers which have passed inland through the Post Office in each year, since the abolition of the postage on newspapers in this Colony, to January, 1862.
 - (2.) The average daily, weekly, and annual weight (or an approximation thereto) of the Newspapers which have passed inland through the Post Office in each year, from the 1st of January, 1860, to the 31st of December, 1862.
 - (3.) The annual Expenditure for conveying inland mails during the last five years, preceding the 1st January, 1863 ; the extra expense (or an approximation thereto) during the same period, caused especially by the carriage of Newspapers by inland post.
 - (4.) Shewing the Expenditure and Income of the inland postal service since the abolition of postage on Newspapers up to the 31st December, 1862.
7. MR. EAGAR to move for leave to bring in a Bill to alter and amend “ *An Act to Incorporate and partially Endow the Sydney Grammar School,*” so far as relates to fees and other charges payable by Pupils.
8. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
9. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Tabular Return, shewing the names of all persons who have purchased land conditionally under the Land Alienation Act of 1861, to the 30th September, 1863 ; the quantity of land in each purchase ; the County or place wherein the land is situated ; the amount of money received on each lot ; the balance remaining to be received ; the date when the balance of the purchase money shall be payable ; the amount of the interest payable per annum on the respective balances of each purchase ; the number of conditional purchases which have been disallowed subsequently to the deposit

- deposit having been received by the Land Agent ; the reason for such disallowance, whether arising from the land so selected having been previously reserved or otherwise not open to conditional purchase, and the total amount of money refunded to free-selectors on this account.
10. MR. STEWART to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, Mr. Gray, and the Mover.
 - (3.) That the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on 21st October last to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
 11. MR. STEWART to move,—
 - (1.) That there be laid upon the Table of this House, Copies of all applications to reclaim Land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 - (2.) Also, Copies of all Correspondence having reference to the same subject.
 12. MR. DALGLEISH to move, That the Petition of the Pawnbrokers of the City of Sydney, presented by him on the 25th September, be printed.
 13. MR. DANGAR to move, That there be laid upon the Table of this House, Copies of all Papers and Correspondence relative to the dismissal of Sub-Inspector Galbraith from the Police Force at Grafton.
 14. MR. HARRUP to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
 15. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill to provide Funds for the Suppression of certain Evils affecting the Orange Plantation in this Colony.
 16. MR. LUCAS to move, That the Petition presented by him on the 17th September, from Mr. James Doyle, in reference to the Police Authorities at Goulburn, be printed.
 17. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the table of this House Copies of Information and Proceedings before the Court of Petty Sessions at Bourke, in or about the month of August last, in the case of *Gordon v. Dowling*, under the Masters' and Servants' Act.
 18. MR. DALGLEISH to move, That the Petition presented by him on the 15th September from certain Bakers, be printed.
 19. MR. DALGLEISH to move, That the Petition presented by him on the 30th September from certain Bakers and others, be printed.
 20. MR. RAPER to move,—
 - (1.) That in the opinion of this House the Abattoirs at Glebe Island are not conducted in such a manner as to secure the custom and patronage of that section of the community, namely, the butchers, who are directly interested in the proper management of them, and therefore entail annually a considerable loss to the Public Revenue.
 - (2.) That a complete change of system on the part of the Government, or an immediate transfer of the arrangement of the Abattoirs to private hands, is desirable and necessary, and ought not to be longer delayed.
 21. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
 22. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail,—
 - (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.
 - (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes ; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
 23. MR. SAMUEL to move,—
 - (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions ; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 - (2.)

(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

(4.) That the Government furnish the Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

(5.) That "finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

(6.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

24. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Letters and Documents connected with the Letter of Mr. John Henry Nixon, as addressed to His Excellency the Governor, in reference to his Claim against Mr. Charles Augustus Goodchap, a Clerk in the Department of Public Works, and Mr. Francis Lemesle Oliver, a Clerk in the Department of Lands; together with Copies of the Letters and Explanations given by the Lands and Works Departments, and the said Clerks, in reference to the said Letter; and also, Copies of any Report from the Chief Commissioner of Insolvent Estates in reference to either of the said Clerks in connection with their Insolvent Estates.
25. MR. CUNNEEN to move, That the Petition, presented by him on 6th October, from Mr. J. Collits, be printed.
26. MR. COWPER to move, That the further consideration in Committee of the Metropolitan Corporation Bill, which lapsed on the 2nd October, be restored to the Paper, and stand an Order of the Day for Friday next.
27. MR. HOLT to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the expediency of setting apart a portion of the Consolidated Revenue, for the purpose of gradually liquidating the National Debt.
28. MR. RUSDEN to move, That the resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
29. MR. SAMUEL to move, That in the opinion of this House, there ought to be a Copper Coinage issued from the Sydney Branch of the Royal Mint.
30. MR. CUMMINGS to move, That, in the opinion of this House, the Government shall bring in a Bill this Session to allow compensation in future for all lands taken by the Government from the lawful owners, for Public Roads; when such roads run through enclosed paddocks, the Government shall cause such roads to be fenced in before they are proclaimed.
31. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
32. MR. CUNNEEN to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injurics done to their properties since the discovery of Gold on their rented Crown Lands.
 (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
33. MR. HOLROYD to move,—
 (1.) That Cox's Marriage Settlement Bill be referred to a Select Committee for consideration and report.
 (2.) That such Committee consist of the following Members:—Mr. Samuel, Mr. Macleay, Mr. Rusden, Mr. Garrett, Mr. Leary, Mr. Mate, Mr. Bell, Mr. Emanuel, Mr. Harpur, and the Mover.

34. MR. W. FORSTER to move, That it be an Order of this House,—
- (1.) That every Motion or Order of the Day to which, on the Question being put from the Chair—"Whether there is any objection to its being a 'formal' Motion or Order of the Day?"—no objection shall be taken, shall be deemed to be a "formal" Motion or Order of the Day.
 - (2.) That before the regular Business of each day shall have been commenced, it shall be competent for any Honorable Member to have the above Question put upon any Motion or Order of the Day which he would be otherwise authorized to move; and such "formal" Motions or Orders of the Day shall be entitled to have precedence of all other Business, according to the order in which they stand upon the Business Paper.
 - (3.) That no debate shall be allowed upon any of such "formal" Motions or Orders of the Day, but that the House may proceed to division thereupon, without debate, as in the case of the motion for the first reading of a Bill.
 - (4.) That in consequence of any such "formal" Orders of the Day having been disposed of as aforesaid, it shall not be held that the House has proceeded to the Orders of the Day upon the Business Paper, so as to exclude thereafter the presentation of Petitions, or the reception of Notices of Motion.
35. MR. CUNNEEN to move,—
- (1.) That there be laid upon the Table of this House, a Copy of the Contract between Mr. Randle and the Government, for the performance of certain Work upon the Windsor and Richmond Railway.
 - (2.) A Copy of the Bonds entered into by Mr. Randle's Sureties, for the performance of the said Contract.
36. MR. GARRETT to move, That the Petition presented by him on the 2nd October, from the Municipal Council of Wollongong, relative to the Municipalities Law Amendment Bill, be printed.
37. MR. ARNOLD to move, That the Petition presented by him on the 22nd September, from certain inhabitants of the Town of Singleton and District of Patrick's Plains, relative to Railway Extension in a North-westerly direction from Muswellbrook, be printed.
38. MR. W. FORSTER to move,—
- (1.) That the Bill for incorporating the "Moruya Silver Mining Company" be referred to a Select Committee.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Garrett, Mr. Leary, Mr. Egan, Mr. Stewart, Capt. Moriarty, and the Mover.
39. MR. GARRETT to move, That the Petition presented by him on the 30th September, from the Inhabitants of Braidwood, with reference to the Road from Nelligen to Braidwood, be printed.
40. MR. ROBERTSON to move, That the Petition presented by him on the 1st October, relative to a Public Wharf at Ferrara, be printed.
41. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
42. MR. EAGAR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.

ORDERS OF THE DAY:—

1. Presbyterian College Bill; second reading.
2. Colonial Sugar Refining Company's Bill; second reading.
3. Cardiff Coal Company's Incorporation Bill; third reading.
4. Carriers Licensing Bill; consideration in Committee of the propriety of introducing this Bill.
5. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.

6. Debate on the Motion of Mr. Harpur :—
 - “ (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - “ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and “ the Mover.”
7. Dog Nuisance Abatement Bill ; second reading.
8. Parnell's Trust Bill ; second reading.
9. Smoke Nuisance Abatement Bill ; second reading.
10. Law of Evidence in Criminal Cases. Amendment Bill ; second reading.
11. Prevention and Cure of Scab in Sheep Bill ; second reading.
12. Debate on the Motion of Mr. Macleay, “ That the Report of the Select Committee “ on the Harbour Defences, laid upon the Table by him on 9th September, be now “ adopted by this House.”
13. Appeal against Summary Proceedings before Justices of the Peace Bill ; to be further considered in Committee.
14. Pawnbrokers Bill ; to be further considered in Committee.
15. Vexatious Indictments Prevention Bill ; second reading.
16. Payment of Wages in Money Compulsion Bill ; to be further considered in Committee.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Supply ; Resumption of the Committee.
2. Seamen's Laws Amendment and Consolidation Bill ; to be further considered in Committee.
3. Pastoral Interests Contribution Bill ; second reading.
4. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.
5. Public Education Bill Reported ; adoption of Report.
6. Impounding Bill ; to be further considered in Committee.
7. Municipalities Law Amendment Bill ; to be considered in Committee.
8. Resumption of the Adjourned Debate, on the motion of Mr. Smart, “ That this “ House will, to-morrow, resolve itself into a Committee of the Whole, to consider “ the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and “ to alter the Duty on Bonded Warehouses.”
9. Marriage Act Amendment Bill ; second reading.
10. Ways and Means ; Resumption of the Committee.
11. Public Service Superannuation Bill ; second reading.

Acto South Wales.

No. 66.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 24 NOVEMBER, 1863.

1. The House met pursuant to adjournment; The Speaker took the Chair.
Members sworn :—
 - (1.) William Forster, Esquire, having taken the Oath and subscribed the Roll, took his Seat as a Member for the Electoral District of East Sydney.
 - (2.) Geoffrey Eagar, Esquire, having taken the Oath and subscribed the Roll, took his Seat as a Member for the Electoral District of West Sydney.
 - (3.) Arthur Todd Holroyd, Esquire, having taken the Oath and subscribed the Roll, took his Seat as a Member for the Electoral District of Parramatta.
 - (4.) Peter Faucett, Esquire, having taken the Oath and subscribed the Roll, took his Seat as Member for the Electoral District of Yass Plains.
 - (5.) Charles Cowper, junior, Esquire, having taken the Oath and subscribed the Roll, took his Seat as Member for the Electoral District of Orange.
2. New Writ issued to fill Vacancy.—The Speaker reported, that, during the late Adjournment, he had, in pursuance of the direction of the Electoral Act of 1858, issued a Writ for the Election of a Member to serve in this present Parliament for the Electoral District of "The Tumut," in the room of Charles Cowper, junior, Esquire, resigned.
3. The Clerk Summoned—(*Scott v. Hanson and another*) :—The Speaker informed the House as follows :—
 - (1.) That, during the late Adjournment, the Clerk had been subpoenaed, by both Plaintiff and Defendants, in the case of *Scott v. Hanson and another*, to attend at the Supreme Court, in King-street, Sydney, on a day earlier than that to which the House had been adjourned, there and then to produce certain documents which were before the Select Committee then and now sitting upon the "Present State and Management of Lunatic Asylums;" that the Clerk had represented to him his inability, under the 15th Standing Order, to produce the said papers, without the leave or order of the House, *at that time unattainable*; and that he himself, feeling uncertain that he could represent the House in such a matter during an Adjournment, had declined to grant such leave or order.
 - (2.) That the Clerk had reported to him that he attended the Supreme Court, in obedience to the subpoenas, and there, when called upon by the Court, respectfully objected (with a full explanation of the circumstances of the case) to produce the said papers;—that the Court overruled his objection, and distinctly *ordered* their production;—that, still hesitating, he was informed by the Court that the alternative would be the issue of a Writ of Attachment, which Writ he might consider in fact to have been already issued;—that he then stated to the Court that, *under such coercion*, (and only so) he would consent to the production of the papers; which were produced accordingly, and are now in possession of the Court, with the promise of the Court, made to the Clerk before their production, that they shall be returned with the least possible delay.

4. Railway Extension to Fort Bourke, *via* Muswellbrook and Mudgee:—Mr. Lord presented a Petition from the Inhabitants of the Township and District of Cobbora, in favour of such a Line of Railway.
Petition received.
5. Adjournment:—Mr. W. Forster moved, That this House do now adjourn.
Debate ensued.
Mr. Piddington moved, That the Question be amended by adding at the end thereof the words “until Friday next at Three o’clock.”
Debate continued.
Proposed amendment by leave withdrawn.
Original Question put and passed.
Whereupon the Speaker left the Chair, and the House stood adjourned, at Ten minutes before Four o’clock, until To-morrow, at Three o’clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, NOVEMBER 25.

QUESTIONS:—

1. MR. DALGLEISH *to ask* THE ATTORNEY GENERAL,—If the Government intend to take any steps to compel the Pymont Bridge Company to make an opening in their Bridge, connecting Sydney with Pymont, as provided for by the Preamble of the Pymont Bridge Company’s Act, 19th Vict., capable of admitting vessels of all classes, whether navigated by steam or otherwise, to pass and repass through the same, and also to enforce the proviso of the 23rd Clause, compelling the Company to provide steam vessels or steam tugs, of sufficient power, &c., to warp or tow into and out of that part of Darling Harbour which lies to the south of the said intended Bridge, vessels of all classes resorting thereto free of all costs to any such vessel, and to enter into such bond for the due, regular, and punctual performance of such service as the said Governor and his Executive Council shall require?
2. MR. R. FORSTER *to ask* THE COLONIAL SECRETARY,—Have any Communications been addressed to the Government by the Bench of unpaid Magistrates at Port Macquarie (two in number), reporting that they require further Magisterial assistance for the due performance of the duties relating to the Administration of Justice in the Police District of Port Macquarie?
3. MR. DALGLEISH *to ask* THE COLONIAL SECRETARY,—
When the Return, ordered by this House on the 5th August, 1862,
“ (1.) That there be laid upon the Table, a Return shewing the number of Grants
“ of Land, issued by previous Governments, subject to Quit-rent.
“ (2.) A nominal Return of those Persons who have redeemed their lands by purchasing the Quit-rent.
“ (3.) A nominal Return of those Persons who are indebted to Government on
“ account of Quit-rent, and the amount due by each.”
will be laid upon the Table of this House?
4. MR. HOLROYD *to ask* THE ATTORNEY GENERAL,—When will the Correspondence between the Law Institute, the Judges of the Supreme Court, and the Government, in reference to certain Letters addressed by the Chief Commissioner of the Insolvent Court to the Official Assignees, relative to the appointment of a Solicitor to the Official Assignees; as well as copies of all Letters addressed by the Chief Commissioner to the Official Assignees, at any time, upon the subject of Law Costs, and with relation to the appointment of a Solicitor to the Official Assignees; and of all Correspondence between the Government and the Chief Commissioner on the same subject, moved for on the 14th of July last, be laid upon the Table of this House?
5. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—
(1.) When will the Contractor (Barlow) complete the Telegraph Office at Murrurundi?
(2.) Are the Government aware that nothing has been done to this Contract for Seven Months past; and that the unfinished Building is going to decay, and the Materials on the ground spoiled?
6. MR. DALGLEISH *to ask* THE COLONIAL SECRETARY,—
(1.) If it is the intention of Government to introduce a Bill this Session to Amend the District Court Act?
(2.) Whether it is the intention of Government to proceed with the Bill for the Amendment of the Insolvent Law, introduced last Session of Parliament by the then Attorney General?
(3.) Whether it is the intention of the Government to proceed with the Bill for the Punishment of Drunkards, introduced last Session by Mr. Cowper?

7. MR. CUNNEEN *to ask* THE SECRETARY FOR PUBLIC WORKS,—Have the Government finally arranged with Mr. Randle's Sureties to complete his (Randle's) Contract on the Windsor and Richmond Railway; or, have they (the Government) determined to complete the same?
8. MR. DRIVER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 (1.) Have any Carriages been ordered by the Government for the Richmond and Windsor Line of Railway; if so, how many, and from whom ordered?
 (2.) Were any Tenders called for in respect thereof?
9. CAPTAIN MORLIARTY *to ask* THE COLONIAL TREASURER,—Has he as yet decided on giving effect to the arrangement made by his predecessor for the establishment of a Post Office and Money Order Office at Redbank, where over 3,000 of the Inhabitants of the Arahuen Valley are now located, and from which place over 1,000 ounces of gold are forwarded to Sydney weekly.

Contingent Notices of Motion :—

1. MR. MAEWIN *to move*, (as an Amendment on the Question, "That the Speaker do now leave the Chair," for going into Committee of Supply, on the occasion next after the Discussion on the Colonial Treasurer's Financial Statement,) the following Resolutions, *seriatim* :—
- (1.) That the Minute of the Executive Council of the 27th May last, authorizing the appropriation of the sum of £6,000, voted by the Legislature for the Construction of a Bridge over the Hunter River at West Maitland, to the erection of an iron Bridge over the said River at Pitnacree; and also authorizing the expenditure of a further sum of £3,000 to meet the extra expense attending the said works, indicates an intention on the part of the Government to violate the Constitution, and to invade the undoubted Rights of Parliament, in a manner which calls for the condemnation of this House.
- (2.) That the expenditure of £1,722 9s. 3d. in making an advance to the defendants in the case of *Berry v. Graham and Another*, without the authority of Parliament, was wholly unjustifiable, and is deserving of the censure of this House.
- (3.) That the Minute of the Executive Council of the 20th January last, authorizing the expenditure of £11,000 for the Completion of the Masonry and Roofing-in of the Australian Museum, without any previous Parliamentary sanction, was a proceeding which calls for the condemnation of this House.
- (4.) That inasmuch as Parliament continued in Session for six weeks after the passing of the Real Property Act of 1862, it was the duty of the Government to provide in the Annual Appropriation Act for the present year, for the payment of the Salaries to the various Officers to be appointed under such Act, and that the payment to such officers of their salaries hitherto, without any Parliamentary sanction, is, under the circumstances, an act deserving of the censure and condemnation of this House.
- (5.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £346 8s. 2d., in constructing a Terrace Wall in the grounds in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (6.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £90 1s. 5d., in constructing a basin and fountain in the grounds in front of Government House, was a misappropriation of public money which calls for the condemnation of this House.
- (7.) That the expenditure by the Government, out of the moneys annually voted for repairs, alterations, and additions to public buildings generally, of the sum of £228 2s. 4d., in constructing a verandah in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (8.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £341 8s. 5d., in constructing a new private entrance at the west front of the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (9.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £382 4s. 1d., in fitting up a kitchen, scullery, and still room, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (10.) That the expenditure by the Government out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £131 0s. 2d., in constructing a new larder, and wire netting for the same, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.
- (11.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £251 8s. 2d., in erecting and fitting up a cow-house in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(12.)

(12.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations and additions, to public buildings generally, of the sum of £293 2s. 5d., in constructing a conservatory at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(13.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £96 19s. 5d., in constructing a deer-house in the grounds at Government House, and a fence round the same, was a misappropriation of public money, which calls for the condemnation of this House.

(14.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £354, in cleaning and repairing gas-fittings at Government House, alterations to the same, and the line of gas-meters, was a misappropriation of public money, which calls for the condemnation of this House.

(15.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £94, in erecting a temporary stage at Government House, ornamenting, papering, and painting the same, in hiring chairs and washstands, and in removing chandeliers for private theatricals, was a misappropriation of public money, which calls for the condemnation of this House.

(16.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £45 5s., for seventeen ornamental vases, for the terrace wall in front of Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(17.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £111 6s. 9d., in fixing a new trellis fencing in the grounds at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(18.) That the expenditure by the Government, out of the moneys annually voted for the repairs, alterations, and additions to public buildings generally, of the sum of £27 4s. 8d. for a canvas hose for watering the garden at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(19.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £12 4s. 6d. for floor-cloths, matting, and door-mats in the hall and at the entrance doors; and £71 17s. for mattings, carpets, floor-cloths, druggets, and stair carpets, on the principal stair-case, back stairs, office stairs, and passages at Government House, and for laying old carpets there, was a misappropriation of public money, which calls for the condemnation of this House.

(20.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £543 13s. 4d. for carpets, hearthrugs, pianoforte, chairs, curtains, and other furniture, in the ball and drawing-rooms at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(21.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £200 6s. for various articles of furniture in various rooms at Government House, not being public offices of any kind, was a misappropriation of public money, which calls for the condemnation of this House.

(22.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £354 9s. 10d. for repairing, altering, cleaning, and polishing; for taking up, cleaning, and relaying carpets; for taking down and re-fixing curtains; for cleaning frames and repairing chimney; and for repairing and re-fixing window blinds generally, at Government House, was a misappropriation of public money, which calls for the condemnation of this House.

(23.) That the expenditure by the Government, out of the moneys annually voted for furniture and fittings for public offices generally, of the sum of £24 16s. for cleaning, winding, regulating, and repairing clocks at Government House, was a misappropriation of public money which calls for the condemnation of this House.

(24.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £392 17s. upon the building occupied by the Deputy Master of the Mint, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not in any way relieve the Government from its just liability to such condemnation.

(25.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £238 15s. 11d. upon the Customs Station at Botany, was a misappropriation of public money, which calls for the condemnation of this House; and that the subsequent Supplementary Vote of £5,969 19s. 8d. for repairs, alterations, and additions to public buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

(26.) That the expenditure by the Government, without even the pretended sanction of a Vote of any kind, of the sum of £425 0s. 3d., upon the residence of the

the Superintendent of Police, at Carter's Barracks, was a misappropriation of public money, which calls for the condemnation of this House; and that the Supplementary Vote of £5,969 19s. 8d., for repairs, alterations and additions to public buildings generally, by which such expenditure is said to have been covered, does not, in any way, relieve the Government from its just liability to such condemnation.

2. MR. W. FORSTER to move, (*Amendment on the Motion for adoption of the Report of the Committee of the Whole House on the Bill to promote Elementary Education*) That the House shall, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will, with as little delay as possible, take such steps as may be necessary to introduce, in lieu of the Bill now before the House, a Bill embodying in substance the following propositions, namely,—
- (1.) The existing Boards of Education shall be abolished, and all the laws relating thereto repealed.
 - (2.) All Property vested in the Board of National Education shall revert to the Government.
 - (3.) Local Trusts for the use of Denominational Schools shall not be interfered with, and any public property at present held or administered for the use of such Schools shall be vested in the Local Trustees, or if there be no such Trustees, then in such Trustees as may be appointed for the purpose by the Government.
 - (4.) Schools under such Act as may be passed shall be divided into Public and Assisted.
 - (5.) In every Public School the instruction shall be secular, except as hereinafter provided, and the admission free to all children whatsoever.
 - (6.) The Government shall, from time to time, appoint five persons to be a Board of Education, of whom any three shall form a quorum.
 - (7.) The Board shall prescribe the course of secular instruction, and, by systematic examination at regular periods, determine the fitness of candidates for the office of Teacher or Inspector, and grant certificates for either office, and perform any other duties delegated by the Government within the Act.
 - (8.) The Board may, nevertheless, without special examination, grant such certificate to any Teacher of a National or Denominational School under the existing system, who shall have continued in that capacity for five years without animadversion.
 - (9.) Teachers of Public, and Inspectors of Public and Assisted Schools, shall be appointed by the Government; but no person shall be so appointed without certificate.
 - (10.) Every Teacher of a Public School shall be entitled to an equal minimum rate of salary, subject, nevertheless, to be supplemented annually, in proportion to the average number of pupils taught, and the standard of efficiency maintained, in such School, as determined by inspection.
 - (11.) The Government may establish a Public School on public lands, in any part of the Colony, on recommendation of the Board, or on petition of fifty householders, resident within three miles of the intended site of such School.
 - (12.) In every Public School, any of the pupils may be visited and instructed, at stated hours, by any Religious Teacher sanctioned by the parents or guardians of such pupils, and approved of by the Board.
 - (13.) Every Teacher of an Assisted School shall hold a Certificate under the Act, and shall be thereby entitled annually to be remunerated by the Government, in proportion to the average number of pupils taught, and the standard of secular instruction maintained, in such School, as determined by inspection.
 - (14.) The Government may make Regulations, strictly within the Act, for carrying it into effect.
3. MR. EAGAR to move, (*contingently on the Motion for the adoption of the Report from the Committee of Ways and Means, of the Resolution first to be reported thereunder*)—
- (1.) That the Financial condition of the Country, as shewn by the Estimates of the Ways and Means for the year 1864, is unsatisfactory, and demands the withdrawal from the present Ministry of the confidence of this House.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolution.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Supply; Resumption of the Committee.
2. Seamen's Laws Amendment and Consolidation Bill; to be further considered in Committee.
3. Pastoral Interests Contribution Bill; second reading.
4. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
5. Public Education Bill Reported; adoption of Report.
6. Impounding Bill; to be further considered in Committee.
7. Municipalities Law Amendment Bill; to be considered in Committee.
8. Resumption of the Adjourned Debate, on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
9. Marriage Act Amendment Bill; second reading.
10. Ways and Means; Resumption of the Committee.
11. Public Service Superannuation Bill; second reading.

OTHER

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WEEKES to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence and Reports relating to the destruction by fire of a Stack of Hay, the property of Mr. Joshua Anderson, of West Maitland, and to the refusal of the Coroner to hold an Inquest thereon.
2. MR. ROTTON to move,—
 - (1.) That, the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
3. MR. RUSDEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that he will cause to be placed on the Estimates for 1864, a Sum of Money sufficient for the Establishment of a Punt over the River Darling, at or near Walgett.
4. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
5. MR. DANGAR to move, That there be laid upon the Table of this House, a Return in detail of all persons in the Employ of Government who have surrendered their Estates, from the date of Responsible Government to the 1st October, 1863 :—
 - (1.) The date and gross amount of their respective Estates.
 - (2.) The dividend paid in each Estate to their Creditors, specifying where none is paid.
 - (3.) The names of all Insolvents now in the employ of Government.
 - (4.) The names of all Insolvents who have obtained Certificates.
 - (5.) The amount of their respective Salaries when sequestrating their Estates.
 - (6.) The names of Insolvents who have paid in full, or arranged in full with their creditors, specifying those who have failed to do so.
 - (7.) The names of Insolvents who have not paid in full, with explanations why such officers are retained in Government employ.
6. MR. DALGLEISH to move, That there be laid upon the Table of this House, a quick Return, shewing—
 - (1.) The gross weight (approximately) and number of Newspapers which have passed inland through the Post Office in each year, since the abolition of the postage on newspapers in this Colony, to January, 1862.
 - (2.) The average daily, weekly, and annual weight (or an approximation thereto) of the Newspapers which have passed inland through the Post Office in each year, from the 1st of January, 1860, to the 31st of December, 1862.
 - (3.) The annual Expenditure for conveying inland mails during the last five years, preceding the 1st January, 1863 ; the extra expense (or an approximation thereto) during the same period, caused especially by the carriage of Newspapers by inland post.
 - (4.) Shewing the Expenditure and Income of the inland postal service since the abolition of postage on Newspapers up to the 31st December, 1862.
7. MR. EAGAR to move for leave to bring in a Bill to alter and amend “ *An Act to Incorporate and partially Endow the Sydney Grammar School,*” so far as relates to fees and other charges payable by Pupils.
8. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
9. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Tabular Return, shewing the names of all persons who have purchased land conditionally under the Land Alienation Act of 1861, to the 30th September, 1863 ; the quantity of land in each purchase ; the County or place wherein the land is situated ; the amount of money received on each lot ; the balance remaining to be received ; the date when the balance of the purchase money shall be payable ; the amount of the interest payable per annum on the respective balances of each purchase ; the number of conditional purchases which have been disallowed subsequently to the deposit

- deposit having been received by the Land Agent ; the reason for such disallowance, whether arising from the land so selected having been previously reserved or otherwise not open to conditional purchase, and the total amount of money refunded to free-selectors on this account.
10. MR. STEWART to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, Mr. Gray, and the Mover.
 - (3.) That the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on 21st October last to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
 11. MR. STEWART to move,—
 - (1.) That there be laid upon the Table of this House, Copies of all applications to reclaim Land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 - (2.) Also, Copies of all Correspondence having reference to the same subject.
 12. MR. DALGLEISH to move, That the Petition of the Pawnbrokers of the City of Sydney, presented by him on the 25th September, be printed.
 13. MR. DANGAR to move, That there be laid upon the Table of this House, Copies of all Papers and Correspondence relative to the dismissal of Sub-Inspector Galbraith from the Police Force at Grafton.
 14. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
 15. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill to provide Funds for the Suppression of certain Evils affecting the Orange Plantation in this Colony.
 16. MR. LUCAS to move, That the Petition presented by him on the 17th September, from Mr. James Doyle, in reference to the Police Authorities at Goulburn, be printed.
 17. MR. W. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the table of this House Copies of Information and Proceedings before the Court of Petty Sessions at Bourke, in or about the month of August last, in the case of Gordon v. Dowling, under the Masters' and Servants' Act.
 18. MR. DALGLEISH to move, That the Petition presented by him on the 15th September from certain Bakers, be printed.
 19. MR. DALGLEISH to move, That the Petition presented by him on the 30th September from certain Bakers and others, be printed.
 20. MR. RAPER to move,—
 - (1.) That in the opinion of this House the Abattoirs at Glebe Island are not conducted in such a manner as to secure the custom and patronage of that section of the community, namely, the butchers, who are directly interested in the proper management of them, and therefore entail annually a considerable loss to the Public Revenue.
 - (2.) That a complete change of system on the part of the Government, or an immediate transfer of the arrangement of the Abattoirs to private hands, is desirable and necessary, and ought not to be longer delayed.
 21. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail, the total quantity of Crown Lands within the City of Sydney, alienated by Sale, from the year 1842 to the present time. Such detail to comprehend the date of Sale, the quantity and particulars of each lot Sold, and the price obtained in each case respectively.
 22. MR. EAGAR to move, That there be laid upon the Table of this House, a Return, shewing in detail,—
 - (1.) The several parcels of Crown Lands at present unalienated within the City of Sydney. Such detail to comprehend the situation and extent of each parcel of Land.
 - (2.) The several parcels of Crown Lands within the City of Sydney, which have been dedicated to public purposes ; their situation, extent, purposes for which dedicated, and whether vested for such purposes in Trustees or otherwise.
 23. MR. SAMUEL to move,—
 - (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions ; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 - (2.)

(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

(3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

(4.) That the Government furnish the Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

(5.) That "finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

(6.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

24. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Letters and Documents connected with the Letter of Mr. John Henry Nixon, as addressed to His Excellency the Governor, in reference to his Claim against Mr. Charles Augustus Goodchap, a Clerk in the Department of Public Works, and Mr. Francis Lemesle Oliver, a Clerk in the Department of Lands; together with Copies of the Letters and Explanations given by the Lands and Works Departments, and the said Clerks, in reference to the said Letter; and also, Copies of any Report from the Chief Commissioner of Insolvent Estates in reference to either of the said Clerks in connection with their Insolvent Estates.
25. MR. CUNNEEN to move, That the Petition, presented by him on 6th October, from Mr. J. Collits, be printed.
26. MR. COWPER to move, That the further consideration in Committee of the Metropolitan Corporation Bill, which lapsed on the 2nd October, be restored to the Paper, and stand an Order of the Day for Friday next.
27. MR. HOLT to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the expediency of setting apart a portion of the Consolidated Revenue, for the purpose of gradually liquidating the National Debt.
28. MR. RUSDEN to move, That the resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
29. MR. SAMUEL to move, That in the opinion of this House, there ought to be a Copper Coinage issued from the Sydney Branch of the Royal Mint.
30. MR. CUMMINGS to move, That, in the opinion of this House, the Government shall bring in a Bill this Session to allow compensation in future for all lands taken by the Government from the lawful owners, for Public Roads; when such roads run through enclosed paddocks, the Government shall cause such roads to be fenced in before they are proclaimed.
31. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
32. MR. CUNNEEN to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
33. MR. HOLROYD to move,—
 (1.) That Cox's Marriage Settlement Bill be referred to a Select Committee for consideration and report.
 (2.) That such Committee consist of the following Members:—Mr. Samuel, Mr. Macleay, Mr. Rusden, Mr. Garrett, Mr. Leary, Mr. Mate, Mr. Bell, Mr. Emanuel, Mr. Harpur, and the Mover.

34. MR. W. FORSTER to move, That it be an Order of this House,—
- (1.) That every Motion or Order of the Day to which, on the Question being put from the Chair—"Whether there is any objection to its being a 'formal' Motion or Order of the Day?"—no objection shall be taken, shall be deemed to be a "formal" Motion or Order of the Day.
 - (2.) That before the regular Business of each day shall have been commenced, it shall be competent for any Honorable Member to have the above Question put upon any Motion or Order of the Day which he would be otherwise authorized to move; and such "formal" Motions or Orders of the Day shall be entitled to have precedence of all other Business, according to the order in which they stand upon the Business Paper.
 - (3.) That no debate shall be allowed upon any of such "formal" Motions or Orders of the Day, but that the House may proceed to division thereupon, without debate, as in the case of the motion for the first reading of a Bill.
 - (4.) That in consequence of any such "formal" Orders of the Day having been disposed of as aforesaid, it shall not be held that the House has proceeded to the Orders of the Day upon the Business Paper, so as to exclude thereafter the presentation of Petitions, or the reception of Notices of Motion.
35. MR. CUNNEEN to move,—
- (1.) That there be laid upon the Table of this House, a Copy of the Contract between Mr. Randle and the Government, for the performance of certain Work upon the Windsor and Richmond Railway.
 - (2.) A Copy of the Bonds entered into by Mr. Randle's Sureties, for the performance of the said Contract.
36. MR. GARRETT to move, That the Petition presented by him on the 2nd October, from the Municipal Council of Wollongong, relative to the Municipalities Law Amendment Bill, be printed.
37. MR. ARNOLD to move, That the Petition presented by him on the 22nd September, from certain inhabitants of the Town of Singleton and District of Patrick's Plains, relative to Railway Extension in a North-westerly direction from Muswellbrook, be printed.
38. MR. W. FORSTER to move,—
- (1.) That the Bill for incorporating the "Moruya Silver Mining Company" be referred to a Select Committee.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Garrett, Mr. Leary, Mr. Egan, Mr. Stewart, Capt. Moriarty, and the Mover.
39. MR. GARRETT to move, That the Petition presented by him on the 30th September, from the Inhabitants of Braidwood, with reference to the Road from Nelligen to Braidwood, be printed.
40. MR. ROBERTSON to move, That the Petition presented by him on the 1st October, relative to a Public Wharf at Terrara, be printed.
41. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
42. MR. EAGAR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to recommend that a permanent annual money endowment, not exceeding £10,000 per year, be granted to the City of Sydney.

ORDERS OF THE DAY:—

1. Presbyterian College Bill; second reading.
2. Colonial Sugar Refining Company's Bill; second reading.
3. Cardiff Coal Company's Incorporation Bill; third reading.
4. Carriers Licensing Bill; consideration in Committee of the propriety of introducing this Bill.
5. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.

6. Debate on the Motion of Mr. Harpur :—
 “ (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 “ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”
7. Dog Nuisance Abatement Bill ; second reading.
8. Parnell's Trust Bill ; second reading.
9. Smoke Nuisance Abatement Bill ; second reading.
10. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
11. Prevention and Cure of Scab in Sheep Bill ; second reading.
12. Debate on the Motion of Mr. Macleay, “ That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”
13. Appeal against Summary Proceedings before Justices of the Peace Bill ; to be further considered in Committee.
14. Pawnbrokers Bill ; to be further considered in Committee.
15. Vexatious Indictments Prevention Bill ; second reading.
16. Payment of Wages in Money Compulsion Bill ; to be further considered in Committee.

THURSDAY, NOVEMBER 26.

QUESTION :—

1. CAPTAIN MORIARTY *to ask* THE HONORABLE THE PREMIER,—Is it the intention of the Government to bring in a Bill this Session to give legal effect to the Resolutions affirmed by this House on the 25th July last, relative to the Church and School Estates, viz. :—
 “ (1.) That, in the opinion of this House, the Church and School Estates ought to be sold by auction at the earliest possible period that they can be conveniently disposed of, and the proceeds thereof appropriated for the purposes of Religion and the Education of youth in the Colony, in terms of the grant made by the Crown to the Trustees of Clergy and School Lands in New South Wales, such proceeds to be divided rateably among the different Religious Denominations.
 “ (2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution, and intimating the further opinion of this House that no appropriation of such proceeds should be made for any purpose whatever until an Act of Parliament shall have been passed to authorize the same.”

TUESDAY, DECEMBER 8.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. MACPHERSON to move for leave to introduce a Bill to vest the Church and School Lands in Trustees, and to declare the purposes of the Trust.

New South Wales.

No. 67.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 25 NOVEMBER, 1863.

1. The House met pursuant to adjournment; The Speaker took the Chair.
Member Sworn :—John Bowie Wilson, Esquire, having taken the Oath and subscribed the Roll, took his seat as Member for the Electoral District of Gold Fields South.
2. Pyrmont Bridge :—Mr. Dalgleish presented a Petition from certain Proprietors, Manufacturers, Tenants, and others interested in and resident at Darling Harbour, complaining of obstructions to the navigation of Darling Harbour, caused by the said Bridge, and praying for their speedy removal.
Petition received.
3. Questions on Notice Paper for to-day :—
(*Mr. Dalgleish withdrew the Question standing in his name, No. 1.*)
(*Mr. R. Forster not asking the Question standing in his name, No. 2, it dropped.*)
(*Mr. Dalgleish withdrew the Question standing in his name, No. 3.*)
(*Mr. Holroyd withdrew the Question standing in his name, No. 4.*)
(*Mr. Dangar not asking the Question standing in his name, No. 5, it dropped.*)
(*Mr. Dalgleish withdrew the Question standing in his name, No. 6.*)
(*Mr. Cunneen not asking the Question standing in his name, No. 7, it dropped.*)
(1.) Railway Carriages for Richmond and Windsor Line :—Mr. Driver asked the Secretary for Public Works, pursuant to Notice No. 8,—
(1.) Have any Carriages been ordered by the Government for the Richmond and Windsor Line of Railway; if so, how many, and from whom ordered?
(2.) Were any Tenders called for in respect thereof?
Mr. Holroyd answered :—
(1.) In reply to the Honorable Member's Questions, I may say to No. 1,—No Carriages have been ordered.
(2.) With respect to No. 2,—No Tenders have been called for.
(*Captain Moriarty withdrew the Question standing in his name, No. 9.*)
4. James McIntosh :—Dr. Lang presented a Petition from James McIntosh, of Redfern, in the Colony of New South Wales, gentleman, referring to his former Petition, which, on the 29th September last, was referred to the Select Committee then and now sitting on the claims of Mr. John Busby; and praying that Petitioner may be allowed to examine witnesses in the Room personally, and to call for papers, and otherwise conduct the inquiry in the matter on his own behalf.
Petition received.
Dr. Lang then, *with the concurrence of the House*, moved, without notice, That the prayer of the Petition now received be granted.
Question put and passed.
5. Disorganized State of the Public Works Department :—Mr. Lucas, *with the concurrence of the House*, moved, without notice, That Mr. W. Forster, Mr. Tighe, and Mr. Stewart, be added to the Select Committee now sitting on this subject.
Question put and passed.
6. Motions Withdrawn :—Mr. Samuel withdrew the Motions standing in his name, Nos. 23 and 29 on the Notice Paper for to-day.

7. Protective Duties :—

(1.) Mr. Love presented a Petition from certain Saddlers, Harness Makers, Curriers, Tanners, Boot and Shoe Makers, and others, engaged in the Manufacture of Leather in the Colony of New South Wales, praying for the imposition of protective duties on the various articles manufactured by them.

(2.) Mr. Caldwell presented a Petition from certain Coachmakers, and others engaged in the Trade, in the Colony of New South Wales, praying for the imposition of a protective duty on imported Carriages, and other material connected therewith.

Petitions received.

8. Motions Withdrawn :—Mr. Dangar withdrew the Motions standing in his name, Nos. 4, 5, and 24, on the Notice Paper for to-day.

The House adjourned, on motion of Mr. W. Forster, at eight minutes before Four o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, NOVEMBER 26.

QUESTIONS :—

1. CAPTAIN MORIARTY *to ask* THE HONORABLE THE PREMIER,—Is it the intention of the Government to bring in a Bill this Session to give legal effect to the Resolutions affirmed by this House on the 25th July last, relative to the Church and School Estates, viz. :—
 “ (1.) That, in the opinion of this House, the Church and School Estates ought to be sold by auction at the earliest possible period that they can be conveniently disposed of, and the proceeds thereof appropriated for the purposes of Religion and the Education of youth in the Colony, in terms of the grant made by the Crown to the Trustees of Clergy and School Lands in New South Wales, such proceeds to be divided rateably among the different Religious Denominations.
 “ (2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution, and intimating the further opinion of this House that no appropriation of such proceeds should be made for any purpose whatever until an Act of Parliament shall have been passed to authorize the same.”
2. MR. DALGLEISH *to ask* THE ATTORNEY GENERAL,—If the Government intend to take any steps to compel the Pyrmont Bridge Company to make an opening in their Bridge, connecting Sydney with Pyrmont, as provided for by the Preamble of the Pyrmont Bridge Company's Act, 19th Vict., capable of admitting vessels of all classes, whether navigated by steam or otherwise, to pass and repass through the same, and also to enforce the proviso of the 23rd Clause, compelling the Company to provide steam vessels or steam tugs, of sufficient power, &c., to warp or tow into and out of that part of Darling Harbour which lies to the south of the said intended Bridge, vessels of all classes resorting thereto free of all costs to any such vessel, and to enter into such bond for the due, regular, and punctual performance of such service as the said Governor and his Executive Council shall require ?
3. CAPTAIN MORIARTY *to ask* THE COLONIAL TREASURER,—Has he as yet decided on giving effect to the arrangement made by his predecessor for the establishment of a Post Office and Money Order Office at Redbank, where over 3,000 of the Inhabitants of the Araluen Valley are now located, and from which place over 1,000 ounces of gold are forwarded to Sydney weekly ?
4. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—Have the Government cancelled the contract for the erection of the Bridge at Pitnacree, Hunter's River, as contracted for with Mr. Bell, by the late Government, without a vote of this House ?
5. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—When will the Government call for tenders for the erection of a Bridge over the Falls, West Maitland, for the £6,000, voted in Session 1862, for that purpose ?

GOVERNMENT

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Supply ; Resumption of the Committee.
2. Seamen's Laws Amendment and Consolidation Bill ; to be further considered in Committee.
3. Pastoral Interests Contribution Bill ; second reading.
4. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.
5. Public Education Bill Reported ; adoption of Report.
6. Impounding Bill ; to be further considered in Committee.
7. Municipalities Law Amendment Bill ; to be considered in Committee.
8. Resumption of the Adjourned Debate, on the motion of Mr. Smart, " That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses."
9. Marriage Act Amendment Bill ; second reading.
10. Ways and Means ; Resumption of the Committee.
11. Public Service Superannuation Bill ; second reading.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WEEKES to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence and Reports relating to the destruction by fire of a Stack of Hay, the property of Mr. Joshua Anderson, of West Maitland, and to the refusal of the Coroner to hold an Inquest thereon.
2. MR. RORTON to move,—
 - (1.) That, the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

" Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

" Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,"—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
3. MR. RUSDEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that he will cause to be placed on the Estimates for 1864, a Sum of Money sufficient for the Establishment of a Punt over the River Darling, at or near Walgett.
4. MR. DALGLEISH to move, That there be laid upon the Table of this House, a quick Return, shewing—
 - (1.) The gross weight (approximately) and number of Newspapers which have passed inland through the Post Office in each year, since the abolition of the postage on newspapers in this Colony, to January, 1862.
 - (2.) The average daily, weekly, and annual weight (or an approximation thereto) of the Newspapers which have passed inland through the Post Office in each year, from the 1st of January, 1860, to the 31st of December, 1862.
 - (3.) The annual Expenditure for conveying inland mails during the last five years, preceding the 1st January, 1863 ; the extra expense (or an approximation thereto) during the same period, caused especially by the carriage of Newspapers by inland post.
 - (4.) Shewing the Expenditure and Income of the inland postal service since the abolition of postage on Newspapers up to the 31st December, 1862.
5. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcations of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
6. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Tabular Return, shewing the names of all persons who have purchased land conditionally under the Land Alienation Act of 1861, to the 30th September, 1863 ; the quantity of land in each purchase ; the County or place wherein the land is situated ; the amount of money received on each lot ; the balance remaining to be received ; the date when the balance of the purchase money shall be payable ; the amount of the interest payable per annum on the respective balances of each purchase ; the number of conditional purchases which have been disallowed subsequently to the deposit having been received by the Land Agent ; the reason for such disallowance, whether arising from the land so selected having been previously reserved or otherwise not open to conditional purchase, and the total amount of money refunded to free-selectors on this account.

7. **MR. STEWART** to move,—
- (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, Mr. Gray, and the Mover.
 - (3.) That the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on 21st October last to inquire into, and report upon, the State and Requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
8. **MR. STEWART** to move,—
- (1.) That there be laid upon the Table of this House, Copies of all applications to reclaim Land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 - (2.) Also, Copies of all Correspondence having reference to the same subject.
9. **MR. DALGLEISH** to move, That the Petition of the Pawnbrokers of the City of Sydney, presented by him on the 25th September, be printed.
10. **MR. DANGAR** to move, That there be laid upon the Table of this House, Copies of all Papers and Correspondence relative to the dismissal of Sub-Inspector Galbraith from the Police Force at Grafton.
11. **MR. HARPUR** to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
12. **MR. LUCAS** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill to provide Funds for the Suppression of certain Evils affecting the Orange Plantation in this Colony.
13. **MR. LUCAS** to move, That the Petition presented by him on the 17th September, from Mr. James Doyle, in reference to the Police Authorities at Goulburn, be printed.
14. **MR. DALGLEISH** to move, That the Petition presented by him on the 15th September from certain Bakers, be printed.
15. **MR. DALGLEISH** to move, That the Petition presented by him on the 30th September from certain Bakers and others, be printed.
16. **MR. RAFFER** to move,—
- (1.) That in the opinion of this House the Abattoirs at Glebe Island are not conducted in such a manner as to secure the custom and patronage of that section of the community, namely, the butchers, who are directly interested in the proper management of them, and therefore entail annually a considerable loss to the Public Revenue.
 - (2.) That a complete change of system on the part of the Government, or an immediate transfer of the arrangement of the Abattoirs to private hands, is desirable and necessary, and ought not to be longer delayed.
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18. **MR. COWPER** to move, That the further consideration in Committee of the Metropolitan Corporation Bill, which lapsed on the 2nd October, be restored to the Paper, and stand an Order of the Day for Friday next.
19. **MR. HOLT** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the expediency of setting apart a portion of the Consolidated Revenue, for the purpose of gradually liquidating the National Debt.
20. **MR. RUSDEN** to move, That the resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
21. **MR. CUMMINGS** to move, That, in the opinion of this House, the Government shall bring in a Bill this Session to allow compensation in future for all lands taken by the Government from the lawful owners, for Public Roads; when such roads run through enclosed paddocks, the Government shall cause such roads to be fenced in before they are proclaimed.
22. **DR. LANG** to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
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- (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.

24. MR. CUNNEEN to move,—
 (1.) That there be laid upon the Table of this House, a Copy of the Contract between Mr. Randle and the Government, for the performance of certain Work upon the Windsor and Richmond Railway.
 (2.) A Copy of the Bonds entered into by Mr. Randle's Sureties, for the performance of the said Contract.
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29. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

ORDERS OF THE DAY:—

1. Presbyterian College Bill; second reading.
2. Colonial Sugar Refining Company's Bill; second reading.
3. Cardiff Coal Company's Incorporation Bill; third reading.
4. Carriers Licensing Bill; consideration in Committee of the propriety of introducing this Bill.
5. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
6. Debate on the Motion of Mr. Harpur:—
 " (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 " (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and " the Mover."
7. Dog Nuisance Abatement Bill; second reading.
8. Parnell's Trust Bill; second reading.
9. Smoke Nuisance Abatement Bill; second reading.
10. Law of Evidence in Criminal Cases Amendment Bill; second reading.
11. Prevention and Cure of Scab in Sheep Bill; second reading.
12. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee " on the Harbour Defences, laid upon the Table by him on 9th September, be now " adopted by this House."
13. Appeal against Summary Proceedings before Justices of the Peace Bill; to be further considered in Committee.
14. Pawnbrokers Bill; to be further considered in Committee.
15. Vexatious Indictments Prevention Bill; second reading.
16. Payment of Wages in Money Compulsion Bill; to be further considered in Committee.

FRIDAY, NOVEMBER 27.

QUESTIONS :—

1. MR. PIDDINGTON *to ask* THE COLONIAL TREASURER,—What is the amount of the Cash Balances at the credit of the Government, on the 23rd of November, 1863, in the various Banks, and in the Treasury, specifying separately :—
 - (1.) Consolidated Revenue Fund ?
 - (2.) Loans ?
 - (3.) Assessment on Sheep ?
 - (4.) Church and School Land Fund ?
 - (5.) Lodgments (excluding Police Reward and Superannuation Fund) ?
2. MR. BURDEKIN *to ask* THE SECRETARY FOR PUBLIC WORKS,—What progress has been made with the arrangements for the promised new Post and Telegraph Office at Tamworth ?
3. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) If a new contract has been entered into for the completion of the Telegraph Office at Murrurundi, through the non-performance of Mr. Barlow's contract ?
 - (2.) Are the Government aware that nothing has been done to this contract for nine months past, and that the unfinished building is going to decay, and the materials on the ground spoilt ?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LORD *to move*, That the Petition for Railway Extension from the Residents of Cobbora, presented by him on the 24th November, be printed.
2. CAPTAIN MORLARTY *to move*, That it be referred to the Standing Orders Committee to consider and report upon the best means of affording relief to certain Members of this House, who, by reason of taking their seats on the Cross Benches are deprived of the opportunity of hearing the proceedings which are going forward at the other end of this Chamber.

TUESDAY, DECEMBER 1.

QUESTIONS :—

1. MR. GARRETT *to ask* THE COLONIAL SECRETARY,—
 - (1.) Is it the intention of the Government to carry out the Resolution of this House, unanimously agreed to on the 29th September last, "That it is the opinion of this House that a new Commission of the Peace should be issued immediately?"
 - (2.) If so, when ?
2. MR. GARRETT *to ask* THE SECRETARY FOR LANDS,—Whether it is the intention of the Government to comply with the several Memorials and other representations, made to it from and by the Stockholders of Monaro, for the appointment of an additional Cattle Inspector, to prevent the introduction of any contagious or infectious disorder amongst the herds of that district ?
3. MR. GARRETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Whether the Government have received a Report from Captain Ward and Mr. T. Blackett, on Mr. Partridge's Fire Extinguishing Apparatus, for which Letters of Registration were ordered to issue, in terms of the Act of Council, 16 Vic., No. 24 ?
 - (2.) If so, what is the tenor of such Report, and is there any objection to lay it on the Table of this House ?
 - (3.) Do the Government intend to direct the introduction of Mr. Partridge's Apparatus into public buildings to be erected in future ?
4. MR. DALGLEISH *to ask* THE COLONIAL SECRETARY,—

When the Return, ordered by this House on the 5th August, 1862,

"(1.) That there be laid upon the Table, a Return shewing the number of Grants of Land, issued by previous Governments, subject to Quit-rent.

"(2.) A nominal Return of those Persons who have redeemed their lands by purchasing the Quit-rent.

"(3.) A nominal Return of those Persons who are indebted to Government on account of Quit-rent, and the amount due by each."

will be laid upon the Table of this House ?
5. MR. C. COWPER, JUNR., *to ask* THE COLONIAL SECRETARY,—Whether it is the intention of the Government to afford Police protection to the Inhabitants of Middle and Upper Adelong ?
6. MR. C. COWPER, JUNR., *to ask* THE COLONIAL SECRETARY,—Whether the Inspector General of Police has been called upon to furnish the Government with a report of his proceedings during his absence for four months on special duty in the interior ?
7. MR. C. COWPER, JUNR., *to ask* THE COLONIAL SECRETARY,—Whether the Inspector General of Police neglected to afford resident Police protection to the Inhabitants of the Wentworth Gold Field, as ordered by the late Government ?
8. MR. C. COWPER, JUNR., *to ask* THE COLONIAL TREASURER,—Whether the Government still consider the state of the Finances to be a sufficient reason for refusing the establishment of a Post Office at Cadiangalong, at an annual cost of Twelve Pounds ?
9. MR. C. COWPER, JUNR., *to ask* THE COLONIAL TREASURER,—Whether the Government still consider the state of the Finances to be a sufficient reason for refusing the establishment of a Post Office at the Adelong Crossing Place, at an annual cost of Twelve Pounds ?

10. MR. C. COWPER, JUNR., to ask THE COLONIAL TREASURER,—Whether the Government have in every instance refused similar applications?
11. MR. C. COWPER, JUNR., to ask THE COLONIAL TREASURER,—Whether it is the intention of the Government in re-organizing our system of taxation, to abolish the Duty on Gold?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
- (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
- (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
- (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
3. MR. GARBETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) A copy of all communications, if any, made by any Member of the Executive to Edward Butler, Esq., late a Member of the Legislative Council, as to the resignation of his seat in that Chamber.
- (2.) A copy of all communications, if any, made by any Member of the Executive to Edward Butler, Esq., as to his continuing to hold the office of Crown Prosecutor.
4. MR. DALGLEISH to move, That the Petition presented by him on 25th November, from certain Proprietors, Manufacturers, Tenants, and others, interested in, and resident at Darling Harbour, be printed.
5. MR. SAMUEL to move,—
- (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
- (1.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- (4.) That the Government furnish the Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- (5.) That “finding everything” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- (6.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
6. MR. SAMUEL to move, That in the opinion of this House, there ought to be a Copper Coinage issued from the Sydney Branch of the Royal Mint.
7. MR. HART to move, That this House will, on Tuesday, the 8th of December next, resolve itself into a Committee of the Whole to consider of an Address to His Excellency the Governor, praying that any amount of money placed on the Estimates, in pursuance of a Resolution of this House, for compensation for losses sustained by the late Joseph Henry Jones, of Bargo, Mail Contractor, shall be appropriated according to the trusts of the Will of the said Joseph Henry Jones. 8.

8. MR. CALDWELL to move, That the Petition from certain Coachmakers and others presented by him on 25th November, be printed.
9. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
10. MR. DANGAR to move, That there be laid upon the Table of this House, a Return in detail of all persons in the Employ of Government who have surrendered their Estates, from the date of Responsible Government to the 1st October, 1863 :—
 - (1.) The date and gross amount of their respective Estates.
 - (2.) The dividend paid in each Estate to their Creditors, specifying where none is paid.
 - (3.) The names of all Insolvents now in the employ of Government.
 - (4.) The names of all Insolvents who have obtained Certificates.
 - (5.) The amount of their respective Salaries when sequestrating their Estates.
 - (6.) The names of Insolvents who have paid in full, or arranged in full with their creditors, specifying those who have failed to do so.
 - (7.) The names of Insolvents who have not paid in full, with explanations why such officers are retained in Government employ.
11. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Letters and Documents connected with the Letter of Mr. John Henry Nixon, as addressed to His Excellency the Governor, in reference to his Claim against Mr. Charles Augustus Goodchap, a Clerk in the Department of Public Works, and Mr. Francis Lemesle Oliver, a Clerk in the Department of Lands; together with Copies of the Letters and Explanations given by the Lands and Works Departments, and the said Clerks, in reference to the said Letter; and also, Copies of any Report from the Chief Commissioner of Insolvent Estates in reference to either of the said Clerks in connection with their Insolvent Estates.

FRIDAY, DECEMBER 4.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. J. T. RYAN to move, That there be laid upon the Table of this House,—
 - (1.) A copy of the tender sent in to the Government by Messrs. Peto and Co., for constructing about forty miles of the Great Southern Railway, up to Goulburn, and the quantities of work to be executed.
 - (2.) Copies of quantities and gross amounts of all tenders sent in by different contractors for contract No. 6.

TUESDAY, DECEMBER 8.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. MACPHERSON to move for leave to introduce a Bill to vest the Church and School Lands in Trustees, and to declare the purposes of the Trust.

New South Wales.

No. 68.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 26 NOVEMBER, 1863.

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

Member Sworn:—James Martin, Esquire, having taken the Oath, and subscribed the Roll, took his Seat as Member for the Electoral District of The Tumut.

2. Committee of Elections and Qualifications:—The Speaker, pursuant to the requirement of the Electoral Act of 1858, laid upon the Table his Warrant appointing Augustus Morris, Esquire, to be a Member of the Committee of Elections and Qualifications for the present Session, of which the following is a copy:—

“LEGISLATIVE ASSEMBLY.

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

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

“Augustus Morris, Esquire,

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

“Given under my Hand, at the Legislative Assembly Chamber,
“Macquarie-street, Sydney, this twenty-sixth day of
“November, in the year of our Lord one thousand eight
“hundred and sixty-three.

“JOHN HAY,
“Speaker.”

3. Questions on Notice Paper for to-day:—

(1.) Church and School Estates:—Captain Moriarty asked the Honorable the Premier, pursuant to Notice No. 1,—Is it the intention of the Government to bring in a Bill this Session to give legal effect to the Resolutions affirmed by this House on the 25th July last, relative to the Church and School Estates, viz.:—

“ (1.) That, in the opinion of this House, the Church and School Estates ought to
“be sold by auction at the earliest possible period that they can be conveniently
“disposed of, and the proceeds thereof appropriated for the purposes of Religion
“and the Education of youth in the Colony, in terms of the grant made by the
“Crown to the Trustees of Clergy and School Lands in New South Wales, such
“proceeds to be divided rateably among the different Religious Denominations.

“ (2.) That an Address be presented to His Excellency the Governor, with the
“foregoing Resolution, and intimating the further opinion of this House that no
“appropriation of such proceeds should be made for any purpose whatever until
“an Act of Parliament shall have been passed to authorize the same? ”

Mr. Martin answered:—If my Honorable and gallant friend will permit me, I will answer his question in the course of the explanation I am about to make to the House.

(Mr. Dalgleish not asking the Question standing in his name, No. 2, it dropped.)

(2.)

- (2.) Post Office and Money Order Office at Redbank :—Captain Moriarty asked the Colonial Treasurer, pursuant to Notice No. 3,—Has he as yet decided on giving effect to the arrangement made by his predecessor for the establishment of a Post Office and Money Order Office at Redbank, where over 3,000 of the Inhabitants of the Araluen Valley are now located, and from which place over 1,000 ounces of gold are forwarded to Sydney weekly ?
- Mr. Eagar answered :—I beg to state, in answer to the question of the Honorable and gallant Member, that, on reference to the papers in this matter, I find that no arrangement had been made by my Honorable predecessor for the establishment of a Post Office and Money Order Office at Redbank. The decision, under these circumstances, resting with myself, I have decided that in the present condition of our finances I am not justified in adding to the public burdens by any new expenditure save of the most urgent character, and the proposed Post and Money Order Offices do not appear to me to come within that category, there being already the usual postal convenience at Crown Flat, within two miles of the suggested locality.
- (3.) Bridge at Pitnacree :—Mr. Dangar asked the Secretary for Public Works, pursuant to Notice No. 4,—Have the Government cancelled the contract for the erection of the Bridge at Pitnacree, Hunter's River, as contracted for with Mr. Bell, by the late Government, without a vote of this House ?
- Mr. Holroyd answered :—In answer to the Honorable Member's question, I may say that I have directed the works at the Bridge at Pitnacree to be stopped ; and, in accordance therewith, I directed a letter to be written to the Contractor.
- (4.) Bridge over the Falls, West Maitland :—Mr. Dangar asked the Secretary for Public Works, pursuant to Notice No. 5,—When will the Government call for tenders for the erection of a Bridge over the Falls, West Maitland, for the £6,000, voted in Session 1862, for that purpose ?
- Mr. Holroyd answered :—In reply to the Honorable Member's question, I may state that there is an additional sum of £9,000 on the Estimates for 1864, for the construction of a High Level Bridge (the estimated cost of which is £15,000), and as soon as the Estimates are passed tenders will be called for. In accordance with the Vote taken in the Estimates for 1862, page 64, the item was in these terms, " Bridge over Hunter, at West Maitland, in lieu of Dam there."
4. Working of the Gold Fields Act :—Mr. Buchanan, *with the concurrence of the House*, moved, without notice, That Mr. Wilson and Mr. C. Cowper, Junr., be added to the Select Committee now sitting on this subject.
- Question put and passed.
5. Death of John Hart in Benevolent Asylum, Liverpool :—Mr. Macpherson, *with the concurrence of the House*, moved, without notice, That Mr. W. Forster be added to the Select Committee now sitting on this subject.
- Question put and passed.
6. Ministerial Explanations :—
- (1.) Mr. Martin (Premier) addressed the House in explanation of the formation of his Ministry, and of the intentions of the new Administration with respect to certain measures.
- (2.) Mr. W. Forster (Colonial Secretary) addressed the House in explanation of his endeavours to form an Administration previously to the trust having been confided to Mr. Martin.
- (3.) Mr. Cowper (late Premier) made certain explanations and statements with reference to the late Administration.
7. Papers :—
- (1.) Mr. Holroyd laid upon the Table the undermentioned Papers :—
- (1.) Return to Order, in reference to " Flood Gates at Cook's River Dam," made by this House, on motion of Mr. Lucas, on 29th September, 1863.
- (2.) Return to Order, in reference to " Cost of Railway Constructions at Parramatta," made by the Legislative Assembly, on motion of Mr. Holroyd, on 11th October, 1861.
- Ordered to be printed.
- (2.) Mr. Eagar laid upon the Table, Further Correspondence respecting Collision between the Steamers " Kembla " and " Hunter."
- Ordered to be printed.
8. Postponement :—The Order of the Day for the Resumption of the Committee of Supply postponed, on motion of Mr. Eagar, until Wednesday next.
9. Withdrawal of Estimates for 1863-4 :—The following Message, from His Excellency the Governor, was delivered by Mr. Eagar, and read by the Speaker :—

JOHN YOUNG,

Governor.

Message, No. 8.

A change having taken place in the Administration since the transmission of the Estimates of Expenditure for the year 1864, and the Supplementary Estimates of Expenditure for the present year, which accompanied His Excellency's Message No. 1, of 17th July last, the Governor requests that those Documents (except in so far as the Committee of Supply may have voted any sums therein submitted) may be returned to him, with a view to the substitution of other Estimates, which have been prepared under the advice of the present Administration.

*Government House,
Sydney, 24th November, 1863.*

Mr.

Mr. Eagar then moved, That His Excellency's Message, No. 8, be now taken into consideration.

Question put and passed.

And the Message having been read by the Clerk, by direction of the Speaker,—Mr. Eagar moved, That the request contained in His Excellency's Message No. 8, be complied with, and that an Address be accordingly presented to His Excellency, returning the Estimates which accompanied his Message No. 1, of the 17th July last, with an intimation that the sum set down in the Estimates for 1864, for the Establishment of His Excellency the Governor, has been already voted.

Question put and passed.

10. Postponement:—The Order of the Day for the further consideration in Committee of the Seamen's Laws Amendment and Consolidation Bill postponed, on motion of Mr. Dalgleish, until to-morrow.
11. Pastoral Interests Contribution Bill:—The Order of the Day for the second reading of this Bill discharged, on motion of Mr. Robertson.
Bill then discharged, on motion of Mr. Robertson.
12. Postponement:—The Order of the Day for the consideration in Committee of the propriety of introducing the Drainage Promotion Bill postponed, on motion of Mr. Robertson, until Tuesday next.
13. Public Education Bill:—The Order of the Day for the Adoption of the Report of the Committee of the Whole on this Bill discharged, on motion of Mr. Cowper.
Bill then discharged on motion of Mr. Cowper.
14. Postponements:—
 - (1.) The Order of the Day for the further consideration in Committee of the Impounding Bill postponed, on motion of Mr. Robertson, until Tuesday next.
 - (2.) The Order of the Day for the consideration in Committee of the Municipalities Law Amendment Bill postponed, on motion of Mr. Cowper, until to-morrow week.
15. Sufferance Wharves and Bonded Warehouses Bill:—The Order of the Day for the Resumption of the Adjourned Debate on the motion of Mr. Smart, "That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to impose a Duty on Sufferance Wharves, and to alter the Duty on Bonded Warehouses," discharged, on motion of Mr. Cowper.
16. Marriage Act Amendment Bill:—The Order of the Day for the second reading of the Marriage Act Amendment Bill discharged, on motion of Mr. Cowper.
Bill then discharged, on motion of Mr. Cowper.
17. Postponements:—
 - (1.) The Order of the Day for the Resumption of the Committee of Ways and Means postponed, on motion of Mr. Eagar, until Wednesday next.
 - (2.) The Order of the Day for the second reading of the Public Service Superannuation Bill postponed, on motion of Mr. Cowper, until to-morrow week.
18. Destruction by Fire of Hay Stack, at West Maitland—Conduct of Coroner:—Mr. Weekes moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence and Reports relating to the destruction by fire of a Stack of Hay, the property of Mr. Joshua Anderson, of West Maitland, and to the refusal of the Coroner to hold an Inquest thereon.
Question put and passed.
19. Postponements:—
 - (1.) Mr. Piddington, on behalf of Mr. Rotton, postponed the motion standing in the name of Mr. Rotton, No. 2 on the Notice Paper for to-day, until Tuesday week.
 - (2.) Mr. Dangar, on behalf of Mr. Rusden, postponed the motion standing in the name of Mr. Rusden, No. 3 on the Notice Paper for to-day, until to-morrow week.
20. Motions Dropped:—
 - (1.) Mr. Dalgleish not making the Motion standing in his name, No. 4 on the Notice Paper for to-day, it dropped.
 - (2.) Mr. Lucas not making the Motion standing in his name, No. 5 on the Notice Paper for to-day, it dropped.
21. Conditional Purchases under Crown Lands Alienation Act of 1861:—Mr. Piddington, *with the concurrence of the House*, moved, pursuant to *amended* notice, That there be laid upon the Table of this House, a Tabular Return, shewing the names of all persons who have purchased land conditionally under the Land Alienation Act of 1861, to the 31st October, 1863; the quantity of land in each purchase; the first or second class Settled Districts, or the Unsettled Districts wherein the land is situated; the amount of money received on each lot; the balance remaining to be received; the date when the balance of the purchase money shall be payable; the amount of the interest payable per annum on the respective balances of each purchase; the number of conditional purchases which have been disallowed subsequently to the deposit having been received by the Land Agent; the reason for such disallowance, whether arising from the land so selected having been previously reserved or otherwise not open to conditional purchase; and the total amount of money refunded to free-selectors on this account.
Question put and passed.
22. Motions Dropped:—Mr. Stewart not making the Motions standing in his name Nos. 7 and 8 on the Notice Paper for to-day, they dropped.

23. Pawnbrokers Bill:—Mr. Dalgleish moved, pursuant to notice, That the Petition of the Pawnbrokers of the City of Sydney, presented by him on the 25th September, be printed.
Question put and passed.
Ordered to be printed.
24. Motion Withdrawn:—Mr. Dangar withdrew the Motion standing in his name, No. 10 on the Notice Paper for to-day.
25. Postponement:—Mr. Harpur postponed the Motion standing in his name, No. 11 on the Notice Paper for to-day, until Tuesday week.
26. Motion Withdrawn:—Mr. Lucas withdrew the Motion standing in his name, No. 12 on the Notice Paper for to-day.
27. Mr. James Doyle:—Mr. Lucas moved, pursuant to notice, That the Petition presented by him on the 17th September, from Mr. James Doyle, in reference to the Police Authorities at Goulburn, be printed.
Question put and passed.
Ordered to be printed.
28. Weight of Bread sold by Bakers:—
(1.) Mr. Dalgleish moved, pursuant to notice, That the Petition presented by him on the 15th September from certain Bakers, be printed.
Question put and passed.
Ordered to be printed.
(2.) Mr. Dalgleish moved, pursuant to notice, That the Petition presented by him on the 30th September from certain Bakers and others, be printed.
Question put and passed.
Ordered to be printed.
29. Motion Withdrawn:—Mr. Raper withdrew the motion standing in his name, No. 16 on the Notice Paper for to-day.
30. Joseph Collits:—Mr. Cunneen moved, pursuant to notice, That the Petition, presented by him on 6th October, from Mr. J. Collits, be printed.
Question put and passed.
Ordered to be printed.
31. Metropolitan Corporation Bill:—Mr. Cowper moved, pursuant to *amended* notice, That the further consideration in Committee of the Metropolitan Corporation Bill, which lapsed on the 2nd October, be restored to the Paper, and stand an Order of the Day for to-morrow week.
Question put and passed.
32. Motion Withdrawn:—Mr. Holt withdrew the Motion standing in his name, No. 19 on the Notice Paper for to-day.
33. Postponement:—Mr. Dangar, on behalf of Mr. Rusden, postponed the Motion standing in the name of Mr. Rusden, No. 20 on the Notice Paper for to-day, until Tuesday fortnight.
34. Motion Dropped:—Mr. Cummings not making the Motion standing in his name, No. 21 on the Notice Paper for to-day, it dropped.
35. Postponements:—
(1.) Dr. Lang postponed the Motion standing in his name, No. 22 on the Notice Paper to-day, until Tuesday next.
(2.) Mr. Cunneen postponed the Motion standing in his name, No. 23 on the Notice Paper to-day, until to-morrow fortnight.
(3.) Mr. Cunneen postponed the Motion standing in his name, No. 24 on the Notice Paper for to-day, until Tuesday next.
36. Municipalities Law Amendment Bill:—Mr. Garrett moved, pursuant to notice, That the Petition presented by him on the 2nd October, from the Municipal Council of Wollongong, relative to the Municipalities Law Amendment Bill, be printed.
Question put and passed.
Ordered to be printed.
37. Motion Dropped:—Mr. Arnold not making the Motion standing in his name, No. 26 on the Notice Paper for to-day, it dropped.
38. Road from Nelligen to Braidwood:—Mr. Garrett moved, pursuant to notice, That the Petition presented by him on the 30th September, from the Inhabitants of Braidwood, with reference to the Road from Nelligen to Braidwood, be printed.
Question put and passed.
Ordered to be printed.
39. Proposed Wharf at Terrara, Shoalhaven River:—Mr. Robertson moved, pursuant to notice, That the Petition presented by him on the 1st October, relative to a Public Wharf at Terrara, be printed.
Question put and passed.
Ordered to be printed.
40. Postponement:—Mr. Cunneen postponed the Motion standing in his name, No. 29 on the Notice Paper for to-day, until to-morrow week.
41. Postponement:—The Order of the Day for the second reading of the Presbyterian College Bill postponed, on motion of Dr. Lang, until Tuesday next.
42. Colonial Sugar Refining Company's Bill, on Motion of Mr. Samuel, read a second time.
Ordered, on motion of Mr. Samuel, That the consideration in Committee of this Bill, stand an Order of the Day for to-morrow.

43. Cardiff Coal Company's Incorporation Bill, on motion of Mr. Garrett, read a third time, and *passed*.
Mr. Garrett then moved, That the Title of this Bill be, "*An Act to incorporate 'The Cardiff' Coal Company.*"
Question put and passed.
Whereupon Mr. Garrett moved, That this Bill be carried to the Legislative Council, with the following Message :—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled, "*An Act to incorporate 'The Cardiff' Coal Company,*" presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.
Legislative Assembly Chamber,
Sydney, 26 November, 1863. Speaker.
- Question put and passed.
44. Carriers Licensing Bill :—On motion of Mr. Driver, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider of the propriety of introducing this Bill.
The Chairman reported the following Resolution :—
Resolved,—That, in the opinion of this Committee, it is desirable to introduce a Bill to regulate the Licensing of Carriers.
Mr. Driver then moved, That this House do now adopt this Resolution.
Question put and passed.
45. Postponements :—The undermentioned Orders of the Day of Other Business postponed, as respectively stated, on motion of the Members named :—
No. 5. Until to-morrow week. (Mr. Terry.)
No. 6. Until to-morrow week. (Mr. Harpur.)
No. 7. Until to-morrow week. (Mr. Driver.)
No. 8. Until to-morrow week. (Mr. Walker.)
No. 9. Until to-morrow fortnight. (Mr. Wilson.)
No. 10. Until Friday, 18 December. (Mr. Driver.)
46. Prevention and Cure of Scab in Sheep Bill, on motion of Mr. Morris, read a second time.
Ordered, on motion of Mr. Morris, that the consideration in Committee of this Bill stand an Order of the Day for to-morrow.
47. Postponement :—The Order of the Day No. 12 of Other Business postponed, on motion of Mr. Holroyd, until to-morrow week.
48. Appeal against Summary Proceedings before Justices of the Peace Bill :—The Order of the Day for the further consideration in Committee of this Bill discharged, on motion of Mr. Holroyd.
Bill then discharged, on motion of Mr. Holroyd.
49. Pawnbrokers Bill :—The Order of the Day for the further consideration in Committee of this Bill discharged, on motion of Mr. Holroyd.
Bill then discharged, on motion of Mr. Holroyd.
50. Postponement :—The Order of the Day No. 15 of Other Business postponed, on motion of Mr. Garrett, until to-morrow week.
51. Payment of Wages in Money Compulsion Bill :—The Order of the Day for the further consideration in Committee of this Bill discharged, on motion of Mr. Holroyd.
Bill then discharged, on motion of Mr. Holroyd.
The House adjourned at five minutes after Six o'clock, until to-morrow at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

FRIDAY, NOVEMBER 27.

QUESTIONS :—

1. MR. PIDDINGTON to ask THE COLONIAL TREASURER,—What is the amount of the Cash Balances at the credit of the Government, on the 23rd of November, 1863, in the various Banks, and in the Treasury, specifying separately :—
(1.) Consolidated Revenue Fund ?
(2.) Loans ?
(3.) Assessment on Sheep ?
(4.) Church and School Land Fund ?
(5.) Lodgments (excluding Police Reward and Superannuation Fund) ?

2. MR. BURDEKIN *to ask* THE SECRETARY FOR PUBLIC WORKS,—What progress has been made with the arrangements for the promised new Post and Telegraph Office at Tamworth?
3. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) If a new contract has been entered into for the completion of the Telegraph Office at Murrurundi, through the non-performance of Mr. Barlow's contract?
 - (2.) Are the Government aware that nothing has been done to this contract for nine months past, and that the unfinished building is going to decay, and the materials on the ground spoilt?
4. CAPTAIN MORIARTY *to ask* THE HONORABLE THE PREMIER,—Is it the intention of the Government to bring in a Bill this Session to give legal effect to the Resolutions affirmed by this House on the 25th July last, A.M., relative to the Church and School Estates, viz. :—

“(1.) That, in the opinion of this House, the Church and School Estates ought to be sold by auction at the earliest possible period that they can be conveniently disposed of, and the proceeds thereof appropriated for the purposes of Religion and the Education of youth in the Colony, in terms of the grant made by the Crown to the Trustees of Clergy and School Lands in New South Wales, such proceeds to be divided rateably among the different Religious Denominations.

“(2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution, and intimating the further opinion of this House that no appropriation of such proceeds should be made for any purpose whatever until an Act of Parliament shall have been passed to authorize the same”?
5. MR. CUNNEEN *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Has interest been paid in any instance upon the value of land taken for Railway purposes, from the time such land was taken, until the owner received payment for the same?
 - (2.) Is it the intention of the Government to pay such interest to persons whose land has been taken (but not paid for) on the Blacktown, Windsor, and Richmond line of Railway?
6. MR. WEEKES *to ask* THE COLONIAL TREASURER,—Whether it is the intention of the Government, during the present Session, to introduce a Bill to make permanent provision for the Sydney Branch of the Royal Mint?
7. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) If the Government have made, or intend to suggest a compromise with Mr. Bell, contractor for the Pitnacree Bridge?
 - (2.) Is it true Mr. Bell has permission to sue the Government for the loss he will sustain from the discontinuance of the contract?
 - (3.) Cannot the materials for the Pitnacree Bridge be made available for the proposed bridge at the Falls, West Maitland?
8. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—If the Government have cancelled, or do they intend to cancel, the contract for the Bridge at Dunmore?
9. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY,—Do Ministers intend making any alterations in the government and organization of the Police; and, if so, will they inform the House the nature thereof?
10. MR. GARRETT *to ask* THE COLONIAL TREASURER,—Whether it is the intention of the Government to extend the advantages of the Post Office Money Order System to the following localities in the District of Monaro, viz. :—Adaminy, Kiandra, and Bobundra; the two first of which have been recommended by the Post Office Money Order Superintendent?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Seamen's Laws Amendment and Consolidation Bill; to be further considered in Committee.
2. Colonial Sugar Refining Company's Bill; to be considered in Committee.
3. Prevention and Cure of Scab in Sheep Bill; to be considered in Committee.

NOTICES OF MOTION :—

1. CAPTAIN MORIARTY to move, That it be referred to the Standing Orders Committee to consider and report upon the best means of affording relief to certain Members of this House, who, by reason of taking their seats on the Cross Benches are deprived of the opportunity of hearing the proceedings which are going forward at the other end of this Chamber.
2. MR. WEEKES to move, That there be laid upon the Table of this House,—
 - (1.) Copies of all documents relating to the examinations which have taken place into the accounts of the several Colonial Treasurers at the date of their retirement from office, since the introduction of responsible Government.
 - (2.) A return of the Balances standing in the books of the Treasury, and of the distribution of the same as set forth in the above documents, together with the amount of the actual cash balance held by the Banks on account of the Government at the dates above referred to.

TUESDAY, DECEMBER 1.

QUESTIONS:—

1. MR. GARRETT *to ask* THE COLONIAL SECRETARY,—
(1.) Is it the intention of the Government to carry out the Resolution of this House, unanimously agreed to on the 29th September last, "That it is the opinion of this House that a new Commission of the Peace should be issued immediately?"
(2.) If so, when?
2. MR. GARRETT *to ask* THE SECRETARY FOR LANDS,—Whether it is the intention of the Government to comply with the several Memorials and other representations, made to it from and by the Stockholders of Monaro, for the appointment of an additional Cattle Inspector, to prevent the introduction of any contagious or infectious disorder amongst the herds of that district?
3. MR. GARRETT *to ask* the SECRETARY FOR PUBLIC WORKS,—
(1.) Whether the Government have received a Report from Captain Ward and Mr. T. Blackett, on Mr. Partridge's Fire Extinguishing Apparatus, for which Letters of Registration were ordered to issue, in terms of the Act of Council, 16 Vic., No. 24?
(2.) If so, what is the tenor of such Report, and is there any objection to lay it on the Table of this House?
(3.) Do the Government intend to direct the introduction of Mr. Partridge's Apparatus into public buildings to be erected in future?
4. MR. DALGLEISH *to ask* THE COLONIAL SECRETARY,—
When the Return, ordered by this House on the 5th August, 1862,
" (1.) That there be laid upon the Table, a Return shewing the number of Grants of Land, issued by previous Governments, subject to Quit-rent.
" (2.) A nominal Return of those Persons who have redeemed their lands by purchasing the Quit-rent.
" (3.) A nominal Return of those Persons who are indebted to Government on account of Quit-rent, and the amount due by each."
will be laid upon the Table of this House?
5. MR. C. COWPER, JUNR., *to ask* THE COLONIAL SECRETARY,—Whether it is the intention of the Government to afford Police protection to the Inhabitants of Middle and Upper Adelong?
6. MR. C. COWPER, JUNR., *to ask* THE COLONIAL SECRETARY,—Whether the Inspector General of Police has been called upon to furnish the Government with a report of his proceedings during his absence for four months on special duty in the interior?
7. MR. C. COWPER, JUNR., *to ask* THE COLONIAL SECRETARY,—Whether the Inspector General of Police neglected to afford resident Police protection to the Inhabitants of the Wentworth Gold Field, as ordered by the late Government?
8. MR. C. COWPER, JUNR., *to ask* THE COLONIAL TREASURER,—Whether the Government still consider the state of the Finances to be a sufficient reason for refusing the establishment of a Post Office at Cadiangallong, at an annual cost of Twelve Pounds?
9. MR. C. COWPER, JUNR., *to ask* THE COLONIAL TREASURER,—Whether the Government still consider the state of the Finances to be a sufficient reason for refusing the establishment of a Post Office at the Adelong Crossing Place, at an annual cost of Twelve Pounds?
10. MR. C. COWPER, JUNR., *to ask* THE COLONIAL TREASURER,—Whether the Government have in every instance refused similar applications?
11. MR. C. COWPER, JUNR., *to ask* THE COLONIAL TREASURER,—Whether it is the intention of the Government in re-organizing our system of taxation, to abolish the Duty on Gold?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
(1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
(2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
(3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
3. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
(1.) A copy of all communications, if any, made by any Member of the Executive to Edward Butler, Esq., late a Member of the Legislative Council, as to the resignation of his seat in that Chamber.
(2.) A copy of all communications, if any, made by any Member of the Executive to Edward Butler, Esq., as to his continuing to hold the office of Crown Prosecutor.

4. MR. DALGLEISH to move, That the Petition presented by him on 25th November, from certain Proprietors, Manufacturers, Tenants, and others, interested in, and resident at Darling Harbour, be printed.
5. MR. SAMUEL to move,—
- (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
- (1.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- (4.) That the Government furnish the Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- (5.) That "finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- (6.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
6. MR. SAMUEL to move, That in the opinion of this House, there ought to be a Copper Coinage issued from the Sydney Branch of the Royal Mint.
7. MR. HART to move, That this House will, on Tuesday, the 8th of December next, resolve itself into a Committee of the Whole to consider of an Address to His Excellency the Governor, praying that any amount of money placed on the Estimates, in pursuance of a Resolution of this House, for compensation for losses sustained by the late Joseph Henry Jones, of Bargo, Mail Contractor, shall be appropriated according to the trusts of the Will of the said Joseph Henry Jones.
8. MR. CALDWELL to move, That the Petition from certain Coachmakers and others presented by him on 25th November, be printed.
9. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
10. MR. DANGAR to move, That there be laid upon the Table of this House, a Return in detail of all persons in the Employ of Government who have surrendered their Estates, from the date of Responsible Government to the 1st October, 1863 :—
- (1.) The date and gross amount of their respective Estates.
- (2.) The dividend paid in each Estate to their Creditors, specifying where none is paid.
- (3.) The names of all Insolvents now in the employ of Government.
- (4.) The names of all Insolvents who have obtained Certificates.
- (5.) The amount of their respective Salaries when sequestrating their Estates.
- (6.) The names of Insolvents who have paid in full, or arranged in full with their creditors, specifying those who have failed to do so.
- (7.) The names of Insolvents who have not paid in full, with explanations why such officers are retained in Government employ.
11. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Letters and Documents connected with the Letter of Mr. John Henry Nixon, as addressed to His Excellency the Governor, in reference to his Claim against Mr. Charles Augustus Goodchap, a Clerk in the Department of Public Works, and Mr. Francis Lemesle Oliver, a Clerk in the Department of Lands; together with Copies of the Letters and Explanations given by the Lands and Works Departments, and the said Clerks, in reference to the said Letter; and also,
- Copies

Copies of any Report from the Chief Commissioner of Insolvent Estates in reference to either of the said Clerks in connection with their Insolvent Estates.

12. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
13. MR. CUNNEEN to move,—
 - (1.) That there be laid upon the Table of this House, a Copy of the Contract between Mr. Randle and the Government, for the performance of certain Work upon the Windsor and Richmond Railway.
 - (2.) A Copy of the Bonds entered into by Mr. Randle's Sureties, for the performance of the said Contract.

ORDERS OF THE DAY:—

1. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
2. Impounding Bill; to be further considered in Committee.
3. Presbyterian College Bill; second reading.

WEDNESDAY, DECEMBER 2.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Supply; Resumption of the Committee.
2. Ways and Means; Resumption of the Committee.

THURSDAY, DECEMBER 3.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. LORD to move, That the Petition for Railway Extension from the Residents of Cobbora, presented by him on the 24th November, be printed.

FRIDAY, DECEMBER 4.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Municipalities Law Amendment Bill; to be considered in Committee.
2. Public Service Superannuation Bill; second reading.
3. Metropolitan Corporation Bill; to be further considered in Committee.
4. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
5. Debate on the Motion of Mr. Harpur:—
 - “ (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - “ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdckin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”
6. Dog Nuisance Abatement Bill; second reading.
7. Parnell's Trust Bill; second reading.
8. Debate on the Motion of Mr. Macleay, “ That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”
9. Vexatious Indictments Prevention Bill; second reading.

NOTICES OF MOTION:—

1. MR. J. T. RYAN to move, That there be laid upon the Table of this House,—
 - (1.) A copy of the tender sent in to the Government by Messrs. Peto and Co., for constructing about forty miles of the Great Southern Railway, up to Goulburn, and the quantities of work to be executed.
 - (2.) Copies of quantities and gross amounts of all tenders sent in by different contractors for contract No. 6.
2. MR. RUSDEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that he will cause to be placed on the Estimates for 1864, a Sum of Money sufficient for the Establishment of a Punt over the River Darling, at or near Walgett.

3. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
- (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
- (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
- (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

TUESDAY, DECEMBER 8.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MACPHERSON to move for leave to introduce a Bill to vest the Church and School Lands in Trustees, and to declare the purposes of the Trust.
2. MR. MORRIS to move the following Resolutions *seriatim* :—
- That in the opinion of this House it is desirable,—
- (1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.
- (2.) That a Government Superintendent may reside at the most convenient place within the said province.
- (3.) That a branch of the Supreme Court, with Judge, officers, and all its appendages, may be established at the said place.
- (4.) That a Registrar's Office may be established there.
- (5.) That a branch Land and Survey Office, and Commissioner of Crown Lands Office, and all other public offices may be opened there also.
- (6.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
- (7.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
- (8.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
- (9.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought ; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.
- (10.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
- (11.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
3. MR. RORRON to move,—
- (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—
- “ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
- “ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
- this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
- (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

4. MR. ALLEN to move, That the Report of the Select Committee in the case of Miss I. M. Kelly, be adopted.
5. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.

FRIDAY, DECEMBER 11.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Smoke Nuisance Abatement Bill ; second reading.

NOTICE OF MOTION:—

1. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.

TUESDAY, DECEMBER 15.

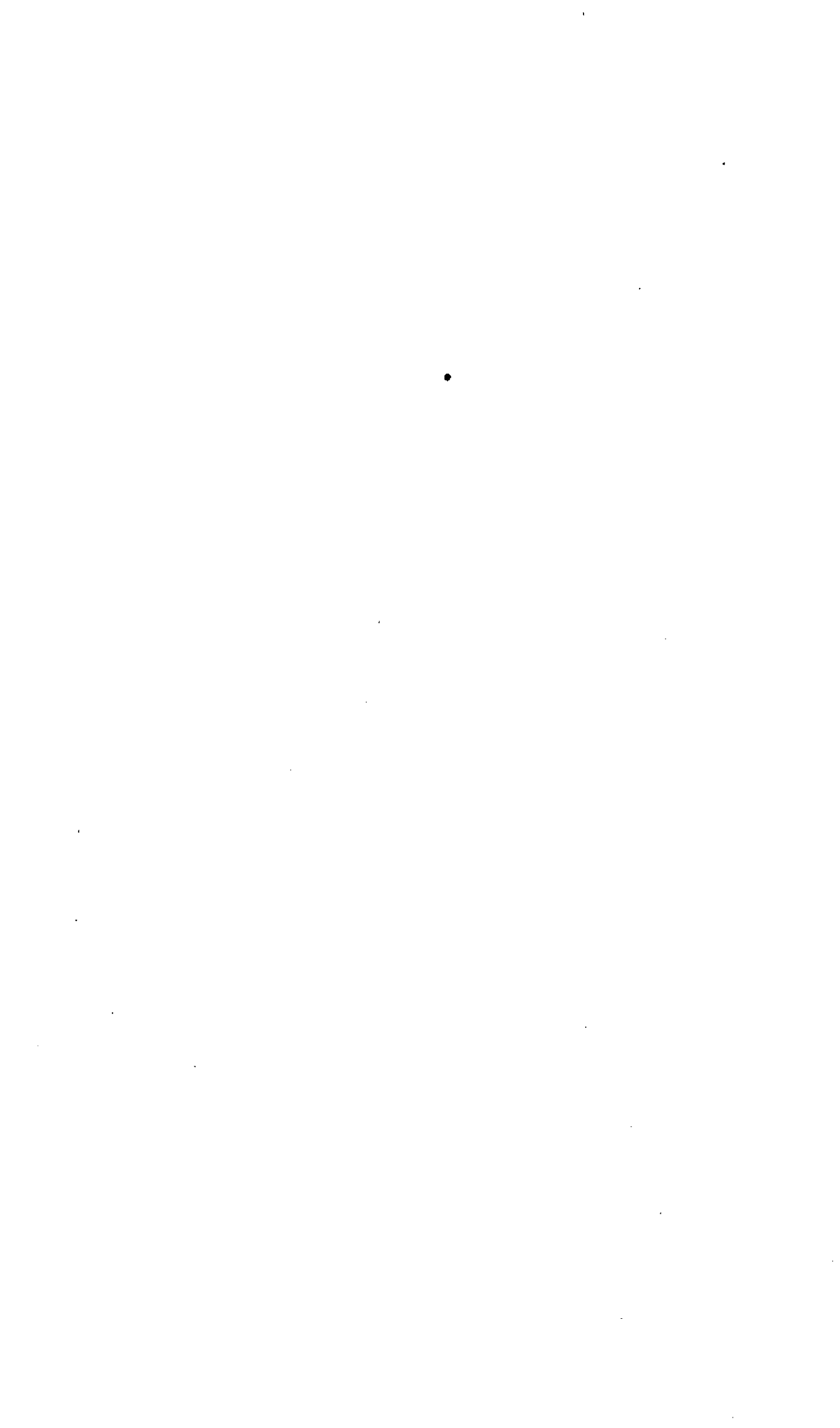
OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. RUSDEN to move, That the resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.

FRIDAY, DECEMBER 18.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
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New South Wales.

No. 69.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 27 NOVEMBER, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) Cash Balances to Credit of Government :—Mr. Piddington asked the Colonial Treasurer, pursuant to Notice No. 1,—What is the amount of the Cash Balances at the credit of the Government, on the 23rd of November, 1863, in the various Banks, and in the Treasury, specifying separately :—

- (1.) Consolidated Revenue Fund ?
- (2.) Loans ?
- (3.) Assessment on Sheep ?
- (4.) Church and School Land Fund ?
- (5.) Lodgments (excluding Police Reward and Superannuation Fund) ?

Mr. Eagar answered :—I should be glad if my Honorable friend would postpone or withdraw his question, pending the Financial Statement which I purpose making in Committee of Ways and Means on Wednesday next, as it would not be conducive to the public interest, that by answering my Honorable friend's question now, a partial disclosure should be made of the state of our Finances, unaccompanied by all those relative facts and explanations which it will be my duty to submit to the House, on the occasion of my making the statement referred to.

- (2.) New Post and Telegraph Office at Tamworth :—Mr. Burdekin asked the Secretary for Public Works, pursuant to Notice No. 2,—What progress has been made with the arrangements for the promised new Post and Telegraph Office at Tamworth ?

Mr. Holroyd answered :—Plans have been prepared for a new Post and Telegraph Office at Tamworth; and Tenders will be invited as soon as the Estimates are passed.

- (3.) Telegraph Office, Murrurundi :—Mr. Dangar asked the Secretary for Public Works, pursuant to Notice No. 3,—

(1.) If a new contract has been entered into for the completion of the Telegraph Office at Murrurundi, through the non-performance of Mr. Barlow's contract ?

(2.) Are the Government aware that nothing has been done to this contract for nine months past, and that the unfinished building is going to decay, and the materials on the ground spoilt ?

Mr. Holroyd answered :—

(1.) In answer to the Honorable Member's question, I may state first, in the negative—That no new contract has been entered into for the completion of the Telegraph; but tenders for the completion of the building have been received, and are now under consideration.

(2.) With reference to the second question, the Government are aware that nothing has been done to the building since February last, and that the work already performed is necessarily suffering injury; it was this knowledge, and the neglect of the notices given to proceed with the work, that caused the Government to take the building out of the contractor's hands.

(4.)

- (4.) Church and School Estates:—Captain Moriarty asked the Honorable the Premier, pursuant to Notice No. 4.—Is it the intention of the Government to bring in a Bill this Session to give legal effect to the Resolutions affirmed by this House on the 25th July last, A.M., relative to the Church and School Estates, viz. :—
- “ (1.) That, in the opinion of this House, the Church and School Estates ought to be sold by auction at the earliest possible period that they can be conveniently disposed of, and the proceeds thereof appropriated for the purposes of Religion and the Education of youth in the Colony, in terms of the grant made by the Crown to the Trustees of Clergy and School Lands in New South Wales, such proceeds to be divided rateably among the different Religious Denominations.
- “ (2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution, and intimating the further opinion of this House that no appropriation of such proceeds should be made for any purpose whatever until an Act of Parliament shall have been passed to authorize the same ? ”
- Mr. Martin answered:—It is not the intention of the Government to bring in this Session any such Bill as the Honorable and gallant Member refers to.
- (5.) Interest on Value of Land taken for Railway purposes:—Mr. Cunneen asked the Secretary for Public Works, pursuant to Notice No. 5,—
- (1.) Has interest been paid in any instance upon the value of land taken for Railway purposes, from the time such land was taken, until the owner received payment for the same ?
- (2.) Is it the intention of the Government to pay such interest to persons whose land has been taken (but not paid for) on the Blacktown, Windsor, and Richmond line of Railway ?
- Mr. Holroyd answered:—In answer to the Honorable Member's questions, I have to inform him first, that interest has not been paid in any instance upon the value of land taken for Railway purposes, for the time between the taking of the land and payment for the same ; and, secondly, that it is not the intention of the Government to pay such interest for land taken for the Windsor and Richmond line.
- (6.) Sydney Branch of Royal Mint:—Mr. Weekes asked the Colonial Treasurer, pursuant to Notice No. 6,—Whether it is the intention of the Government, during the present Session, to introduce a Bill to make permanent provision for the Sydney Branch of the Royal Mint ?
- Mr. Eagar answered:—In reply to the Honorable Member, I beg to state that the Government, in their present view of the duration of the Session, do not contemplate the introduction of a Bill “ to make permanent provision for the Sydney Branch of the Royal Mint.”
- (7.) Pitnacree Bridge:—Mr. Dangar asked the Secretary for Public Works, pursuant to Notice No. 7,—
- (1.) If the Government have made, or intend to suggest, a compromise with Mr. Bell, contractor for the Pitnacree Bridge ?
- (2.) Is it true Mr. Bell has permission to sue the Government for the loss he will sustain from the discontinuance of the contract ?
- (3.) Cannot the materials for the Pitnacree Bridge be made available for the proposed bridge at the Falls, West Maitland ?
- Mr. Holroyd answered:—
- (1.) In answer to the Honorable Member's first question, I have to state that the Government has not made any compromise with Mr. Bell, but in all probability they will be able to come to an arrangement with him without difficulty.
- (2.) Mr. Bell has never asked for such permission.
- (3.) The materials for Pitnacree Bridge can be made available for the proposed Bridge at West Maitland.
- (8.) Bridge at Dunmore:—Mr. Dangar asked the Secretary for Public Works, pursuant to Notice No. 8,—If the Government have cancelled, or do they intend to cancel, the contract for the Bridge at Dunmore ?
- Mr. Holroyd answered:—In answer to this question, I may state that the Government has not cancelled the contract of the Bridge at Dunmore, and has no intention at present to do so.
- (9.) Government and Organization of Police:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice No. 9,—Do Ministers intend making any alterations in the government and organization of the Police ; and, if so, will they inform the House the nature thereof ?
- Mr. Forster answered:—The Government do propose making alterations in the system of Police Management. The nature and extent of these alterations have not been decided on. They will not be sudden or violent, and therefore, although the House will be informed of them from time to time, by the publication of Regulations, or otherwise, it is scarcely possible, at present, to give such information in a definite shape.
- (10.) Extension of Post Office Money Order System to Monaro:—Mr. Garrett asked the Colonial Treasurer, pursuant to Notice No. 10,—Whether it is the intention of the Government to extend the advantages of the Post Office Money Order System to the following localities in the District of Monaro, viz. :—Adaminy, Kiandra, and Bobundra ; the two first of which have been recommended by the Post Office Money Order Superintendent ?

Mr.

Mr. Eagar answered:—In answer to the Honorable Member's question, I beg to say, that Adaminy and Kiandra having been recommended by the Money Order Superintendent as suitable localities for the establishment of Post Office Money Order Offices, they will be immediately gazetted. I have, as yet, had no recommendation from the Superintendent in favour of Bobundra.

2. Withdrawal of Estimates for 1863-4:—Mr. Eagar moved, That the Message of His Excellency the Governor, No. 8, delivered by Mr. Eagar yesterday, be printed. Question put and passed. Ordered to be printed.
3. Scab in Sheep:—The following Message from His Excellency the Governor was delivered by Mr. Wilson, and read by the Speaker:—

JOHN YOUNG,
Governor.

Message No. 9.

In accordance with the 54th clause of the Constitution Act, His Excellency the Governor recommends to the Legislative Assembly that provision be made for the payment, out of the Consolidated Revenue Fund, of such sums of money as may become necessary under any Act of the present Session, for the prevention and cure of Scab in Sheep.

Government House,

Sydney, 27 November, 1863.

Ordered, on motion of Mr. Wilson, to be printed.

4. Carriers Licensing Bill:—Mr. Driver having presented this Bill, intitled, "*A Bill to regulate the Licensing of Carriers*," read a first time. Ordered to be printed, and read a second time this day week.
5. Papers:—Mr. W. Forster laid upon the Table the undermentioned Papers:—
 - (1.) Despatch from the Duke of Newcastle, dated 16 September, 1863, respecting Marriage of His Royal Highness the Prince of Wales.
 - (2.) Despatch from Sir George Grey, dated Auckland, 8 October, 1863, respecting Military Aid to New Zealand.
 Ordered to be printed.
6. Assent to Bills:—The following Message from His Excellency the Governor was delivered by Mr. W. Forster, and read by the Speaker:—

JOHN YOUNG,
Governor.

Message No. 10.

The undermentioned Bills having been passed by the Legislative Council and Assembly, and presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bills, and has this day transmitted them to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law, viz:—

- (1.) "An Act to enable the 'European Assurance Society' to sue and be sued "in the name of such Society."
- (2.) "An Act to amend an Act intituled, 'An Act to incorporate the Proprietors "of a certain Banking Company called 'The Commercial Banking Company "of Sydney,' and for other purposes therein mentioned."
- (3.) "An Act to establish and incorporate a Company to be called 'The Waratah "Coal Company,' and to authorize the making of a Railway for the purposes of "the said Company."

Government House,

Sydney, 8th October, 1863.

7. Library Committee:—Mr. Martin, with the concurrence of the House, moved, without notice, That Mr. Faucett and Mr. Wilson be added to the Library Committee. Question put and passed.
8. Postponement:—The Order of the Day No. 1 postponed, on motion of Mr. Dalgleish, until the Order of the Day No. 2 shall have been disposed of.
9. Colonial Sugar Refining Company's Bill, (Order No. 2):—On motion of Mr. Samuel, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill. The Chairman having reported the Bill without Amendment, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time this day week.
10. Seamen's Laws Amendment and Consolidation Bill (Order No. 1):—On the Order of the Day for the further consideration in Committee of this Bill being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such further consideration. The Chairman having reported the Bill with Amendments,— Bill re-committed, on motion of Mr. Driver, with a view to the further consideration of the Interpretation Clause and the 3rd Schedule. The Chairman having reported the Bill with further Amendments, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time on Friday next.
11. Prevention and Cure of Scab in Sheep Bill (Order No. 3):—On the Order of the Day for the consideration in Committee of this Bill being read, Mr. Wilson moved, That the Message of His Excellency the Governor No. 9, delivered by him this day, be referred to the Committee. Question put and passed.

Whereupon

Whereupon, on motion of Mr. Morris, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill. The Chairman having reported the Bill with Amendments, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time on Thursday next.

The House adjourned, on motion of Mr. Martin, at twenty minutes before Twelve o'clock, until Tuesday next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, DECEMBER 1.

QUESTIONS:—

1. MR. GARRETT *to ask* THE COLONIAL SECRETARY,—
(1.) Is it the intention of the Government to carry out the Resolution of this House, unanimously agreed to on the 29th September last, "That it is the opinion of this House that a new Commission of the Peace should be issued immediately?"
(2.) If so, when?
2. MR. GARRETT *to ask* THE SECRETARY FOR LANDS,—Whether it is the intention of the Government to comply with the several Memorials and other representations, made to it from and by the Stockholders of Monaro, for the appointment of an additional Cattle Inspector, to prevent the introduction of any contagious or infectious disorder amongst the herds of that district?
3. MR. GARRETT *to ask* the SECRETARY FOR PUBLIC WORKS,—
(1.) Whether the Government have received a Report from Captain Ward and Mr. T. Blackett, on Mr. Partridge's Fire Extinguishing Apparatus, for which Letters of Registration were ordered to issue, in terms of the Act of Council, 16 Vic., No. 24?
(2.) If so, what is the tenor of such Report, and is there any objection to lay it on the Table of this House?
(3.) Do the Government intend to direct the introduction of Mr. Partridge's Apparatus into public buildings to be erected in future?
4. MR. DALGLEISH *to ask* THE COLONIAL SECRETARY,—
When the Return, ordered by this House on the 5th August, 1862,
" (1.) That there be laid upon the Table, a Return shewing the number of Grants of Land, issued by previous Governments, subject to Quit-rent.
" (2.) A nominal Return of those Persons who have redeemed their lands by purchasing the Quit-rent.
" (3.) A nominal Return of those Persons who are indebted to Government on account of Quit-rent, and the amount due by each."
will be laid upon the Table of this House?
5. MR. C. COWPER, JUNR., *to ask* THE COLONIAL SECRETARY,—Whether it is the intention of the Government to afford Police protection to the Inhabitants of Middle and Upper Adelong?
6. MR. C. COWPER, JUNR., *to ask* THE COLONIAL SECRETARY,—Whether the Inspector General of Police has been called upon to furnish the Government with a report of his proceedings during his absence for four months on special duty in the interior?
7. MR. C. COWPER, JUNR., *to ask* THE COLONIAL SECRETARY,—Whether the Inspector General of Police neglected to afford resident Police protection to the Inhabitants of the Wentworth Gold Field, as ordered by the late Government?
8. MR. C. COWPER, JUNR., *to ask* THE COLONIAL TREASURER,—Whether the Government still consider the state of the Finances to be a sufficient reason for refusing the establishment of a Post Office at Cadiangalong, at an annual cost of Twelve Pounds?
9. MR. C. COWPER, JUNR., *to ask* THE COLONIAL TREASURER,—Whether the Government still consider the state of the Finances to be a sufficient reason for refusing the establishment of a Post Office at the Adclong Crossing Place, at an annual cost of Twelve Pounds?
10. MR. C. COWPER, JUNR., *to ask* THE COLONIAL TREASURER,—Whether the Government have in every instance refused similar applications?
11. MR. C. COWPER, JUNR., *to ask* THE COLONIAL TREASURER,—Whether it is the intention of the Government in re-organizing our system of taxation, to abolish the Duty on Gold?

12. MR. HARPUR *to ask* THE SECRETARY FOR LANDS,—
 (1.) Whether the Government Examiner of Coal Mines, South, has recently discovered a rich Iron Mine near Wollongong?
 (2.) Whether it is true that the discovery occurred during the recent official visit of the Secretary for Works to the Southern Coast District, and that the said Minister immediately selected four blocks of Mineral Land, having obtained the necessary information, directly or indirectly, from the Government Inspector referred to?
 (3.) Whether the selections of Land were made on the Public account; and, if so, is it the intention of the Government to work the Mines?
13. MR. DRIVER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 (1.) Have any and what number of Railway Carriages been ordered by the Government during the past twelve months?
 (2.) From whom were such Carriages ordered?
 (3.) Were any tenders called for prior to ordering such Carriages?
14. MR. DRIVER *to ask* THE SECRETARY FOR PUBLIC WORKS,—Is it intended to carry out the Resolution of this House with respect to the travelling in Railway Carriages by Members of this House, and what is the cause of the delay?
15. MR. DRIVER *to ask* THE ATTORNEY GENERAL,—Do the Government intend to introduce any measure during the present Session to amend the second section of the Act of Council, 7 Victoria, No. 14, in order to prevent sane persons being confined as lunatics upon the mere certificate of two medical men?
16. MR. DRIVER *to ask* THE COLONIAL SECRETARY,—
 (1.) Is it true that some of the Warders or Keepers at the Parramatta Lunatic Asylum have been suspended, in consequence of their having given evidence within the last few days upon the trial of a case in the Supreme Court?
 (2.) Will the Government sanction such suspension, or take steps to ascertain and examine into the nature of the evidence given by the said Warders or Keepers?
17. MR. DRIVER *to ask* THE COLONIAL SECRETARY,—Do the Government intend to place upon the Estimates for the ensuing year, a sum of money equal to the balance now remaining in the hands of the Government, the proceeds of the sale of the goods of John T. Cockerell, seized and sold by the Government some time since?
18. MR. C. COWPER, JUNR., *to ask* THE SECRETARY FOR LANDS,—Whether it is the intention of the Government to introduce a Bill this Session to amend the Gold Fields Management Act?
19. MR. C. COWPER, JUNR., *to ask* THE SECRETARY FOR LANDS,—Whether it is the intention of the Government to introduce, this Session, a measure for the protection of persons mining for gold on private property?
20. MR. C. COWPER, JUNR., *to ask* THE SECRETARY FOR LANDS,—Whether it is the intention of the Government to proclaim reserves for agricultural purposes on both sides of the Murrumbidgee River between Gundagai and Wagga Wagga?
21. MR. C. COWPER, JUNR., *to ask* THE COLONIAL SECRETARY,—Whether the Government have made arrangements for the payment of the pay due to the Police in the District under the charge of Mr. Superintendent M'Leic?
22. MR. C. COWPER, JUNR., *to ask* THE COLONIAL SECRETARY,—Whether the Government have made arrangements to the payment to Mr. Hamrahan, of Orange, of the amount of his account, being about £200 due to him for Forage delivered to the Police?
23. MR. CUNNEEN *to ask* THE HONORABLE THE PREMIER,—
 (1.) Has the Secretary of State for the Colonies, the Duke of Newcastle, informed the Government that they may appropriate the funds arising from the Church and School Lands as they have been hitherto appropriated?
 (2.) If so, is it the intention of the Government to distribute the amount which has already accrued to the credit of the Church and School Lands Fund among the Church of England, the Presbyterian, the Roman Catholic, and the Wesleyan bodies who have heretofore received the same?
 (3.) If not, why are those bodies deprived of their respective shares of the said fund?
24. MR. LEARY *to ask* THE SECRETARY FOR PUBLIC WORKS,—Will the Government lay on the Table of the House, a statement shewing the expense of the Court House and Lock-up at Paterson, as originally erected, the date of its completion, the names of the contractors, the amount of the different tenders, the authority for the expenditure, the expense of the new buildings, and the same information as for the original building, including the authority for undertaking the work and supplying the fittings, and all particulars relating to these buildings?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. C. COWPER, JUNR., *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.

2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *viâ* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
3. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) A copy of all communications, if any, made by any Member of the Executive to Edward Butler, Esq., late a Member of the Legislative Council, as to the resignation of his seat in that Chamber.
 - (2.) A copy of all communications, if any, made by any Member of the Executive to Edward Butler, Esq., as to his continuing to hold the office of Crown Prosecutor.
4. MR. DALGLEISH to move, That the Petition presented by him on 25th November, from certain Proprietors, Manufacturers, Tenants, and others, interested in, and resident at Darling Harbour, be printed.
5. MR. SAMUEL to move,—
 - (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (4.) That the Government furnish the Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - (5.) That "finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - (6.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 - (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
6. MR. SAMUEL to move, That in the opinion of this House, there ought to be a Copper Coinage issued from the Sydney Branch of the Royal Mint.
7. MR. HART to move, That this House will, on Tuesday, the 8th of December next, resolve itself into a Committee of the Whole to consider of an Address to His Excellency the Governor, praying that any amount of money placed on the Estimates, in pursuance of a Resolution of this House, for compensation for losses sustained by the late Joseph Henry Jones, of Bargo, Mail Contractor, shall be appropriated according to the trusts of the Will of the said Joseph Henry Jones.
8. MR. CALDWELL to move, That the Petition from certain Coachmakers and others presented by him on 25th November, be printed.
9. MR. DANGAR to move, That in the opinion of this House, the application by the Government of £6,000, voted in 1862, for a Bridge over the Hunter at West Maitland, to the erection of a Bridge at Pitnacree, is an unconstitutional interference with the appropriation of said sum of £6,000, as directed by the Vote of this House.
10. MR. DANGAR to move, That there be laid upon the Table of this House, a Return in detail of all persons in the Employ of Government who have surrendered their Estates, from the date of Responsible Government to the 1st October, 1863 :—
 - (1.) The date and gross amount of their respective Estates.
 - (2.) The dividend paid in each Estate to their Creditors, specifying where none is paid.
 - (3.) The names of all Insolvents now in the employ of Government.
 - (4.) The names of all Insolvents who have obtained Certificates.

- (5.) The amount of their respective Salaries when sequestrating their Estates.
 (6.) The names of Insolvents who have paid in full, or arranged in full with their creditors, specifying those who have failed to do so.
 (7.) The names of Insolvents who have not paid in full, with explanations why such officers are retained in Government employ.
11. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Letters and Documents connected with the Letter of Mr. John Henry Nixon, as addressed to His Excellency the Governor, in reference to his Claim against Mr. Charles Augustus Goodchap, a Clerk in the Department of Public Works, and Mr. Francis Lamesie Oliver, a Clerk in the Department of Lands; together with Copies of the Letters and Explanations given by the Lands and Works Departments, and the said Clerks, in reference to the said Letter; and also, Copies of any Report from the Chief Commissioner of Insolvent Estates in reference to either of the said Clerks in connection with their Insolvent Estates.
 12. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
 13. MR. CUNNEEN to move,—
 (1.) That there be laid upon the Table of this House, a Copy of the Contract between Mr. Randle and the Government, for the performance of certain Work upon the Windsor and Richmond Railway.
 (2.) A Copy of the Bonds entered into by Mr. Randle's Sureties, for the performance of the said Contract.
 14. MR. HARPUR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.
 15. MR. DRIVER to move for leave to introduce a Bill to amend the laws relating to Trade and Commerce.
 16. MR. HOLROYD to move,—
 (1.) That Cox's Marriage Settlement Bill be referred to a Select Committee for consideration and report.
 (2.) That such Committee consist of the following Members:—Mr. Samuel Mr. Macleay, Mr. Rusden, Mr. Garrett, Mr. Leary, Mr. Mate, Mr. Bell, Mr. Emanuel, Mr. Harpur, and the Mover.
 17. MR. LEARY to move,—
 (1.) That the Bill to incorporate The Moruya Silver Mining Company be referred to a Select Committee for consideration and report.
 (2.) That such Committee consist of the following Members, viz., Mr. Morris, Mr. Garrett, Mr. Egan, Mr. Stewart, Captain Moriarty, Mr. Burdckin, and the Mover.
 18. CAPTAIN MORIARTY to move, That it be referred to the Standing Orders Committee to consider and report upon the best means of affording relief to certain Members of this House, who, by reason of taking their seats on the Cross Benches are deprived of the opportunity of hearing the proceedings which are going forward at the other end of this Chamber.
 19. MR. WEEKES to move, That there be laid upon the Table of this House,—
 (1.) Copies of all documents relating to the examinations which have taken place into the accounts of the several Colonial Treasurers at the date of their retirement from office, since the introduction of responsible Government.
 (2.) A return of the Balances standing in the books of the Treasury, and of the distribution of the same as set forth in the above documents, together with the amount of the actual cash balance held by the Banks on account of the Government at the dates above referred to.

ORDERS OF THE DAY:—

1. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.
2. Impounding Bill; to be further considered in Committee.
3. Presbyterian College Bill; second reading.

WEDNESDAY, DECEMBER 2.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Supply; Resumption of the Committee.
 2. Ways and Means; Resumption of the Committee.
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THURSDAY,

THURSDAY, DECEMBER 3.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. LORD to move, That the Petition for Railway Extension from the Residents of Cobbora, presented by him on the 24th November, be printed.

ORDER OF THE DAY:—

1. Prevention and Cure of Scab in Sheep Bill; third reading,

FRIDAY, DECEMBER 4.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Municipalities Law Amendment Bill; to be considered in Committee.
2. Public Service Superannuation Bill; second reading.
3. Metropolitan Corporation Bill; to be further considered in Committee.
4. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
5. Debate on the Motion of Mr. Harpur:—
 “(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 “(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”
6. Dog Nuisance Abatement Bill; second reading.
7. Parnell's Trust Bill; second reading.
8. Debate on the Motion of Mr. Macleay, “That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”
9. Vexatious Indictments Prevention Bill; second reading.
10. Carriers Licensing Bill; second reading.
11. Colonial Sugar Refining Company's Bill; third reading.
12. Seamen's Laws Amendment and Consolidation Bill; third reading.

NOTICES OF MOTION:—

1. MR. J. T. RYAN to move, That there be laid upon the Table of this House,—
 (1.) A copy of the tender sent in to the Government by Messrs. Peto and Co., for constructing about forty miles of the Great Southern Railway, up to Goulburn, and the quantities of work to be executed.
 (2.) Copies of quantities and gross amounts of all tenders sent in by different contractors for contract No. 6.
2. MR. RUSDEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that he will cause to be placed on the Estimates for 1864, a Sum of Money sufficient for the Establishment of a Punt over the River Darling, at or near Walgett.
3. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

TUESDAY,

TUESDAY, DECEMBER 8.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MACPHERSON to move for leave to introduce a Bill to vest the Church and School Lands in Trustees, and to declare the purposes of the Trust.
2. MR. MORRIS to move the following Resolutions *seriatim* :—
That in the opinion of this House it is desirable,—
 - (1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.
 - (2.) That a Government Superintendent may reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and all its appendages, may be established at the said place.
 - (4.) That a Registrar's Office may be established there.
 - (5.) That a branch Land and Survey Office, and Commissioner of Crown Lands Office, and all other public offices may be opened there also.
 - (6.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (7.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
 - (8.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
 - (9.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.
 - (10.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
 - (11.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
3. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—
“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service.”—
this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
4. MR. ALLEN to move, That the Report of the Select Committee in the case of Miss I. M. Kelly, be adopted.
5. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.

FRIDAY, DECEMBER 11.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Smoke Nuisance Abatement Bill; second reading.

NOTICES OF MOTION :—

1. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.

2. MR. BURNS to move, That there be laid upon the Table of this House,—
- (1.) Copies of the information, warrant, depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
- (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.

TUESDAY, DECEMBER 15.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. RUSDEN to move, That the Resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.

FRIDAY, DECEMBER 18.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
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[Price, 9d.]

New South Wales.

No. 70.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 1 DECEMBER, 1863.

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

Questions on Notice Paper for to-day:—

- (1.) New Commission of the Peace:—Mr. Garrett asked the Colonial Secretary, pursuant to Notice No. 1,—

(1.) Is it the intention of the Government to carry out the Resolution of this House, unanimously agreed to on the 29th September last, "That it is the opinion of this House that a new Commission of the Peace should be issued immediately?"

(2.) And if so, when?

Mr. W. Forster answered:—

(1.) In reply to the Honorable Member's first question my answer is—Yes.

(2.) To the second—Whenever the necessary information can be procured.

- (2.) Additional Cattle Inspector:—Mr. Garrett asked the Secretary for Lands, pursuant to Notice No. 2,—Whether it is the intention of the Government to comply with the several Memorials and other representations, made to it from and by the Stockholders of Monaro, for the appointment of an additional Cattle Inspector, to prevent the introduction of any contagious or infectious disorder amongst the herds of that district?

Mr. Wilson answered:—In answer to the Honorable Member's question, I would say that, the Cattle Disease Prevention Act having expired on the 16th April, the Government do not intend to appoint any additional Cattle Inspectors.

- (3.) Partridge's Fire Extinguishing Apparatus:—Mr. Garrett asked the Secretary for Public Works, pursuant to Notice No. 3,—

(1.) Whether the Government have received a Report from Captain Ward and Mr. T. Blackett, on Mr. Partridge's Fire Extinguishing Apparatus, for which Letters of Registration were ordered to issue, in terms of the Act of Council, 16 Vic., No. 24?

(2.) If so, what is the tenor of such Report, and is there any objection to lay it on the Table of this House?

(3.) Do the Government intend to direct the introduction of Mr. Partridge's Apparatus into public buildings to be erected in future?

Mr. Holroyd answered:—In answer to the Honorable Member's question, I may say, in reference to the first question,—No,—that there is not any such report in the Department of Public Works.

That also answers the questions 2 and 3.

- (4.) Quit-rents:—Mr. Dalglish asked the Colonial Secretary, pursuant to Notice No. 4,—When the Return, ordered by this House on the 5th August, 1862,

"(1.) That there be laid upon the Table, a Return shewing the number of Grants of Land, issued by previous Governments, subject to Quit-rent.

"(2.) A nominal Return of those Persons who have redeemed their lands by purchasing the Quit-rent.

"(3.) A nominal Return of those Persons who are indebted to Government on account of Quit-rent, and the amount due by each."

will be laid upon the Table of this House?

Mr.

Mr. Eagar answered:—In answer to the Honorable Member's question, I beg to state that the return is very voluminous, but is in an advanced state of preparation, and will shortly be laid upon the Table.

(5.) Police Protection at Adelong:—Mr. C. Cowper, Junr., asked the Colonial Secretary, pursuant to Notice No. 5,—Whether it is the intention of the Government to afford Police protection to the Inhabitants of Middle and Upper Adelong? Mr. W. Forster answered:—In answer to the Honorable Member's question, I have to state that the inhabitants of Middle and Upper Adelong are already provided with Police protection.

(6.) Inspector General of Police:—

(1.) Mr. C. Cowper, Junr., asked the Colonial Secretary, pursuant to Notice No. 6,—Whether the Inspector General of Police has been called upon to furnish the Government with a report of his proceedings during his absence for four months on special duty in the interior?

Mr. W. Forster answered:—My answer to the Honorable Member's question is, that the Inspector General of Police has not been ordered to furnish any written report upon the subject.

(2.) Mr. C. Cowper, Junr., asked the Colonial Secretary, pursuant to Notice No. 7,—Whether the Inspector General of Police neglected to afford resident Police protection to the Inhabitants of the Wentworth Gold Field, as ordered by the late Government?

Mr. W. Forster answered:—My answer to the Honorable Member's question is, that there is no record of such an order.

(7.) Duty on Gold:—Mr. C. Cowper, Junr., asked the Colonial Treasurer, pursuant to Notice No. 11,—Whether it is the intention of the Government, in re-organizing our system of taxation, to abolish the Duty on Gold?

Mr. Eagar answered:—The Honorable Member will be fully informed of the intentions of the Government to-morrow afternoon, when I make my financial statement.

(8.) Iron Mines near Wollongong—Selection of Mineral Lands by Mr. Holroyd:—Mr. Harpur asked the Secretary for Lands, pursuant to Notice No. 12,—

(1.) Whether the Government Examiner of Coal Mines, South, has recently discovered a rich Iron Mine near Wollongong?

(2.) Whether it is true that the discovery occurred during the recent official visit of the Secretary for Works to the Southern Coast District, and that the said Minister immediately selected four blocks of Mineral Land, having obtained the necessary information, directly or indirectly, from the Government Inspector referred to?

(3.) Whether the selections of Land were made on the Public account; and, if so, is it the intention of the Government to work the Mines?

Mr. Wilson answered:—

(1.) In answer to the Honorable Member's question, I beg to state that the Examiner reported the discovery, between Bulli and Coal Cliff, of a bed of Iron ore about 23 feet in thickness; the specimen furnished has been assayed and found to contain 14 $\frac{1}{2}$ per cent. of iron. Report dated 12th November, but received on the 17th November.

(2.) Mr. Holroyd, on the 12th November, 1863, made three conditional mining purchases, of two forty, and one eighty acres, portions of land at Bulli, adjoining the lands of Ford, Osborne, and Carrigo. As to how Mr. Holroyd obtained his information has not been ascertained.

(3.) The applications set forth the applicant as Arthur Todd Holroyd, Sydney, barrister-at-law.

(9.) Railway Carriages:—Mr. Driver asked the Secretary for Public Works, pursuant to Notice No. 13,—

(1.) Have any and what number of Railway Carriages been ordered by the Government during the past twelve months?

(2.) From whom were such Carriages ordered?

(3.) Were any tenders called for prior to ordering such Carriages?

Mr. Holroyd answered:—In answer to the Honorable Member's questions, I would state that no carriages have been ordered.

(10.) Freedom of Charge to Members of Parliament Travelling by Railway:—Mr. Driver asked the Secretary for Public Works, pursuant to Notice No. 14,—Is it intended to carry out the Resolution of this House with respect to the travelling in Railway Carriages by Members of this House, and what is the cause of the delay?

Mr. Holroyd answered:—Yes. Under the advice of the Crown Law Officers it is necessary to have an Act passed to enable the Commissioner to carry out the Resolution of the House. A Bill has been accordingly prepared, and will be submitted to the House without delay.

(11.) Law respecting Lunatics:—Mr. Driver asked the Attorney General, pursuant to Notice No. 15,—Do the Government intend to introduce any measure during the present Session to amend the second section of the Act of Council, 7 Victoria, No. 14, in order to prevent sane persons being confined as lunatics upon the mere certificate of two medical men?

Mr. Martin answered:—The propriety of submitting to the Parliament a Bill to amend the Act referred to is now under the consideration of the Government.

(12.)

(12.) Certain Officers of Parramatta Lunatic Asylum :—Mr. Driver asked the Colonial Secretary, pursuant to Notice No. 16,—

(1.) Is it true that some of the Warders or Keepers at the Parramatta Lunatic Asylum have been suspended, in consequence of their having given evidence within the last few days upon the trial of a case in the Supreme Court ?

(2.) Will the Government sanction such suspension, or take steps to ascertain and examine into the nature of the evidence given by the said Warders or Keepers ?

Mr. W. Forster answered :—

(1.) In reply to the first question of the Honorable Member, I state that the Government are not aware of any of the Warders referred to having been suspended ; but the Visiting Magistrate has reported that he proposed taking such a course with regard to one Warder.

(2.) Of course no such suspension will be sanctioned without further inquiry.

(13.) John T. Cockerell :—Mr. Driver asked the Colonial Secretary, pursuant to Notice No. 17,—Do the Government intend to place upon the Estimates for the ensuing year, a sum of money equal to the balance now remaining in the hands of the Government, the proceeds of the sale of the goods of John T. Cockerell, seized and sold by the Government some time since ?

Mr. Eagar answered :—In answer to the Honorable Member's question, I beg to state that the Government have attended to this matter by placing the required sum on the Estimates for 1864.

(14.) Gold Fields Management Act :—Mr. C. Cowper, Junr., asked the Secretary for Lands, pursuant to Notice No. 18,—Whether it is the intention of the Government to introduce a Bill this Session to amend the Gold Fields Management Act ?

Mr. Wilson answered :—In answer to the Honorable Member's question, I beg to state that it is not the intention of the Government to introduce, this Session, a Bill to amend the Gold Fields Management Act.

(15.) Mining for Gold on Private Property :—Mr. C. Cowper, Junr., asked the Secretary for Lands, pursuant to Notice No. 19,—Whether it is the intention of the Government to introduce, this Session, a measure for the protection of persons mining for gold on private property ?

Mr. Wilson answered :—I beg to state, in reply to the Honorable Member's question, that it is not the intention of the Government to introduce this Session a measure for the protection of persons mining for gold on private property.

(16.) Agricultural Reserves on the Murrumbidgee :—Mr. C. Cowper, Junr., asked the Secretary for Lands, pursuant to notice No. 20,—Whether it is the intention of the Government to proclaim reserves for agricultural purposes on both sides of the Murrumbidgee River between Gundagai and Wagga Wagga ?

Mr. Wilson answered :—In answer to the Honorable Member's question, I beg to state that extensions to the reserves from lease at Gundagai are under consideration, and awaiting surveys necessary to determine extent and position of reservations from conditional purchase, for water supply, and other public purposes. In the early part of October it was proposed to extend these reserves along the Murrumbidgee River on the north side as far as Wantabadgery, and on the south side as far as the west boundary of the parish of Bangus, but until the surveys are received, the exact boundaries cannot be determined.

(17.) Pay due to Police under Superintendent M'Levie :—Mr. C. Cowper, Junr., asked the Colonial Secretary, pursuant to Notice No. 21,—Whether the Government have made arrangements for the payment of the pay due to the Police in the District under the charge of Mr. Superintendent M'Levie ?

Mr. W. Forster answered :—My answer to the Honorable Member's question is this,—the men have been paid up to October 31st.

(18.) Mr. Hanrahan, of Orange—Police Forage :—Mr. C. Cowper, Junr., asked the Colonial Secretary, pursuant to Notice No. 22,—Whether the Government have made arrangements for the payment to Mr. Hanrahan, of Orange, of the amount of his account, being about £200 due to him for Forage delivered to the Police ?

Mr. W. Forster answered :—My answer to the Honorable Member's question is this ;—the accounts due to Mr. Hanrahan for forage, amounting to upwards of £320, were received by the Inspector General of Police on the 26th of November, and paid on the same day to the credit of Mr. Hanrahan at the bank, and he has been advised thereof.

(Mr. Cunneen withdrew the Question standing in his name No. 23.)

(19.) Police Buildings at Paterson :—Mr. Leary asked the Secretary for Public Works, pursuant to Notice No. 24,—Will the Government lay on the Table of the House, a statement shewing the expense of the Court House and Lock-up at Paterson, as originally erected, the date of its completion, the names of the contractors, the amount of the different tenders, the authority for the expenditure, the expense of the new buildings, and the same information as for the original building, including the authority for undertaking the work and supplying the fittings, and all particulars relating to these buildings ?

Mr. Holroyd answered :—In answer to the Honorable Member's question, I would state that there will be no objection to lay this statement upon the Table of the House.

2. Papers :—Mr. Martin laid upon the Table the undermentioned Papers :—
 - (1.) Memorial, &c., of Merchants, complaining of mal-administration of Insolvent Estates by present Chief Commissioner.
 - (2.) Return to Address, in reference to "Judge Cary—Administration of Justice," adopted by this House, on motion of Mr. Samuel, on 14 July, 1863.
 - (3.) Return (in part) to Address, in reference to "Chief Commissioner of Insolvent Court," adopted by this House, on motion of Mr. Holroyd, on 14 July, 1863.
 Ordered to be printed.
3. Petition of Thomas Duke Allen :—Mr. R. Forster, *with the concurrence of the House*, moved, without notice, That Mr. W. Forster and Mr. Holroyd be added to the Select Committee now sitting on this subject.
Question put and passed.
4. Motion Withdrawn :—Mr. Samuel withdrew the Motion standing in his name No. 5 on the Notice Paper for to-day.
5. Papers :—Mr. Wilson laid upon the Table the undermentioned Papers :—
 - (1.) Return to Address, in reference to "Miners' Rights, &c., issued by Assistant "and Sub-Gold Commissioners," adopted by this House, on motion of Mr. Buchanan, on 14th July, 1863.
 - (2.) Return to Order, in reference to "Immigrant Vessels, and Fines inflicted on "Officers of such Vessels," made by this House, on motion of Mr. Holroyd, on 4th August, 1863.
 Ordered to be printed.
6. Proposal to dispense, in part, with 62nd Standing Order :—Mr. Garrett, *with the concurrence of the House*, moved, without notice, That it be referred to the Standing Orders Committee to consider and report as to the propriety of dispensing with so much of the 62nd Standing Order as requires a petition for leave to introduce a Private Bill to be presented within three months after the intention to apply for such leave has been duly advertised, with the view of allowing the proprietors of certain coal mines, situate on the range about one and a-half mile from the Port of Bulli, in the District of Illawarra, County of Camden, to present a Petition for leave to introduce a Bill to Incorporate themselves and others as a Company to work the said mines, and for other purposes named in their Petition.
Question put and passed.
7. Motions Withdrawn :—
 - (1.) Mr. Garrett withdrew the Motion standing in his name No. 3 on the Notice Paper for to-day.
 - (2.) Mr. C. Cowper, Junr., withdrew the Motions standing in his name Nos. 1 and 2 on the Notice Paper for to-day.
8. Pyrmont Bridge :—Mr. Dalgleish moved, pursuant to notice, That the Petition presented by him on 25th November, from certain Proprietors, Manufacturers, Tenants, and others, interested in, and resident at Darling Harbour, be printed.
Question put and passed.
Ordered to be printed.
9. Silver and Copper Coinage :—Mr. Samuel, *with the concurrence of the House*, moved, pursuant to amended notice, That in the opinion of this House, there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint. Motion made by Mr. Eagar, and Question,—That the Debate on this Question be postponed until Tuesday next,—put and passed.
10. Motion Withdrawn :—Mr. Hart withdrew the Motion standing in his name No. 7 on the Notice Paper for to-day.
11. Motion Dropped :—Mr. Caldwell not making the Motion standing in his name No. 8 on the Notice Paper for to-day, it dropped.
12. Motion Withdrawn :—Mr. Dangar withdrew the Motion standing in his name No. 9, on the Notice Paper for to-day.
13. Persons in the employ of Government who have surrendered their Estates :—Mr. Dangar moved, pursuant to notice,—That there be laid upon the Table of this House, a Return in detail of all persons in the Employ of Government who have surrendered their Estates, from the date of Responsible Government to the 1st October, 1863 :—
 - (1.) The date and gross amount of their respective Estates.
 - (2.) The dividend paid in each Estate to their Creditors, specifying where none is paid.
 - (3.) The names of all Insolvents now in the employ of Government.
 - (4.) The names of all Insolvents who have obtained Certificates.
 - (5.) The amount of their respective Salaries when sequestrating their Estates.
 - (6.) The names of Insolvents who have paid in full, or arranged in full with their creditors, specifying those who have failed to do so.
 - (7.) The names of Insolvents who have not paid in full, with explanations why such officers are retained in Government employ.
 Question put and passed.

14. Claim of Mr. J. H. Nixon against Mr. C. A. Goodchap and Mr. F. L. Oliver :—Mr. Dangar moved, pursuant to notice,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Letters and Documents connected with the Letter of Mr. John Henry Nixon, as addressed to His Excellency the Governor, in reference to his Claim against Mr. Charles Augustus Goodchap, a Clerk in the Department of Public Works, and Mr. Francis Lemesle Oliver, a Clerk in the Department of Lands; together with Copies of the Letters and Explanations given by the Lands and Works Departments, and the said Clerks, in reference to the said Letter; and also, Copies of any Report from the Chief Commissioner of Insolvent Estates in reference to either of the said Clerks in connection with their Insolvent Estates.
Question put and passed.
15. Motion Dropped :—Dr. Lang not making the motion standing in his name No. 12, on the Notice Paper for to-day, it dropped.
16. Motion Withdrawn :—Mr. Cunneen withdrew the Motion standing in his name No. 13 on the Notice Paper for to-day.
17. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Mr. Harpur moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.
Motion made by Mr. Dagleish, and Question,—That the Debate on this Question be postponed until this day week,—put and passed (after Debate).
18. Motion Withdrawn :—Mr. Leary, on behalf of Mr. Driver, withdrew the Motion standing in the name of Mr. Driver No. 15 on the Notice Paper for to-day.
19. Cox's Marriage Settlement Bill :—Mr. Holroyd moved, pursuant to notice,—
(1.) That Cox's Marriage Settlement Bill be referred to a Select Committee for consideration and report.
(2.) That such Committee consist of the following Members :—Mr. Samuel, Mr. Macleay, Mr. Rusden, Mr. Garrett, Mr. Leary, Mr. Mate, Mr. Bell, Mr. Emanuel, Mr. Harpur, and the Mover.
Question put and passed.
20. Moruya Silver Mining Company's Incorporation Bill :—Mr. Leary moved, pursuant to notice,—
(1.) That the Bill to incorporate The Moruya Silver Mining Company be referred to a Select Committee for consideration and report.
(2.) That such Committee consist of the following Members, viz., Mr. Morris, Mr. Garrett, Mr. Egan, Mr. Stewart, Captain Moriarty, Mr. Burdekin, and the Mover.
Question put and passed.
21. Cross Bench Accommodation :—Captain Moriarty moved, pursuant to notice,—
"That" it be referred to the Standing Orders Committee to consider and report upon the best means of affording relief to certain Members of this House, who, by reason of taking their seats on the Cross Benches are deprived of the opportunity of hearing the Proceedings which are going forward at the other end of this Chamber.
Debate ensued.
Mr. Piddington moved that the Question be amended by omitting all the words after the word "That," with a view to inserting in their place the words :—" in the opinion of this House, it is desirable that the Cross Benches should be so arranged as to enable Honorable Members, who sit thereon, to take part in the "proceedings without extreme inconvenience."
Debate continued.
Question put,—That the words proposed to be omitted stand part of the Question.
The House divided.

Ayes, 36.

Mr. Martin,	Mr. Egan,
Mr. Eagar,	Mr. Alexander,
Mr. W. Forster,	Mr. Dangar,
Mr. Wilson,	Mr. R. Forster,
Mr. Faucott,	Mr. Garrett,
Mr. Samuel,	Mr. Hamell,
Mr. Wisdom,	Mr. Redman,
Mr. Terry,	Mr. Holroyd,
Mr. Haworth,	Mr. Raper,
Mr. Leary,	Mr. Rusden,
Mr. Dagleish,	Mr. Gordon,
Mr. Piddington,	Mr. Morris,
Mr. Cunneen,	Mr. Buchanan,
Capt. Moriarty,	Mr. Macleay,
Mr. Emanuel,	Mr. Weekes,
Mr. Cummings,	
Mr. Stewart,	<i>Tellers.</i>
Mr. Tighe,	Mr. Smart,
Mr. Sadleir,	Mr. Lucas.

Nocs, 4.

Mr. C. Cowper, junr.,
Mr. Harpur,
<i>Tellers.</i>
Mr. Cowper,
Mr. Robertson.

Original Question then put.

The House divided.

Ayes, 31.

Mr. Martin,	Mr. Tighe,
Mr. Eagar,	Mr. Rodman,
Mr. W. Forster,	Mr. Holroyd,
Mr. Wilson,	Mr. Raper,
Mr. Faucett,	Mr. Rusden,
Mr. Haworth,	Mr. Gordon,
Mr. Leary,	Mr. Morris,
Mr. Piddington,	Mr. Buchanan,
Mr. Cunneen,	Mr. Maelcay,
Capt. Moriarty,	Mr. Weekes,
Mr. Emanuel,	Mr. Lucas,
Mr. Cummings,	Mr. Smart,
Mr. Stewart,	
Mr. Dangar,	<i>Tellers.</i>
Mr. Alexander,	Mr. Terry,
Mr. Harpur,	Mr. Wisdom.
Mr. Sadleir,	

Noes, 10.

Mr. Cowper,
Mr. Robertson,
Mr. Dalgleish,
Mr. Egan,
Mr. Samuel,
Mr. Perry,
Mr. Hannell,
Mr. R. Forster,

Tellers.

Mr. C. Cowper, junr.,
Mr. Garrett.

22. Examinations of Accounts and Balances in Treasury Books, at retirement of Colonial Treasurers:—Mr. Weekes moved, pursuant to notice, That there be laid upon the Table of this House,—

(1.) Copies of all documents relating to the examinations which have taken place into the accounts of the several Colonial Treasurers at the date of their retirement from office, since the introduction of responsible Government.

(2.) A return of the Balances standing in the books of the Treasury, and of the distribution of the same as set forth in the above documents, together with the amount of the actual cash balance held by the Banks on account of the Government at the dates above referred to.

Debate ensued.

Question put and passed.

23. Protective Duties:—Mr. Garrett, *with concurrence of the House*, moved, without notice, That the Petition from certain Coachmakers and others, presented by Mr. Caldwell on 25th November be printed.

Question put and passed.

Ordered to be printed.

24. Postponements:—

(1.) The Order of the Day for the consideration in Committee of the propriety of introducing the Drainage Promotion Bill postponed, on motion of Mr. Robertson, until Friday next.

(2.) The Order of the Day for the further consideration in Committee of the Impounding Bill postponed, on motion of Mr. Robertson, until this day week.

(3.) The Order of the Day for the second reading of the Presbyterian College Bill postponed, on motion of Dr. Lang, until Tuesday next.

The House adjourned, at three minutes after Six o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, DECEMBER 2.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Supply; Resumption of the Committee.
2. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. CUMMINGS to move, That the Petition presented by him, on the 20th October, relative to Railroads, be printed.
-

THURSDAY,

THURSDAY, DECEMBER 3.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LORD to move, That the Petition for Railway Extension from the Residents of Cobbora, presented by him on the 24th November, be printed.
2. MR. PIDDINGTON to move, That the Petition presented by him on 8th October, from certain Presbyterians of Cowra and Fish River, against the Presbyterian College Bill, be printed.

ORDER OF THE DAY:—

1. Prevention and Cure of Scab in Sheep Bill; third reading.

FRIDAY, DECEMBER 4.

QUESTIONS:—

1. MR. R. FORSTER to ask THE COLONIAL SECRETARY,—Cannot the Government devise some measure whereby the Public Buildings at Port Macquarie, capable of accommodating some hundreds of Prisoners, may be occupied beneficially to the country, and thus prevent their gradual decay and ruin?
2. MR. R. FORSTER to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) How much money has been expended on that portion of the Northern Road extending from Bendemeer to Falconer?
 - (2.) Is he aware that, on many parts of the road indicated, works have been suspended when about half finished?
 - (3.) Have the repairs on the road indicated been performed by contract or not; if not, to whom was the expenditure of the money intrusted?
3. MR. R. FORSTER to ask THE COLONIAL TREASURER,—Is the Honorable Minister aware,—
 - (1.) That only two rooms out of five in the Post Office Building at Armidale are devoted to the use of the Postal Department, the remaining three rooms being devoted to the use of the Telegraph Department?
 - (2.) That, when Armidale was a repeating station, the whole business of the Colony of Queensland and of this Colony was satisfactorily performed in one room in the Court House?
 - (3.) That the room in the Court House can still be had for the use of the Telegraph Department, it not being required by the local officials for any other purpose?
 - (4.) That the Postmaster, his wife, and five children, are compelled to sleep and victual in the Post Office, whilst there are other rooms in the building not required, although used, by the Telegraph Department?
 - (5.) That the Telegraph Officials claim the right to control admission to the building, there being but one front door, and that in consequence great inconvenience is occasioned to the public generally?
 - (6.) Does the Honorable Minister intend to alter the arrangements; and if so, when?
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 - (1.) If he is aware that Colonial Beech, of Brisbane Water growth, is specified to be used in the laminated arches of South Creek Viaduct?
 - (2.) Is the Secretary for Public Works aware that Colonial Beech is very inferior timber to Blackbutt, Ironbark, or Blue Gum?
 - (3.) Is the Secretary for Public Works aware that Colonial Beech of sufficient scantling cannot be obtained?
 - (4.) Will the works be delayed by this timber not being procurable?
 - (5.) Has not the Engineer for this work been absent for nearly two months?

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Municipalities Law Amendment Bill; to be considered in Committee.
2. Public Service Superannuation Bill; second reading.
3. Metropolitan Corporation Bill; to be further considered in Committee.
4. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
5. Debate on the Motion of Mr. Harpur:—

“ (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.

“ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and “ the Mover.”
6. Dog Nuisance Abatement Bill; second reading.
7. Parnell's Trust Bill; second reading.
8. Debate on the Motion of Mr. Macleay, “ That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”
9. Vexatious Indictments Prevention Bill; second reading.
10. Carriers Licensing Bill; second reading.
11. Colonial Sugar Refining Company's Bill; third reading.
12. Seamen's Laws Amendment and Consolidation Bill; third reading.
13. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

NOTICES

NOTICES OF MOTION :—

1. MR. J. T. RYAN to move, That there be laid upon the Table of this House,—
 - (1.) A copy of the tender sent in to the Government by Messrs. Peto and Co., for constructing about forty miles of the Great Southern Railway, up to Goulburn, and the quantities of work to be executed.
 - (2.) Copies of quantities and gross amounts of all tenders sent in by different contractors for contract No. 6.
2. MR. RUSDEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that he will cause to be placed on the Estimates for 1864, a Sum of Money sufficient for the Establishment of a Punt over the River Darling, at or near Walgett.
3. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

TUESDAY, DECEMBER 8.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MACPIERSON to move for leave to introduce a Bill to vest the Church and School Lands in Trustees, and to declare the purposes of the Trust.
2. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service.”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
3. MR. ALLEN to move, That the Report of the Select Committee in the case of Miss I. M. Kelly, be adopted.
4. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
5. MR. SAMUEL to move,—
 - (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

(4.)

- (4.) That the Government furnish the Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- (5.) That "finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- (6.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
6. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) A copy of all communications, if any, made by any Member of the Executive to Edward Butler, Esq., late a Member of the Legislative Council, as to the resignation of his seat in that Chamber.
- (2.) A copy of all communications, if any, made by any Member of the Executive to Edward Butler, Esq., as to his continuing to hold the office of Crown Prosecutor.
7. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
- (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
- (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
- (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
8. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
9. MR. HART to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole to consider of an Address to His Excellency the Governor, praying that any amount of money placed on the Estimates, in pursuance of a Resolution of this House, for compensation for losses sustained by the late Joseph Henry Jones, of Bargo, Mail Contractor, shall be appropriated according to the trusts of the Will of the said Joseph Henry Jones.
10. MR. DRIVER to move for leave to introduce a Bill to amend the laws relating to Trade and Commerce.
11. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
12. MR. HARPUR to move,—
- (1.) That, in the opinion of this House, it is not only inconsistent with the safe administration of the Public Lands of the Colony, but incompatible with the position of a Minister of the Crown, that he should become the purchaser, without competition, of valuable mineral lands, especially when the information necessary for the purpose is obtained, directly or indirectly, from a paid officer of the Government.
- (2.) That the conduct of the Government, in permitting one of its Members to remain in the Ministry after his so selecting mineral lands, is highly improper.
13. MR. REDMAN to move, That there be laid upon the Table of this House, Copies of all Papers relating to the claim for compensation by Robert Isbester and party, in the case of Isbester and party and Harrison and party, for expenses incurred by them, in consequence of the illegal appointment by the late Government of a Chairman of the Appeal Court for the Western Gold Fields.

ORDERS OF THE DAY:—

1. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
2. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
3. Impounding Bill; to be further considered in Committee.
4. Presbyterian College Bill; second reading.

FRIDAY,

FRIDAY, DECEMBER 11.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Smoke Nuisance Abatement Bill ; second reading.

NOTICES OF MOTION :—

1. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
2. MR. BURNS to move, That there be laid upon the Table of this House,—
 - (1.) Copies of the information, warrant, depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.

TUESDAY, DECEMBER 15.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. RUSDEN to move, That the Resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
2. MR. MORRIS to move the following Resolutions *seriatim* :—

That in the opinion of this House it is desirable,—

 - (1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages ; a Registrar's Office ; a branch Land and Survey Office ; and Commissioner of Crown Lands Office ; and all other necessary public offices ; be established in the said province.
 - (4.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
 - (7.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought ; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.
 - (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
 - (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.

FRIDAY, DECEMBER 18.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Law of Evidence in Criminal Cases Amendment Bill ; second reading.

New South Wales.

No. 71.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 2 DECEMBER, 1863.

1. The House met pursuant to adjournment; The Speaker took the Chair.
Protective Duties:—Mr. Lucas presented a Petition from certain Cabinet-makers and others connected with the trade, resident in Sydney, praying for the imposition of a Duty on Imported Furniture.
Petition received.
2. Estimates for 1863-4, in substitution for those submitted with Message No. 1 (*and withdrawn by Message No. 8. See Votes and Proceedings Nos. 16 and 68*):—The following Message from His Excellency the Governor was delivered by Mr. Eagar, and read by the Speaker.
JOHN YOUNG, *Message No. 11.*
Governor.
In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor herewith submits, for the consideration of the Legislative Assembly, Estimates of the Probable Expenditure of this Government for the year 1864, in substitution for those submitted with His Excellency's Message No. 1 of the 17th July last.
The Governor also submits, for consideration, a Supplementary Estimate of Expenditure for the present year.
Government House,
Sydney, 28th November, 1863.
Ordered, on motion of Mr. Eagar, to be printed, together with the accompanying Estimates, and taken into consideration in Committee of Supply.
3. Paper:—Mr. Eagar laid upon the Table, Colonial Treasury Accounts, (Report of Board of Audit, dated 16th October, 1863.)
Ordered to be printed.
4. Protective Duties:—The undermentioned Petitions, in favour of the imposition of Protective Duties, were presented by the Members respectively named:—
(1.) From certain Inhabitants of Sydney. By Mr. Allen. (Read by the Clerk by direction of the Speaker.)
(2.) From certain Master and Operative Tailors of Sydney and the various suburbs. By Mr. Allen.
(3.) From certain Inhabitants of St. Mary's, South Creek. By Mr. Stewart.
(4.) From certain Inhabitants of Newtown. By Mr. Holt.
Petitions received.
5. Death of John Hart, in Benevolent Asylum, Liverpool:—Mr. Macpherson, *with the concurrence of the House*, moved, without notice, That the Return laid before this House on 7th August, with reference to the imprisonment of Mrs. Laing, be referred to the Committee appointed to inquire into that matter and the death of John Hart, in the Benevolent Asylum, Liverpool.
Question put and passed.
6. Papers:—Mr. W. Forster laid upon the Table the undermentioned Papers:—
(1.) Return to Order, in reference to "Seed Wheat and Oats supplied by Government," made by this House, on motion of Mr. Macpherson, on 30th June, 1863.
Ordered to be printed.
(2.) Return to Address, in reference to "Sergeant M'Crea, Sydney Volunteers," adopted by this House, on motion of Mr. W. Forster, on 8th September, 1863.

7. Reserve on Queen's Wharf, Sydney, for Harbour Steamers :—Mr. Driver presented a Petition from certain Citizens of Sydney, praying that the said Reserve, alleged to have been promised by the Executive, be not granted.
Petition received.
8. Loss of Letters and Moneys transmitted by Post :—Mr. Driver presented a Petition, signed by James Reid Maxwell, for himself and certain other Petitioners therein named, complaining of the loss, by burglary, at the Post Office, Sofala, of certain letters and sums of money belonging to them ; and praying consideration of, and action in, the matter.
Petition received.
9. Postponement :—The Order of the Day for the Resumption of the Committee of Supply, postponed, on motion of Mr. Eagar, until to-morrow.
10. Ways and Means :—On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.
The Chairman reported progress, and obtained leave to sit again to-morrow.
11. Papers :—Mr. Eagar laid upon the Table, Estimates of the Ways and Means of the Government of New South Wales for the year 1863-4, viz. :—
Part I.—Account of the Consolidated Revenue, in relation to the charges thereon, from the 1st November to the 31st December, 1863.
Part II.—Account of the Consolidated Revenue Fund of New South Wales, showing the proposed Expenditure in relation to the probable Income, for the year 1864.
Ordered to be printed.
12. Railway Extension between New South Wales and Victoria :—Mr. Cummings moved, pursuant to notice, That the Petition presented by him, on the 20th October, relative to Railroads, be printed.
Question put and passed.
Ordered to be printed.
- The House adjourned at half-past Nine o'clock, until To-morrow at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, DECEMBER 3.

QUESTIONS :—

1. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—When Tenders will be invited for a new Court House at Merriwa, as promised by the late Government, and as per plans prepared by the Colonial Architect?
2. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Whether the Commissioner or Engineer for Main Roads has any instructions to retain moneys due to Contractors, for security, to ensure the due performance of their contract?
 - (2.) Will the Government pay the workmen who may have been paid by Contractor's cheques and dishonored, out of moneys due and retained from Contractors?
 - (3.) Are bonds and security taken from Contractors for Main and Minor Roads, and to what amount per cent.?

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. WILSON *to move*, That in the opinion of this House, it is expedient that the portion of Crown Land lying between Burton-street, Sydney, and Darlinghurst Gaol, hitherto reserved in compliance with the recommendation of the late Legislative Council, dated 28th November, 1854, should be appropriated to the enlargement of Darlinghurst Gaol.

ORDERS OF THE DAY :—

1. Supply ; Resumption of the Committee.
2. Ways and Means ; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LORD *to move*, That the Petition for Railway Extension from the Residents of Cobbora, presented by him on the 24th November, be printed.
2. MR. PIDDINGTON *to move*, That the Petition presented by him on 8th October, from certain Presbyterians of Cowra and Fish River, against the Presbyterian College Bill, be printed.

ORDER OF THE DAY :—

1. Prevention and Cure of Scab in Sheep Bill ; third reading,

FRIDAY, DECEMBER 4.

QUESTIONS :—

1. MR. R. FORSTER *to ask* THE COLONIAL SECRETARY,—Cannot the Government devise some measure whereby the Public Buildings at Port Macquarie, capable of accommodating some hundreds of Prisoners, may be occupied beneficially to the country, and thus prevent their gradual decay and ruin?
2. MR. R. FORSTER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) How much money has been expended on that portion of the Northern Road extending from Bendemeer to Falconer?
 - (2.) Is he aware that, on many parts of the road indicated, works have been suspended when about half finished?
 - (3.) Have the repairs on the road indicated been performed by contract or not; if not, to whom was the expenditure of the money intrusted?
3. MR. R. FORSTER *to ask* THE COLONIAL TREASURER,—Is the Honorable Minister aware,—
 - (1.) That only two rooms out of five in the Post Office Building at Armidale are devoted to the use of the Postal Department, the remaining three rooms being devoted to the use of the Telegraph Department?
 - (2.) That, when Armidale was a repeating station, the whole business of the Colony of Queensland and of this Colony was satisfactorily performed in one room in the Court House?
 - (3.) That the room in the Court House can still be had for the use of the Telegraph Department, it not being required by the local officials for any other purpose?
 - (4.) That the Postmaster, his wife, and five children, are compelled to sleep and victual in the Post Office, whilst there are other rooms in the building not required, although used, by the Telegraph Department?
 - (5.) That the Telegraph Officials claim the right to control admission to the building, there being but one front door, and that in consequence great inconvenience is occasioned to the public generally?
 - (6.) Does the Honorable Minister intend to alter the arrangements; and if so, when?
4. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) If he is aware that Colonial Beech, of Brisbane Water growth, is specified to be used in the laminated arches of South Creek Viaduct?
 - (2.) Is the Secretary for Public Works aware that Colonial Beech is very inferior timber to Blackbutt, Ironbark, or Blue Gum?
 - (3.) Is the Secretary for Public Works aware that Colonial Beech of sufficient scantling cannot be obtained?
 - (4.) Will the works be delayed by this timber not being procurable?
 - (5.) Has not the Engineer for this work been absent for nearly two months?

OTHER

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1. Municipalities Law Amendment Bill; to be considered in Committee.
2. Public Service Superannuation Bill; second reading.
3. Metropolitan Corporation Bill; to be further considered in Committee.
4. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
5. Debate on the Motion of Mr. Harpur:—
 “(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 “(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”
6. Dog Nuisance Abatement Bill; second reading.
7. Parnell's Trust Bill; second reading.
8. Debate on the Motion of Mr. Macleay, “That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”
9. Vexatious Indictments Prevention Bill; second reading.
10. Carriers Licensing Bill; second reading.
11. Colonial Sugar Refining Company's Bill; third reading.
12. Seamen's Laws Amendment and Consolidation Bill; third reading.
13. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION:—

1. MR. J. T. RYAN to move, That there be laid upon the Table of this House,—
 (1.) A copy of the tender sent in to the Government by Messrs. Peto and Co., for constructing about forty miles of the Great Southern Railway, up to Goulburn, and the quantities of work to be executed.
 (2.) Copies of quantities and gross amounts of all tenders sent in by different contractors for contract No. 6.
2. MR. RUSDEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that he will cause to be placed on the Estimates for 1864, a Sum of Money sufficient for the Establishment of a Punt over the River Darling, at or near Walgett.
3. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
4. MR. LUCAS to move, That the Petition presented by him on 2nd December, from certain Cabinet-makers of the City of Sydney, be printed.
5. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
 (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 (3.) The extent of each contract.
 (4.) The rate of progress upon each contract in miles, and money paid per month.
 (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 (6.) The names of sureties.
 (7.) The amount of per-centage retained in each case till completion of contract.
 (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

TUESDAY, DECEMBER 8.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MACPHERSON to move for leave to introduce a Bill to vest the Church and School Lands in Trustees, and to declare the purposes of the Trust.
2. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

“Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
3. MR. ALLEN to move, That the Report of the Select Committee in the case of Miss I. M. Kelly, be adopted.
4. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
5. MR. SAMUEL to move,—
 - (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (4.) That the Government furnish the Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - (5.) That “finding everything” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - (6.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 - (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
6. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) A copy of all communications, if any, made by any Member of the Executive to Edward Butler, Esq., late a Member of the Legislative Council, as to the resignation of his seat in that Chamber.
 - (2.) A copy of all communications, if any, made by any Member of the Executive to Edward Butler, Esq., as to his continuing to hold the office of Crown Prosecutor.
7. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.

8. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
9. MR. HAET to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole to consider of an Address to His Excellency the Governor, praying that any amount of money placed on the Estimates, in pursuance of a Resolution of this House, for compensation for losses sustained by the late Joseph Henry Jones, of Bargo, Mail Contractor, shall be appropriated according to the trusts of the Will of the said Joseph Henry Jones.
10. MR. DRIVER to move for leave to introduce a Bill to amend the laws relating to Trade and Commerce.
11. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
12. MR. HARPUR to move,—
 - (1.) That, in the opinion of this House, it is not only inconsistent with the safe administration of the Public Lands of the Colony, but incompatible with the position of a Minister of the Crown, that he should become the purchaser, without competition, of valuable mineral lands, especially when the information necessary for the purpose is obtained, directly or indirectly, from a paid officer of the Government.
 - (2.) That the conduct of the Government, in permitting one of its Members to remain in the Ministry after his so selecting mineral lands, is highly improper.
13. MR. REDMAN to move, That there be laid upon the Table of this House, Copies of all Papers relating to the claim for compensation by Robert Isbester and party, in the case of Isbester and party and Harrison and party, for expenses incurred by them, in consequence of the illegal appointment by the late Government of a Chairman of the Appeal Court for the Western Gold Fields.
14. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
15. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.

ORDERS OF THE DAY:—

1. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
2. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
3. Impounding Bill; to be further considered in Committee.
4. Presbyterian College Bill; second reading.

FRIDAY, DECEMBER 11.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Smoke Nuisance Abatement Bill; second reading.

NOTICES OF MOTION:—

1. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
2. MR. BURNS to move, That there be laid upon the Table of this House,—
 - (1.) Copies of the information, warrant, depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.

TUESDAY,

TUESDAY, DECEMBER 15.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. RUSDEN to move, That the Resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
2. MR. MORRIS to move the following Resolutions *seriatim* :—
That in the opinion of this House it is desirable,—
 - (1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages ; a Registrar's Office ; a branch Land and Survey Office ; and Commissioner of Crown Lands Office ; and all other necessary public offices ; be established in the said province.
 - (4.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
 - (7.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought ; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.
 - (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
 - (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
3. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.

FRIDAY, DECEMBER 18.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Law of Evidence in Criminal Cases Amendment Bill ; second reading.



New South Wales.

No. 72.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 3 DECEMBER, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) New Court House at Merriwa :—Mr. Dangar asked the Secretary for Public Works, pursuant to Notice No 1,—When Tenders will be invited for a new Court House at Merriwa, as promised by the late Government, and as per plans prepared by the Colonial Architect?

Mr. Holroyd answered :—I have to state to the Honorable Member, that plans for a Court House are in preparation, and will be completed in the course of a week, when Tenders may be called for.

- (2.) Contractors for Main and Minor Roads :—Mr. Dangar asked the Secretary for Public Works, pursuant to Notice No. 2,—

(1.) Whether the Commissioner or Engineer for Main Roads has any instructions to retain moneys due to Contractors, for security, to ensure the due performance of their contract?

(2.) Will the Government pay the workmen who may have been paid by Contractors' cheques and dishonored, out of moneys due and retained from Contractors?

(3.) Are bonds and security taken from Contractors for Main and Minor Roads, and to what amount per cent.?

Mr. Holroyd answered :—

(1.) In answer to the first question, I have to inform the Honorable Member, that the Commissioner and Engineer for Main Roads have no such instructions. A per centage, which is stated in the specification, is retained for this purpose.

(2.) The Government have nothing to do with Contractors' dishonored cheques; nor, in the event of their failure to carry out contracts, is there any provision made for the payment of wages due to their workmen out of the per centage retained—which is then absolutely forfeited.

(3.) In reply to the third question, I have to inform the Honorable Member, that bonds in one-tenth of the amount of contract are taken for Main Road contracts, except in the case of very small works. The Minor Roads have not yet been transferred to the Works Department.

2. Committee of Elections and Qualifications :—

(1.) *Maturity of Warrant reported* :—The Speaker reported that his Warrant, appointing Augustus Morris, Esquire, a Member of the Committee of Elections and Qualifications for the present Session, to fill a vacancy in the said Committee, laid upon the Table on Thursday last, not having been disapproved by the Assembly in the course of the three next sitting days on which the Assembly met for dispatch of business, had now taken effect as an appointment of such Committee; and intimated that it was therefore open to the said Member to be sworn at the Table, by the Clerk, in accordance with the 70th section of the Electoral Act of 1858.

(2.) *Member of Committee sworn* :—Whereupon, Augustus Morris, Esquire, came to the Table, and was sworn by the Clerk as a Member of the said Committee.

3. Papers:—
- (1.) Mr. Martin laid upon the Table, Copy of the Body of a Despatch from the Duke of Newcastle, dated 20th January, 1862, relative to the mode of dealing with the Church and School Lands, and the appropriation of the proceeds arising from their disposal.
Ordered to be printed.
 - (2.) Mr. W. Forster laid upon the Table, Return to Address, in reference to "New Police Force," adopted by the Legislative Assembly, on motion of Mr. Sadleir, on 29th August, 1862.
Ordered to be printed.
4. Appropriation of Reserved Land to Enlargement of Darlinghurst Gaol:—Mr. Wilson moved, pursuant to notice, That in the opinion of this House, it is expedient that the portion of Crown Land lying between Burton-street, Sydney, and Darlinghurst Gaol, hitherto reserved in compliance with the recommendation of the late Legislative Council, dated 28th November, 1854, should be appropriated to the enlargement of Darlinghurst Gaol.
Motion made by Mr. Robertson, and Question,—That the Debate on this Question be postponed until this day week,—put and negatived (after Debate).
Original Question then put and passed.
5. Postponements:—
- (1.) The Order of the Day for the Resumption of the Committee of Supply postponed, on motion of Mr. Eagar, until Wednesday next.
 - (2.) The Order of the Day for the Resumption of the Committee of Ways and Means postponed, on motion of Mr. Eagar, until the Order of the Day for the third reading of the Prevention and Cure of Scab in Sheep Bill shall have been disposed of.
6. Railway Extension to Fort Bourke *via* Muswellbrook and Mudgee:—Mr. Lord moved, pursuant to notice, That the Petition for Railway Extension from the Residents of Cobbora, presented by him on the 24th November, be printed.
Question put and passed.
Ordered to be printed.
7. Presbyterian College Bill:—Mr. Piddington moved, pursuant to notice, That the Petition presented by him on 8th October, from certain Presbyterians of Cowra and Fish River, against the Presbyterian College Bill, be printed.
Question put and passed.
Ordered to be printed.
8. Prevention and Cure of Scab in Sheep Bill:—Mr. Morris moved, That this Bill be now read a third time.
Debate ensued.
Question put and passed,—
And Bill read a third time.
Mr. Morris then moved, That this Bill do now *pass*.
Question put and passed.
Mr. Morris then moved, That the Title of this Bill be—" *An Act for the Prevention and Cure of Scab in Sheep.*"
Question put and passed.
Whereupon Mr. Morris moved, That this Bill be carried to the Legislative Council, with the following Message:—
- MR. PRESIDENT:—
The Legislative Assembly having this day passed a Bill, intituled, "*An Act for the Prevention and Cure of Scab in Sheep,*" presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber.
Sydney, 3rd December, 1863. Speaker.
- Question put and passed.
9. Ways and Means:—On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

And the Committee having continued to sit till after Midnight;—

FRIDAY, 4 DECEMBER, 1863, A.M.

The Chairman reported progress, and obtained leave to sit again on Wednesday next.

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

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, DECEMBER 4.

QUESTIONS:—

1. MR. R. FORSTER *to ask* THE COLONIAL SECRETARY,—Cannot the Government devise some measure whereby the Public Buildings at Port Macquarie, capable of accommodating some hundreds of Prisoners, may be occupied beneficially to the country, and thus prevent their gradual decay and ruin?
2. MR. R. FORSTER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) How much money has been expended on that portion of the Northern Road extending from Bendemeer to Falconer?
 - (2.) Is he aware that, on many parts of the road indicated, works have been suspended when about half finished?
 - (3.) Have the repairs on the road indicated been performed by contract or not; if not, to whom was the expenditure of the money intrusted?
3. MR. R. FORSTER *to ask* THE COLONIAL TREASURER,—Is the Honorable Minister aware,—
 - (1.) That only two rooms out of five in the Post Office Building at Armidale are devoted to the use of the Postal Department, the remaining three rooms being devoted to the use of the Telegraph Department?
 - (2.) That, when Armidale was a repeating station, the whole business of the Colony of Queensland and of this Colony was satisfactorily performed in one room in the Court House?
 - (3.) That the room in the Court House can still be had for the use of the Telegraph Department, it not being required by the local officials for any other purpose?
 - (4.) That the Postmaster, his wife, and five children, are compelled to sleep and victual in the Post Office, whilst there are other rooms in the building not required, although used, by the Telegraph Department?
 - (5.) That the Telegraph Officials claim the right to control admission to the building, there being but one front door, and that in consequence great inconvenience is occasioned to the public generally?
 - (6.) Does the Honorable Minister intend to alter the arrangements; and if so, when?
4. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) If he is aware that Colonial Beech, of Brisbane Water growth, is specified to be used in the laminated arches of South Creek Viaduct?
 - (2.) Is the Secretary for Public Works aware that Colonial Beech is very inferior timber to Blackbutt, Ironbark, or Blue Gum?
 - (3.) Is the Secretary for Public Works aware that Colonial Beech of sufficient scantling cannot be obtained?
 - (4.) Will the works be delayed by this timber not being procurable?
 - (5.) Has not the Engineer for this work been absent for nearly two months?
5. MR. DRIVER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Is it true that a sum of money paid by the Colonial Treasurer on the 31st day of October last, for Railway Fares to and from Picton, was refunded to that gentleman, on any such ground as that the lodgings he had taken, or engaged at Picton, were not available for his family?
 - (2.) Was the opinion of the Crown Law Officers taken before the said money was refunded?
 - (3.) Will there be any objection to lay upon the Table of this House, the original application for such refund, with any minutes thereon?
6. MR. PIDDINGTON *to ask* THE COLONIAL TREASURER,—
 - (1.) What is the total (estimated) cost of the Government Gold Escorts for 1863?
 - (2.) What is the total estimated receipts from the Government Gold Escorts for 1863?
7. MR. DRIVER *to ask* THE SECRETARY FOR LANDS,—
 - (1.) What is the cause of the delay in issuing the Proclamation for the Rockley and Isabella Road, surveyed some months since by Messrs. Arthur and Machattie?
 - (2.) Will the Government take immediate steps to open up that line of road?
8. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—If the Government will confirm the free selections made by the representatives of Minors, and issue grants, under the Crown Land Alienation Act No. 1, at the expiration of the three years from date of selection, provided the residence has been established?
9. MR. CUMMINGS *to ask* THE SECRETARY FOR PUBLIC WORKS,—What is the cause of no money being placed on the Estimates for 1864, for the further extension of the Western and Northern Lines of Railway?
10. MR. DARVALL *to ask* THE SECRETARY FOR LANDS,—When the Grant of the East Maitland Reserve will be issued?
11. MR. DARVALL *to ask* THE SECRETARY FOR PUBLIC WORKS,—When a sufficient drainage from the Town of East Maitland, under the road, and the embankment of the Railway, will be carried out?

OTHER

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Municipalities Law Amendment Bill; to be considered in Committee.
2. Public Service Superannuation Bill; second reading.
3. Metropolitan Corporation Bill; to be further considered in Committee.
4. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
5. Debate on the Motion of Mr. Harpur:—
 - “ (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - “ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”
6. Dog Nuisance Abatement Bill; second reading.
7. Parnell's Trust Bill; second reading.
8. Debate on the Motion of Mr. Macleay, “ That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”
9. Vexatious Indictments Prevention Bill; second reading.
10. Carriers Licensing Bill; second reading.
11. Colonial Sugar Refining Company's Bill; third reading.
12. Seamen's Laws Amendment and Consolidation Bill; third reading.
13. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION:—

1. MR. J. T. RYAN to move, That there be laid upon the Table of this House,—
 - (1.) A copy of the tender sent in to the Government by Messrs. Peto and Co., for constructing about forty miles of the Great Southern Railway, up to Goulburn, and the quantities of work to be executed.
 - (2.) Copies of quantities and gross amounts of all tenders sent in by different contractors for contract No. 6.
2. MR. RUSDEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that he will cause to be placed on the Estimates for 1864, a Sum of Money sufficient for the Establishment of a Punt over the River Darling, at or near Walgett.
3. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
4. MR. LUCAS to move, That the Petition presented by him on 2nd December, from certain Cabinet-makers of the City of Sydney, be printed.
5. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
 - (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

TUESDAY, DECEMBER 8.

QUESTIONS :—

1. MR. MACPIERSON *to ask* THE SECRETARY FOR LANDS,—
 - (1.) When will the Bridge on the Cabramatta Creek (near Liverpool) be completed?
 - (2.) Is the present contractor solvent, or in a position to be able to complete the work within a reasonable time?
2. MR. GARRETT *to ask* THE SECRETARY FOR LANDS,—What is the relative proportion of the expenditure of the Vote for Commissions on Sale and Advertising of the Public Lands, expended during the year 1862, and during the present year to the 30th November last?
3. MR. STEWART *to ask* THE COLONIAL SECRETARY,—
 - (1.) What number of Electors appear on the present Electoral Roll for Sydney East?
 - (2.) How many names appear as freeholders?
 - (3.) How many as leaseholders?
 - (4.) How many as householders?
 - (5.) How many as residents?
 - (6.) And how many having other qualifications?
4. MR. STEWART *to ask* THE COLONIAL SECRETARY,—
 - (1.) What number of Electors appear on the present Electoral Roll for Sydney West?
 - (2.) How many names appear as freeholders?
 - (3.) How many as leaseholders?
 - (4.) How many as householders?
 - (5.) How many as residents?
 - (6.) And how many having other qualifications?
5. DR. LANG *to ask* THE SECRETARY FOR LANDS,—Whether it is the intention of the Government to introduce any measure, either during the present or any future Session of Parliament, granting a bonus in land for the promotion of Immigration from the Mother Country.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MACPIERSON *to move* for leave to introduce a Bill to vest the Church and School Lands in Trustees, and to declare the purposes of the Trust.
2. MR. RORTON *to move*,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service.”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
3. MR. ALLEN *to move*, That the Report of the Select Committee in the case of Miss I. M. Kelly, be adopted.
4. MR. HARPUR *to move* for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
5. MR. SAMUEL *to move*,—
 - (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

(4.)

(4.) That the Government furnish the Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

(5.) That "finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

(6.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

6. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—

(1.) A copy of all communications, if any, made by any Member of the Executive to Edward Butler, Esq., late a Member of the Legislative Council, as to the resignation of his seat in that Chamber.

(2.) A copy of all communications, if any, made by any Member of the Executive to Edward Butler, Esq., as to his continuing to hold the office of Crown Prosecutor.

7. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—

(1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.

(2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.

(3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.

8. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *vid* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.

9. MR. HART to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole to consider of an Address to His Excellency the Governor, praying that any amount of money placed on the Estimates, in pursuance of a Resolution of this House, for compensation for losses sustained by the late Joseph Henry Jones, of Bargo, Mail Contractor, shall be appropriated according to the trusts of the Will of the said Joseph Henry Jones.

10. MR. DRIVER to move for leave to introduce a Bill to amend the laws relating to Trade and Commerce.

11. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.

12. MR. HARPUR to move,—

(1.) That, in the opinion of this House, it is not only inconsistent with the safe administration of the Public Lands of the Colony, but incompatible with the position of a Minister of the Crown, that he should become the purchaser, without competition, of valuable mineral lands, especially when the information necessary for the purpose is obtained, directly or indirectly, from a paid officer of the Government.

(2.) That the conduct of the Government, in permitting one of its Members to remain in the Ministry after his so selecting mineral lands, is highly improper.

13. MR. REDMAN to move, That there be laid upon the Table of this House, Copies of all Papers relating to the claim for compensation by Robert Isbester and party, in the case of Isbester and party and Harrison and party, for expenses incurred by them, in consequence of the illegal appointment by the late Government of a Chairman of the Appeal Court for the Western Gold Fields.

14. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.

15. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.

16. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December instant, in the case of Wells *v.* Hawley.

17. MR. DANGAR to move, That there be laid upon the Table of this House,—
- (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 - (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 - (3.) Copies of the final Decision in the case as made by the Minister for Lands.

ORDERS OF THE DAY :—

1. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
2. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
3. Impounding Bill ; to be further considered in Committee.
4. Presbyterian College Bill ; second reading.

WEDNESDAY, DECEMBER 9.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. HOLROYD to move for leave to introduce a Bill to enable Members of Parliament to travel free by Railway.

ORDERS OF THE DAY :—

1. Supply ; Resumption of the Committee.
2. Ways and Means ; Resumption of the Committee.

FRIDAY, DECEMBER 11.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Smoke Nuisance Abatement Bill ; second reading.

NOTICES OF MOTION :—

1. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
2. MR. BURNS to move, That there be laid upon the Table of this House,—
 - (1.) Copies of the information, warrant, depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.

TUESDAY, DECEMBER 15.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. RUSDEN to move, That the Resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
2. MR. MORRIS to move the following Resolutions *seriatim* :—

That in the opinion of this House it is desirable,—

 - (1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.

(3.)

- (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
- (4.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
- (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
- (6.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
- (7.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.
- (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
- (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
3. Mr. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry:—
- (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
4. Mr. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000, for a Railway from Muswellbrook to Mudgee.

FRIDAY, DECEMBER 18.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
-

New South Wales.

No. 73.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 4 DECEMBER, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) Public Buildings at Port Macquarie :—Mr. R. Forster (*with the concurrence of the House*) asked the Colonial Secretary, pursuant to Notice No. 1,—Cannot the Government devise some measure whereby the Public Buildings at Port Macquarie, capable of accommodating some hundreds of Prisoners, may be occupied beneficially to the country, and thus prevent their gradual decay and ruin?

Mr. W. Forster answered :—The Government have not yet devised any such scheme, but will take the subject into consideration.

- (2.) Northern Road, from Bendemeer to Falconer :—Mr. R. Forster asked the Secretary for Public Works, pursuant to Notice No. 2,—

(1.) How much money has been expended on that portion of the Northern Road extending from Bendemeer to Falconer?

(2.) Is he aware that, on many parts of the road indicated, works have been suspended when about half finished?

(3.) Have the repairs on the road indicated been performed by contract or not; if not, to whom was the expenditure of the money intrusted?

Mr. Holroyd answered :—

(1.) The sum of £1,850 17s. 11d. has been expended between Bendemeer and Armidale, where the Main Northern Road terminates, during the present year. The road from Armidale to Falconer is not in charge of the department.

(2.) No works have been suspended when half finished on the portion of the road above referred to, that is, the portion in charge of the Department of Works.

(3.) The sum of £1,039 4s. was spent on contract, £682 1s. 10d. by task agreement, and £129 12s. 1d. by day labour and on maintenance, under the superintendence of Mr. Bayley, the officer in charge.

- (3.) Post Office Building at Armidale :—Mr. R. Forster (*with the concurrence of the House*) asked the Colonial Treasurer, pursuant to Notice No. 3,—Is the Honorable Minister aware,—

(1.) That only two rooms out of five in the Post Office Building at Armidale are devoted to the use of the Postal Department, the remaining three rooms being devoted to the use of the Telegraph Department?

(2.) That, when Armidale was a repeating station, the whole business of the Colony of Queensland and of this Colony was satisfactorily performed in one room in the Court House?

(3.) That the room in the Court House can still be had for the use of the Telegraph Department, it not being required by the local officials for any other purpose?

(4.) That the Postmaster, his wife, and five children, are compelled to sleep and victual in the Post Office, whilst there are other rooms in the building not required, although used, by the Telegraph Department?

(5.) That the Telegraph Officials claim the right to control admission to the building, there being but one front door, and that in consequence great inconvenience is occasioned to the public generally?

(6.)

(6.) Does the Honorable Minister intend to alter the arrangements; and if so, when?

Mr. Eagar answered:—By the communications of the Honorable Member to my predecessors, I have been made aware of the insufficient accommodation alluded to in the Honorable Member's questions, and I shall be prepared to remedy the inconveniences complained of when the House passes the Supplementary Estimate for the present year.

(4.) Colonial Beech Timber:—Mr. Lucas (*with the concurrence of the House*) asked the Secretary for Public Works, pursuant to Notice No. 4,—

(1.) If he is aware that Colonial Beech, of Brisbane Water growth, is specified to be used in the laminated arches of South Creek Viaduct?

(2.) Is the Secretary for Public Works aware that Colonial Beech is very inferior timber to Blackbutt, Ironbark, or Blue Gum?

(3.) Is the Secretary for Public Works aware that Colonial Beech of sufficient scantling cannot be obtained?

(4.) Will the works be delayed by this timber not being procurable?

(5.) Has not the Engineer for this work been absent for nearly two months?

Mr. Holroyd answered:—

(1.) The specification provides for the use of Colonial Beech, which is being used in the construction of the trusses of the South Creek Viaduct.

(2.) Colonial Beech is particularly adapted for the purpose for which it is to be used. The Engineer considers it preferable to any other timber obtainable.

(3.) It has been so stated; but the Engineer-in-Chief for Railways, in the absence of the Engineer for the Line, thinks it is procurable.

(4.) If it should be found that Colonial Beech, of sufficient scantling, cannot be obtained, arrangements will be made for substituting other timber; but no unnecessary delay will be permitted from this cause.

(5.) The Engineer has been absent from Sydney since the 22nd October last, and a Telegram has been received stating that he has been detained in Victoria by a severe accident. He is expected in Sydney next week.

(5.) Railway Fares Refunded:—Mr. Driver asked the Secretary for Public Works, pursuant to Notice No. 5,—

(1.) Is it true that a sum of money paid by the Colonial Treasurer on the 31st day of October last, for Railway Fares to and from Picton, was refunded to that gentleman, on any such ground as that the lodgings he had taken, or engaged at Picton, were not available for his family?

(2.) Was the opinion of the Crown Law Officers taken before the said money was refunded?

(3.) Will there be any objection to lay upon the Table of this House, the original application for such refund, with any minutes thereon?

Mr. Holroyd answered:—

(1.) Mr. Eagar travelled to Picton and back with his family, and paid for a return ticket for himself, and single fares for his family. Under the regulations he could have taken return tickets. The difference was refunded, as he, with his family, returned within the prescribed time for return tickets.

(2.) The opinion of the Crown Law Officers was not taken.

(3.) There will be no objection to lay the papers on the Table of the House.

(6.) Government Gold Escorts:—Mr. Piddington asked the Colonial Treasurer, pursuant to Notice No. 6,—

(1.) What is the total (estimated) cost of the Government Gold Escorts for 1863?

(2.) What is the total estimated receipts from the Government Gold Escorts for 1863?

Mr. Eagar answered:—

(1.) The total estimated cost of the Gold Escort for 1863, is £22,363; the Supplementary Estimate is £4,559 2s. 6d.; making a total of, £26,922 2s. 6d.

(2.) The fees for escort and conveyance of gold, as per part No. 1 of Ways and Means, 1863-4, are £2,499.

(7.) Rockley and Isabella Road:—Mr. Driver asked the Secretary for Lands, pursuant to Notice No. 7,—

(1.) What is the cause of the delay in issuing the Proclamation for the Rockley and Isabella Road, surveyed some months since by Messrs. Arthur and Machattie?

(2.) Will the Government take immediate steps to open up that line of road?

Mr. Wilson answered:—

(1.) The road has been proclaimed; the confirmation is delayed in order that an improvement, recommended in the line of road by Mr. District Surveyor Fisher, might be surveyed.

(2.) Pending the confirmation, the road cannot of course be opened.

(8.) Free Selections of Land made by Representatives of Minors:—Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 8,—If the Government will confirm the free selections made by the representatives of Minors, and issue grants, under the Crown Land Alienation Act No. 1, at the expiration of the three years from date of selection, provided the residence has been established?

Mr. Wilson answered:—While it is satisfactory that the Honorable Member implies a long tenure of office to the present Government, I do not consider it advisable to answer the Honorable Member's question, as an opinion now given would not be binding on any future Government. But each case will be dealt with on its merits as it arises.

- (9.) Further Railway Extension (Western and Northern) :—Mr. Cummings asked the Secretary for Public Works, pursuant to Notice No. 9,—What is the cause of no money being placed on the Estimates for 1864, for the further extension of the Western and Northern Lines of Railway?
Mr. Holroyd answered :—Because it is believed the balance of the amount already voted will be sufficient to meet the outlay on the Western and Northern lines during next year.
- (10.) East Maitland Reserve :—Mr. Darvall asked the Secretary for Lands, pursuant to Notice No. 10,—When the Grant of the East Maitland Reserve will be issued?
Mr. Wilson answered :—I believe the Grant will be issued within a week or ten days.
- (11.) Drainage from Town of West Maitland :—Mr. Darvall asked the Secretary for Public Works, pursuant to Notice No. 11,—When a sufficient drainage from the Town of East Maitland, under the road, and the embankment of the Railway, will be carried out?
Mr. Holroyd answered :—I am informed by the gentleman in whose branch of the department this is, that the drainage under the Railway is sufficient. The culvert under the road will be enlarged when the Estimates for 1864 have passed the Assembly. This alteration to the road culvert will not, however, protect the lands in question from floods, as they are below the flood waters in the Hunter River.
2. Papers :—
- (1.) Mr. Holroyd laid upon the Table, copy of a letter signed G. Eagar, to the Commissioner of Railways, dated 2 November, 1863, claiming the refunding of certain Railway Fares (with memoranda endorsed thereon.)
Ordered to be printed.
- (2.) Mr. Eagar laid upon the Table, further Despatch from the Duke of Newcastle, dated 19 September, 1863, respecting Sydney Branch Royal Mint.
Ordered to be printed.
3. Motion for Adjournment :—Mr. Cummings moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
4. Paper :—Mr. Martin laid upon the Table, Return to Address, in reference to "Destruction by Fire of Hay Stack at West Maitland—Conduct of Coroner," adopted by this House, on motion of Mr. Weekes, on 26th November, 1863.
Ordered to be printed.
5. Postponements :—
- (1.) The Order of the Day No. 1 postponed, on motion of Mr. Cowper, until Tuesday next.
- (2.) The Order of the Day No. 2 postponed, on motion of Mr. Cowper, to follow the Order of the Day No. 12.
- (3.) The Order of the Day No. 3 postponed, on motion of Mr. Cowper, until Tuesday next.
- (4.) The Order of the Day No. 4 postponed, on motion of Mr. Driver, until Friday next.
- (5.) The Order of the Day No. 5 postponed, on motion of Mr. Harpur, to follow the Order of the Day No. 2 as postponed.
- (6.) The Order of the Day No. 6 postponed, on motion of Mr. Wisdom, until this day fortnight.
6. Parnell's Trust Bill (Order No. 7.) on motion of Mr. Cowper, read a second time.
Whereupon, on motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.
The Chairman having reported the Bill without Amendment, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time on Tuesday next.
7. Postponements :—
- (1.) The Order of the Day No. 8 postponed, on motion of Mr. Holroyd, until Friday next.
- (2.) The Order of the Day No. 9 postponed, on motion of Mr. Driver, until this day week.
- (3.) The Order of the Day No. 10 postponed, on motion of Mr. Driver, to follow the Order of the Day No. 5 as postponed.
8. Colonial Sugar Refining Company's Bill (Order No. 11), on motion of Mr. Leary, read a third time and *passed*.
Mr. Leary then moved, That the title of this Bill be, "*An Act to enable 'The Colonial Sugar Refining Company' to sue and to be sued in the name of such Company and to vest the property of the Company in the Trustees for the time being of such Company.*"
Question put and passed.
Whereupon Mr. Leary moved, That this Bill be carried to the Legislative Council, with the following Message :—
- MR. PRESIDENT,
- The Legislative Assembly having this day passed a Bill, intituled, "*An Act to enable 'The Colonial Sugar Refining Company' to sue and to be sued in the name of such Company and to vest the property of the Company in the Trustees for*"
"the

"the time being of such Company," presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

*Legislative Assembly Chamber,
Sydney, 4th December, 1863.*

Speaker.

Question put and passed.

9. Seamen's Laws Amendment and Consolidation Bill (Order No. 12), on motion of Mr. Dalgleish, read a third time and *passed*.

Mr. Dalgleish then moved, That the Title of this Bill be, "*An Act to amend and consolidate the Laws relating to Merchant Seamen.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to amend and consolidate the Laws relating to Merchant Seamen,*" presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber.

Sydney, 4th December, 1863.

Speaker.

Question put and passed.

10. Public Service Superannuation Bill (Order No. 2):—Mr. Cowper moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed,—

And Bill read a second time.

Mr. Cowper then moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of this Bill.

Debate ensued.

Question put and passed.

Whereupon the Speaker left the Chair, and the House resolved itself into the said Committee.

The Chairman reported progress, and obtained leave to sit again on Tuesday next.

11. Postponement:—The Order of the Day No. 5 further postponed, on motion of Mr. Garrett, until this day week.

12. Carriers Licensing Bill (Order No. 10):—Mr. Driver moved, That this Bill be now read a second time.

Debate ensued.

Question put.

The House divided.

Ayes, 12.

Noes, 18.

Mr. Eagar,

Mr. W. Forster,

Mr. Holroyd

Mr. Wilson.

Mr. Lucas.

Mr. Piddington,

Mr. Cummings,

Mr. Stewart,

Mr. Sutherland,

Mr. Hannell,

Tellers.

Mr. C. Cowper, junr.,

Mr. Driver.

Mr. Cowper,

Mr. Arnold,

Mr. Egan,

Mr. Wisdom,

Mr. R. Forster,

Mr. Harpur,

Mr. Tighe,

Mr. Dangar,

Mr. Sadleir,

Mr. Morris,

Mr. J. T. Ryan.

Mr. Macpherson,

Mr. Dalgleish,

Mr. Close,

Mr. Garrett,

Mr. Rusden,

Tellers.

Mr. Burdekin,

Mr. Burns.

13. Postponement:—The Order of the Day No. 13 postponed, on motion of Mr. Cowper, until Tuesday next.

14. Tenders for Constructing Portions of Great Southern Railway:—Mr. J. T. Ryan moved, pursuant to notice, That there be laid upon the Table of this House,—

(1.) A copy of the "tender" sent in to the Government by Messrs. Peto and Co., for constructing about forty miles of the Great Southern Railway, up to Goulburn, and the quantities of work to be executed.

(2.) Copies of quantities and gross amounts of all tenders sent in by different contractors for contract No. 6.

Debate ensued.

And the House continuing to sit until after Midnight,—

SATURDAY, 5 DECEMBER, 1863, A.M.

Mr. Lucas moved, That the Question be amended in section (1) by inserting, after the word "tender" the words "or proposal."

Debate continued.

Proposed amendment by leave withdrawn.

Question then, as *by consent amended*,—That there be laid upon the Table of this House,—

(1.) A copy of all Correspondence between the Government and Messrs. Peto and Co., with reference to constructing about forty miles of the Great Southern Railway, up to Goulburn, and the quantities of work to be executed.

(2.) Copies of quantities and gross amounts of all tenders sent in by different contractors for contract No. 6,—put and passed

The House adjourned, on motion of Mr. W. Forster, at five minutes after One o'clock A.M., until Tuesday next at Three o'clock P.M.

JOHN HAY,

Speaker.

NOTICES

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, DECEMBER 8.

QUESTIONS :—

1. MR. MACPHERSON *to ask* THE SECRETARY FOR LANDS,—
 - (1.) When will the Bridge on the Cabramatta Creek (near Liverpool) be completed?
 - (2.) Is the present contractor solvent, or in a position to be able to complete the work within a reasonable time?
2. MR. GARRETT *to ask* THE SECRETARY FOR LANDS,—What is the relative proportion of the expenditure of the Vote for Commissions on Sale and Advertising of the Public Lands, expended during the year 1862, and during the present year to the 30th November last?
3. MR. STEWART *to ask* THE COLONIAL SECRETARY,—
 - (1.) What number of Electors appear on the present Electoral Roll for Sydney East?
 - (2.) How many names appear as freeholders?
 - (3.) How many as leaseholders?
 - (4.) How many as householders?
 - (5.) How many as residents?
 - (6.) And how many having other qualifications?
4. MR. STEWART *to ask* THE COLONIAL SECRETARY,—
 - (1.) What number of Electors appear on the present Electoral Roll for Sydney West?
 - (2.) How many names appear as freeholders?
 - (3.) How many as leaseholders?
 - (4.) How many as householders?
 - (5.) How many as residents?
 - (6.) And how many having other qualifications?
5. DR. LANG *to ask* THE SECRETARY FOR LANDS,—Whether it is the intention of the Government to introduce any measure, either during the present or any future Session of Parliament, granting a bonus in land for the promotion of Immigration from the Mother Country?
6. MR. DANGAR *to ask* THE COLONIAL TREASURER,—Whether the Governments of Victoria, Tasmania, and Queensland, demand *ad valorem* duties on oranges and other fruits, the growth of this Colony, and exported to the above-named Colonies?
7. MR. DANGAR *to ask* THE COLONIAL TREASURER,—What amount of *ad valorem* duty has been paid and collected at the Customs since Wednesday last?
8. MR. DANGAR *to ask* THE COLONIAL TREASURER,—If it is the intention of the Government during the Debate in this House on the increased taxation, and without notice, to demand *ad valorem* duties on gooseberries, pine apples, cabbages, potatoes, carrots, and other perishable fruit and vegetables, the growth of Victoria, Tasmania, and Queensland, and imported from those Colonies?
9. MR. DRIVER *to ask* THE SECRETARY FOR LANDS,—
 - (1.) What is the date of Mr. Surveyor Fisher's Report upon the proposed alteration in the Rockley and Isabella Road?
 - (2.) What is the cause of the delay in opening the said road?
10. MR. DRIVER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Are there any cases in which similar refunds to those made to the Colonial Treasurer have been made?
 - (2.) If so, is there any objection to lay the papers connected therewith upon the Table of this House?
11. MR. LACKEY *to ask* THE COLONIAL SECRETARY,—Whether it is the intention of the Government to appoint a Police Magistrate for Parramatta?
12. MR. HARPUR *to ask* THE SECRETARY FOR LANDS,—Whether the report by the Government Inspector in reference to the discovery of the Iron Mine at Bulli, mentions the date on which such discovery was made; and, if not, whether the Minister for Lands is aware from other sources of information of the space of time between the date of the discovery and that of the report, and will state the same to the House?
13. MR. RAPER *to ask* THE SECRETARY FOR LANDS,—The number of Cattle Inspectors appointed, their names, the salary received by each, where they are stationed, and their qualifications for office?
14. MR. CUNNEEN *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Has Mr. Slade failed in the performance, or abandoned his contract for fencing on the Windsor and Richmond Railway?
 - (2.) If so, has he forfeited any retention money to the Government?
 - (3.) If so, what amount?

OTHER

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MACPHERSON to move for leave to introduce a Bill to vest the Church and School Lands in Trustees, and to declare the purposes of the Trust.
2. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service.”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
3. MR. ALLEN to move, That the Report of the Select Committee in the case of Miss I. M. Kelly, be adopted.
4. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
5. MR. SAMUEL to move,—
 - (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
 - (1.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst and Mudgee, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (4.) That the Government furnish the Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - (5.) That “ finding everything ” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - (6.) That the Contractors shall receive payment in New South Wales Government Debentures, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 - (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.
6. MR. GARNETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) A copy of all communications, if any, made by any Member of the Executive to Edward Butler, Esq., late a Member of the Legislative Council, as to the resignation of his seat in that Chamber.
 - (2.) A copy of all communications, if any, made by any Member of the Executive to Edward Butler, Esq., as to his continuing to hold the office of Crown Prosecutor.
7. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.

8. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
9. MR. HART to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole to consider of an Address to His Excellency the Governor, praying that any amount of money placed on the Estimates, in pursuance of a Resolution of this House, for compensation for losses sustained by the late Joseph Henry Jones, of Bargo, Mail Contractor, shall be appropriated according to the trusts of the Will of the said Joseph Henry Jones.
10. MR. DRIVER to move for leave to introduce a Bill to amend the laws relating to Trade and Commerce.
11. DR. LANG to move, That there be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.
12. MR. HARPER to move,—
 - (1.) That, in the opinion of this House, it is not only inconsistent with the safe administration of the Public Lands of the Colony, but incompatible with the position of a Minister of the Crown, that he should become the purchaser, without competition, of valuable mineral lands, especially when the information necessary for the purpose is obtained, directly or indirectly, from a paid officer of the Government.
 - (2.) That the conduct of the Government, in permitting one of its Members to remain in the Ministry after his so selecting mineral lands, is highly improper.
13. MR. REDMAN to move, That there be laid upon the Table of this House, Copies of all Papers relating to the claim for compensation by Robert Isbester and party, in the case of Isbester and party and Harrison and party, for expenses incurred by them, in consequence of the illegal appointment by the late Government of a Chairman of the Appeal Court for the Western Gold Fields.
14. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
15. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
16. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December instant, in the case of Wells *v.* Hawley.
17. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 - (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 - (3.) Copies of the final Decision in the case as made by the Minister for Lands.
18. MR. CROSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
19. MR. GARRETT to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The average time that elapsed between the date of sequestration and the close of the third meeting of creditors for proof of debts, and between the date of sequestration and the close of the examination meetings, in all Insolvent Estates sequestrated during the two years preceding the passing of the 25th Vic., No. 8, to the 26th December, 1861; and in all Insolvent Estates sequestrated between the 26th December, 1861, and the 1st December, 1863, respectively.
 - (2.) A Return of the average time that elapsed between the date of the sequestration of, and the filing of the accounts current and plans of distribution, or final reports in, all Insolvent Estates sequestrated during the periods named in the foregoing resolution, respectively.
 - (3.) A Return of the average costs and expenses of the compulsory sequestration of, and of all other law costs and expenses paid by Official Assignees in Insolvency, out of all Insolvent Estates sequestrated during the periods named in the first resolution, respectively.
 - (4.) A Return of the proportion of assets realized to that of assets disclosed by the Insolvents Schedules, in all Insolvent Estates sequestrated during the periods specified in the first resolution, respectively.
 - (5.) A Return of the number and dates of accounts filed in the Office of the Chief Commissioner of Insolvent Estates, pursuant to the 17th Vic., No. 17, s. 2, in the first week in January of every year, between the passing of that Act on 5th September, 1853, and the 26th December, 1861, and between the 26th December, 1861,

1861, and the 1st December, 1863, respectively; of all moneys which, on the 31st December then preceding, were in the hands of the Official Assignees in Insolvency, for three years or upwards, arising from unpaid or unclaimed dividends, and balances due to Creditors in Insolvent Estates.

- (6.) And a Return of the total amount of the last-mentioned moneys that have been paid, and of the dates at which they were paid over to the Colonial Treasurer during said respective periods, pursuant to the said section of the said Act (17 Vic. No. 17.)
20. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
21. MR. GARRETT to move, That there be laid upon the Table of this House,—
- (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 - (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
 - (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
22. MR. SADLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
23. MR. RUSDEN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that he will cause to be placed on the Estimates for 1864, a Sum of Money sufficient for the Establishment of a Punt over the River Darling, at or near Walgett.
24. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
25. MR. LUCAS to move, That the Petition presented by him on 2nd December, from certain Cabinet-makers of the City of Sydney, be printed.
26. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
2. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
3. Impounding Bill; to be further considered in Committee.
4. Presbyterian College Bill; second reading.
5. Municipalities Law Amendment Bill; to be considered in Committee.
6. Metropolitan Corporation Bill; to be further considered in Committee.
7. Parnell's Trust Bill; third reading.
8. Public Service Superannuation Bill; to be further considered in Committee.
9. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

WEDNESDAY, DECEMBER 9.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. HOLROYD to move for leave to introduce a Bill to enable Members of Parliament to travel free by Railway.

ORDERS OF THE DAY :—

1. Supply ; Resumption of the Committee.
2. Ways and Means ; Resumption of the Committee.

FRIDAY, DECEMBER 11.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Smoke Nuisance Abatement Bill ; second reading.
2. Proposed Punt on the Parramatta River at Ryde ; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto ; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
3. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee " on the Harbour Defences, laid upon the Table by him on 9th September, be now " adopted by this House."
4. Vexatious Indictments Prevention Bill ; second reading.
5. Debate on the Motion of Mr. Harpur :—
 " (1.) That a Select Committee, with power to send for persons and papers, be " appointed to inquire into and report upon the truth of the allegations contained in " the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 " (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, " Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and " the Mover."

NOTICES OF MOTION :—

1. MR. CUNNEEN to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
2. MR. BURNS to move, That there be laid upon the Table of this House,—
 (1.) Copies of the information, warrant, depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.

TUESDAY, DECEMBER 15.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. RUSDEN to move, That the Resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
2. MR. MORRIS to move the following Resolutions *seriatim* :—
 That in the opinion of this House it is desirable,—
 (1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.
 (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages ; a Registrar's Office ; a branch Land and Survey Office ; and Commissioner of Crown Lands Office ; and all other necessary public offices ; be established in the said province.
 (4.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.

(5.)

- (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
- (6.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
- (7.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.
- (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
- (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
3. Mr. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry:—
- (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
4. Mr. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000, for a Railway from Muswellbrook to Mudgee.
5. Mr. R. FORSTER to move, That there be laid upon the Table of this House, a Return shewing the number of times "The Land Titles Commissioners" under the Real Property Act (26 Vic., No. 9) have sat since the 1st July, 1863, to this date, inclusively, and the gross amount of fees received by them during the said period.

THURSDAY, DECEMBER 17.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. Mr. WILSON to move,—
- (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

FRIDAY, DECEMBER 18.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Dog Nuisance Abatement Bill; second reading.

New South Wales.

No. 74.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 8 DECEMBER, 1863.

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

Questions on Notice Paper for to-day:—

- (1.) Bridge on Cabramatta Creek:—Mr. Macpherson asked the Secretary for Lands, pursuant to Notice No. 1,—

(1.) When will the Bridge on the Cabramatta Creek (near Liverpool) be completed?

(2.) Is the present contractor solvent, or in a position to be able to complete the work within a reasonable time?

Mr. Wilson answered:—

(1.) The Contractor, Mr. Macpherson, has engaged to complete the work by the 12th January, 1864.

(2.) From inquiries made there is every reason to believe that he is solvent, and in a position to complete his work in the time specified.

- (2.) Commissions on Sale and Advertising of Public Lands:—Mr. Garrett asked the Secretary for Lands, pursuant to Notice No. 2,—What is the relative proportion of the expenditure of the Vote for Commissions on Sale and Advertising of the Public Lands, expended during the year 1862, and during the present year to the 30th November last?

Mr. Wilson answered:—This question I had to refer to the Auditor General, and I have received this reply.—“Of the total payments for 1862, on account of commission and advertising, the proportions were—for advertising £9,392 11s. 10d.; commission £7,189 9s. 7d.—(£16,582 1s. 5d.) In 1863, the proportions were—for advertising £7,989 0s. 8d.; commission £4,475 0s. 4d.—(£12,464 1s. 0d.) It has not been possible to ascertain in the time the amount of the above sums strictly belonging to the sale of public lands. To arrive at such information would involve a considerable number of days of laborious investigation.”

- (3.) Electors for East Sydney:—Mr. Stewart asked the Colonial Secretary, pursuant to Notice No. 3,—

(1.) What number of Electors appear on the present Electoral Roll for Sydney East?

(2.) How many names appear as freeholders?

(3.) How many as leaseholders?

(4.) How many as householders?

(5.) How many as residents?

(6.) And how many having other qualifications?

Mr. W. Forster answered,—In answer to the Honorable Member's question, I would state that there are—2,005 freeholders, 570 leaseholders, 2,569 householders, 1,546 residents, and 759 otherwise qualified.

- (4.) Electors for West Sydney:—Mr. Stewart asked the Colonial Secretary, pursuant to Notice No. 4,—

(1.) What number of Electors appear on the present Electoral Roll for Sydney West?

(2.) How many names appear as freeholders?

(3.) How many as leaseholders?

(4.) How many as householders?

(5.)

- (5.) How many as residents ?
 (6.) And how many having other qualifications ?
 Mr. Forster answered :—1,372 freeholders, 461 leaseholders, 3,650 householders, 1,632 residents.
- (5.) Bonus on Immigration :—Dr. Lang asked the Secretary for Lands, pursuant to Notice No. 5,—Whether it is the intention of the Government to introduce any measure, either during the present or any future Session of Parliament, granting a bonus in land for the promotion of Immigration from the Mother Country ?
 Mr. Wilson answered :—It is not the intention of the Government to introduce such a measure this Session, and the Government has not determined what course will be pursued by them provided they be in office next Session.
- (6.) *Ad Valorem* Duties Levied in Sister Colonies on Fruits of New South Wales :—Mr. Dangar asked the Colonial Treasurer, pursuant to Notice No. 6,—Whether the Governments of Victoria, Tasmania, and Queensland, demand *ad valorem* duties on oranges and other fruits, the growth of this Colony, and exported to the abovenamed Colonies ?
 Mr. Eagar answered :—I am not aware that such *ad valorem* duties are demanded.
- (7.) *Ad Valorem* Duties Collected :—Mr. Dangar asked the Colonial Treasurer, pursuant to Notice No. 7,—What amount of *ad valorem* duty has been paid and collected at the Customs since Wednesday last ?
 Mr. Eagar answered :—£266 17s. 9d.
- (8.) *Ad Valorem* Duties on Fruits from Sister Colonies :—Mr. Dangar asked the Colonial Treasurer, pursuant to Notice No. 8,—If it is the intention of the Government during the Debate in this House on the increased taxation, and without notice, to demand *ad valorem* duties on gooseberries, pine apples, cabbages, potatoes, carrots, and other perishable fruit and vegetables, the growth of Victoria, Tasmania, and Queensland, and imported from those Colonies ?
 Mr. Eagar answered :—It is not the intention of the Government to demand the *ad valorem* duties in question.
- (9.) Rockley and Isabella Road :—Mr. Driver asked the Secretary for Lands, pursuant to Notice No. 9,—
 (1.) What is the date of Mr. Surveyor Fisher's Report upon the proposed alteration in the Rockley and Isabella Road ?
 (2.) What is the cause of the delay in opening the said road ?
 Mr. Wilson answered :—
 (1.) 26th September, 1863, is the date of Mr. Fisher's report.
 (2.) The immediate cause of delay is from the fact of the Surveyor's plan not having been received. Sufficient time has elapsed, and he has been again reminded.
- (10.) Railway Fares refunded :—Mr. Driver asked the Secretary for Public Works, pursuant to Notice No. 10,—
 (1.) Are there any cases in which similar refunds to those made to the Colonial Treasurer have been made ?
 (2.) If so, is there any objection to lay the papers connected therewith upon the Table of this House ?
 Mr. Holroyd answered :—There is no record of a case in which a similar refund has been made.
- (11.) Police Magistrate for Parramatta :—Mr. Lackey asked the Colonial Secretary, pursuant to Notice No. 11,—Whether it is the intention of the Government to appoint a Police Magistrate for Parramatta ?
 Mr. Forster answered :—The Government do contemplate making such an appointment, provided the necessary funds be voted by the House.
- (12.) Iron Mine at Bulli :—Mr. Harpur asked the Secretary for Lands, pursuant to Notice No. 12,—Whether the report by the Government Inspector in reference to the discovery of the Iron Mine at Bulli, mentions the date on which such discovery was made ; and, if not, whether the Minister for Lands is aware from other sources of information of the space of time between the date of the discovery and that of the report, and will state the same to the House ?
 Mr. Wilson answered :—In answer to the Honorable Member's question, I think I had better read the letter which I hold in my hand from Mr. Mackenzie, and state that it is all the information I have upon the subject :—

“ Coal Fields Department,

“ November 12, 1863.

“ Sir,

“ I have the honor to inform you, for the information of the Honorable the Minister for Lands, that I have discovered, between Bulli and Coal Cliff, a bed of iron ore about twenty-three feet in thickness, lying regularly imbedded between sandstone rocks, with several seams of coal a few hundred feet below the iron ore. That I think it would be for the benefit of the public service to have it assayed, and have the honor to request that you would give instructions to Captain Ward to have the samples which I have left at the Mint assayed as early as possible.

“ I have the honor to be,

“ Sir,

“ Your most obedient servant,

“ JOHN MACKENZIE,

“ Examiner of Coal Fields, Wollongong.

“ To the Under Secretary for Lands.”

I have also here a copy of Mr. Miller's report, with reference to the ore. It is as follows:—"Iron ore from Mr. J. Mackenzie—The piece of stone selected by Mr. Mackenzie from the bag of ore forwarded by him to the Mint for analysis, on the 18th instant, was found to contain 14.64 per cent. of metallic iron.

" (Signed) F. B. MILLER.

" *Assay Office, Royal Mint,
24th November, 1863.*"

- (13.) Cattle Inspectors:—Mr. Raper asked the Secretary for Lands, pursuant to Notice No. 13,—The number of Cattle Inspectors appointed, their names, the salary received by each, where they are stationed, and their qualifications for office?
Mr. Wilson answered:—I hold in my hand a Return, stating the names of all the Cattle and Sheep Inspector in the Colony; the salary received by each as Cattle or Sheep Inspectors; and where each is stationed. As to the qualifications of these gentlemen I know nothing; but I am informed that the late Secretary for Lands received certificates of competency before making the appointments.
- (14.) Mr. Slade—Contractor for Windsor and Richmond Railway:—Mr. Cunneen asked the Secretary for Public Works, pursuant to Notice No. 14,—
- (1.) Has Mr. Slade failed in the performance, or abandoned his contract for fencing on the Windsor and Richmond Railway?
 - (2.) If so, has he forfeited any retention money to the Government?
 - (3.) If so, what amount?
- Mr. Holroyd answered:—
- (1.) Mr. Slade has failed in the performance of his contract, which is being completed by the Engineer for the line, at the risk and expense of Mr. Slade and his sureties.
 - (2.) The retention money has been forfeited, under the specification.
 - (3.) The amount of reservation money, as shewn by the last certificate of the Engineer, is £258 6s. 4d.
2. "The Clerk Summoned—(Scott v. Hanson and another)"—Papers returned by the Supreme Court:—The Speaker,—referring to the production by the Clerk before the Supreme Court, during the recent long adjournment of the House, of certain Papers appertaining to the Select Committee now sitting on the "Present state and management of Lunatic Asylums," (See Votes and Proceedings of 24th November, 1863, No. 66, Entry 3),—informed the House that the Clerk had now reported to him that the whole of the said Papers, at that time left in the possession of the Court, had, on the 4th instant, been returned to him (with an accompanying letter) by the Officer of the Court to whom they had been delivered, viz.:—Cecil B. Stephen, Esquire, Associate to His Honor the Chief Justice,—the Judge who had ordered their production before the Court.
3. Proposed New Tariff:—Mr. Samuel presented a Petition from certain Merchants and others, against the proposed New Tariff,—
And the same having been read at length by the Clerk, by order of the Speaker,—
Petition received.
4. Pleuro-pneumonia:—Mr. Garrett presented a Petition (therein styled a Memorial) from certain Stockholders and Inhabitants of the south-eastern portion of Monaro, and others interested, representing that their District will be now open to the spread of the disease of Pleuro-pneumonia, in consequence of the expiration of the Law and Regulations in that respect, and the consequent inability of the District Inspector to continue to act;—and praying relief.
Petition received.
5. Reservations upon Runs in Tumut District:—Mr. Rusden, *with the concurrence of the House*, moved without notice, That Mr. W. Forster, Mr. Buchanan, and Mr. Macleay, be added to the Select Committee now sitting on this subject.
Question put and passed.
6. Petition of Thomas Duke Allen:—Mr. R. Forster, as Chairman, brought up the Report from, and laid upon the Table, the Minutes of Proceedings of, and of Evidence taken before, the Select Committee appointed on the 21st July, 1863, with reference to this subject.
Ordered to be printed.
7. Paper:—Mr. Wilson laid upon the Table, List of Cattle and Sheep Inspectors, dated 8 December, 1863.
Ordered to be printed.
8. Mrs. Mary Singleton:—Mr. Dangar presented a Petition from Mary Singleton, Widow of the late Benjamin Singleton, of Singleton, Hunter's River, Miller, setting forth, as sole legatee of her late husband, a claim arising from the erection, by him, of Buildings for a Court House and Lock-up at Singleton, in 1841; and praying relief.
Petition received.
9. Motions Withdrawn:—
- (1.) Mr. Rusden withdrew the Motion standing in his name, No. 23 on the Notice Paper for to-day.
 - (2.) Mr. Piddington, on behalf of Mr. Rotton, withdrew the Motion standing in the name of Mr. Rotton, No. 2 on the Notice Paper for to-day.

10. Church and School Lands Trust Bill :—Mr. Macpherson moved, pursuant to notice, for leave to introduce a Bill to vest the Church and School Lands in Trustees, and to declare the purposes of the Trust.
Debate ensued.
Question put and passed.
11. Miss Isabella Mary Kelly :—Mr. Allen proceeding to make the Motion standing in his name, No. 3 on the Notice Paper for to-day, namely, "That the Report of the Select Committee in the case of Miss I. M. Kelly be adopted ;"—
The Speaker ruled the Motion out of Order, on the ground that, proposing as it did the adoption of a Report, which recommends redress of a pecuniary nature to be granted to Miss Kelly, it assumed the character of a Motion for a grant of Public Money ; but intimated that the matter might be proceeded with by way of *Address*, to be moved in Committee of the Whole ;—
Whereupon Mr. Allen, *with the concurrence of the House*, moved, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates for 1864, a sum of money not exceeding Five thousand pounds, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury, on the 6th and 7th of October, 1859.
Debate ensued.
Question put and passed.
12. Proposed New Tariff—Stamp Duty on Transfers of Shares :—Mr. Darvall presented a Petition from certain Sharebrokers and others, against the proposed Stamp Duty on Transfers of Shares,—
And the same having been read at length by the Clerk, by direction of the Speaker,—
Petition received.
13. Railway through Ultimo Estate :—Mr. Gray, *with the concurrence of the House*, moved, without notice, That the Select Committee now sitting upon the Railway through Ultimo Estate have power to make visits of inspection to that Estate, accompanied by a shorthand writer.
Question put and passed.
14. Motion Withdrawn :—Mr. Harpur withdrew the Motion standing in his name, No. 4 on the Notice Paper for to-day.
15. Disorganized State of the Public Works Department :—Mr. Lucas, *with the concurrence of the House*, moved, without notice, That the Committee now sitting on the Disorganized State of the Public Works Department, have leave to sit during any adjournment of this House.
Question put and passed.
16. Motions Withdrawn :—Mr. C. Cowper, Junr., withdrew the Motions standing in his name, Nos. 7 and 8, on the Notice Paper for to-day.
17. Railway Communication :—Mr. Samuel, *with the concurrence of the House*, moved pursuant to *amended notice*,—
(1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions ; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
(1.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken ; to find every thing except Land ; uphold and keep the same in repair for a period of one year after completion.
(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
(3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
(4.) That the Government furnish the Contractors invited to Tender, with a Copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
(5.) That "finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
(6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, Two per Cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.

Mr. Holroyd moved the previous Question.

Motion made by Mr. Arnold, and Question,—That the Debate on this Question be postponed until Friday next,—put and passed (after Debate.)

18. Resignation of Edward Butler, Esquire, as a Member of the Legislative Council:—

Mr. Garrett moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—

(1.) A copy of all communications, if any, made by any Member of the Executive to Edward Butler, Esq., late a Member of the Legislative Council, as to the resignation of his seat in that Chamber.

(2.) A copy of all communications, if any, made by any Member of the Executive to Edward Butler, Esq., as to his continuing to hold the office of Crown Prosecutor.

Question put.
The House divided.

Ayes, 39.

Mr. Martin,	Mr. Darvall,
Mr. Jagar,	Mr. Hart,
Mr. W. Forster,	Mr. Alexander,
Mr. Faucett,	Mr. Driver,
Mr. Holroyd,	Mr. Dalgleish,
Mr. Morris,	Mr. Sutherland,
Mr. Arnold,	Mr. Hannell,
Mr. Macpherson,	Mr. Dangar,
Mr. Stewart,	Mr. Sadleir,
Mr. Lucas,	Mr. Gray,
Mr. Robertson,	Mr. Samuel,
Mr. Garrett,	Mr. Raper,
Mr. Redman,	Mr. Gordon,
Mr. Allen,	Mr. Macleay,
Mr. Morrice,	Mr. Rusden,
Mr. O. Cowper, junr.,	Mr. Cowper,
Mr. Bell,	
Mr. Harpur,	<i>Tellers.</i>
Mr. Lackey,	Mr. Burdekin,
Mr. Burns,	Mr. Leary.
Mr. Tighe,	

Noes, 2.

Tellers.

Mr. Piddington,
Dr. Lang.

19. Paper:—Mr. Martin laid upon the Table, a letter from E. Butler, Esq., addressed to the Honorable the Attorney General, dated November 19th, and a letter from himself to Mr. Butler, dated 30th November, 1863, relative to the incompatibility of Mr. Butler's office of Crown Prosecutor with his position as a Member of the Legislative Council.

Ordered to be printed.

20. Motions Withdrawn:—

(1.) Mr. Allen, on behalf of Mr. Close, withdrew the Motion standing in the name of Mr. Close, No. 18 on the Notice Paper for to-day.

(2.) Mr. Hart withdrew the Motion standing in his name, No. 9 on the Notice Paper for to-day.

(3.) Mr. Dangar withdrew the Motion standing in his name, No. 17 on the Notice Paper for to-day.

21. Mr. Driver proceeding to make the Motion standing in his name, No. 10 on the Notice Paper for to-day, "for leave to introduce a Bill to amend the laws relating to Trade and Commerce,"—

The Speaker said, that, by the 345th Standing Order of the House of Commons, binding on this House, Bills relating to Trade should be initiated in a Committee of the Whole House.

Whereupon Mr. Driver, by leave, withdrew the Motion.

22. Vincent and Brodie (Administration of Justice):—Dr Lang moved, pursuant to amended notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of the Proceedings before the District Court at Murrurundi, in the case of the Rev. Vincent George Williams against Alexander Brodie, Esq., J.P., in connection with a claim for arrears of Stipend; as also, a copy of the Depositions in a recent charge against the said Rev. V. G. Williams, at the instance of the said Mr. Brodie and others, before the Bench at Murrurundi.

Debate ensued.

Question put and passed.

23. Selection and Purchase of Mineral Public Lands by a Minister of the Crown:—Mr. Harpur moved, pursuant to Notice,—

(1.) That, in the opinion of this House, it is not only inconsistent with the safe administration of the Public Lands of the Colony, but incompatible with the position of a Minister of the Crown, that he should become the purchaser, without competition, of valuable mineral lands, especially when the information necessary for the purpose is obtained, directly or indirectly, from a paid officer of the Government.

(2.) That the conduct of the Government, in permitting one of its Members to remain in the Ministry after his so selecting mineral lands, is highly improper. Debate ensued.

And

And the House continuing to sit until after Midnight,—

WEDNESDAY, 9 DECEMBER, 1863, A.M.

Mr. Redman moved, That the Question be amended by omitting all the words of Section (2.)

Motion made by Mr. R. Forster, and Question,—That this Debate be now adjourned,—put and negatived (after Debate.)

Main Question stated.

Debate continued.

Motion made by Mr. Robertson, and Question put,—That this Debate be now adjourned until Friday next.

The House divided.

Ayes, 17.

Mr. Cowper,	Mr. Harpur,
Mr. Arnold,	<i>Tellers.</i>
Mr. Bell,	
Mr. R. Forster.	Mr. C. Cowper, junr.,
Mr. Burdekin,	Mr. Robertson,
Mr. Cummings,	
Mr. Garrett,	
Mr. Gray,	
Dr. Lang,	
Mr. Sutherland,	
Mr. Morrice,	
Mr. Cunneen,	
Mr. Egan,	
Mr. Lucas,	

Noes, 24.

Mr. Martin,	Mr. Burns,
Mr. Wilson.	Mr. Lackey,
Mr. W. Forster,	Mr. Piddington,
Mr. Eagar,	Mr. Samuel,
Mr. Holroyd	Mr. Allen,
Mr. Raper,	Mr. Gordon,
Mr. Dalglish,	Mr. Morris,
Mr. Terry,	Mr. Rusden,
Mr. Driver,	<i>Tellers.</i>
Mr. Leary,	
Mr. Wisdom,	Mr. Macpherson,
Mr. Dangar,	Mr. Buchanan
Mr. Redman,	
Mr. Macleay,	

Motion made by Mr. C. Cowper, Junr., and Question,—That this House do now adjourn—put and negatived (after Debate.)

Motion made by Mr. Dalglish, and Question put,—That this debate be now adjourned until this day six months.

The House divided,

Ayes, 24.

Mr. Martin,	Mr. Leary,
Mr. Holroyd,	Mr. Samuel,
Mr. W. Forster,	Mr. Piddington,
Mr. Wilson,	Mr. Lackey,
Mr. Eagar,	Mr. Raper,
Mr. Macpherson,	Mr. Haworth,
Mr. Wisdom,	Mr. Macleay,
Mr. Gordon,	Mr. Burns,
Mr. Allen,	Mr. Dalley,
Mr. Morris,	<i>Tellers.</i>
Mr. Terry,	
Mr. Buchanan,	Mr. Rusden,
Mr. Dangar,	Mr. Dalglish.

Noes, 20.

Mr. Cowper.	Mr. Morrice,
Mr. Arnold,	Dr. Lang,
Mr. Burdekin,	Mr. Gray,
Mr. Robertson,	Mr. Sutherland,
Mr. Egan,	Mr. Weekes,
Mr. Harpur,	<i>Tellers.</i>
Mr. Smart,	
Mr. Cunneen,	Mr. Garrett,
Mr. Cummings,	Mr. R. Forster.
Mr. C. Cowper, junr.,	
Mr. Driver,	
Mr. Lucas,	
Mr. Bell,	

The House adjourned, on motion of Mr. Martin, at seven minutes before Six o'clock, A.M., until Three o'clock, P.M. This Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

WEDNESDAY, DECEMBER 9.

QUESTIONS :—

1. MR. ALLEN to ask THE COLONIAL TREASURER,—
 - (1.) What are the duties of Mr. Oatley, Inspector of Slaughter Houses ?
 - (2.) Is it part of his duty to attend the Sale Yards at Petersham ?
 - (3.) Has he been instructed to do so by the present Government ?
2. MR. SADLER to ask THE COLONIAL TREASURER,—What quantities of Medicine and Stationery (Books included) have been entered at the Custom House since the 3rd instant ; and what is the amount of *ad valorem* duties paid thereon ?
3. MR. CUNNEEN to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What are the names of Mr. Slade's sureties for the performance of his Contract for Fencing on the Windsor and Richmond Railway ?
 - (2.) What is the amount of their bond ?
4. MR. LUCAS to ask THE ATTORNEY GENERAL,—Whether he has made, or caused to be made, the same communication to Capt. Ward as has been made to Mr. Butler, as to the incompatibility of persons holding Government offices retaining seats in the Legislative Council ?

Contingent Notice of Motion :—

1. MR. COWPER to move, (*On the motion being made for the Speaker to leave the Chair for the House to resolve itself into a Committee of the Whole further to consider of the Ways and Means.*) That the proposal submitted by the Government for providing additional Ways and Means is, in the opinion of this House, most unsatisfactory.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. HOLROYD to move for leave to introduce a Bill to enable Members of Parliament to travel free by Railway.

ORDERS OF THE DAY :—

1. Supply ; Resumption of the Committee.
2. Ways and Means ; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WEEKES to move, That Leave of Absence, for six weeks, be granted to E. C. Close, Esq., the Honorable Member for Morpeth, on account of a severe accident.
2. MR. SAMUEL to move, That the Petition presented by him, on the 8th December, from Merchants and others, against the proposed alterations in the Tariff, be printed.
3. MR. REDMAN to move, That there be laid upon the Table of this House, Copies of all Papers relating to the claim for compensation by Robert Isbester and party, in the case of Isbester and party and Harrison and party, for expenses incurred by them, in consequence of the illegal appointment by the late Government of a Chairman of the Appeal Court for the Western Gold Fields.
4. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
5. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
6. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December instant, in the case of *Wells v. Hawley*.
7. MR. GARRETT to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The average time that elapsed between the date of sequestration and the close of the third meeting of creditors for proof of debts, and between the date of sequestration and the close of the examination meetings, in all Insolvent Estates sequestrated during the two years preceding the passing of the 25th Vic., No. 8, to the 26th December, 1861 ; and in all Insolvent Estates sequestrated between the 26th December, 1861, and the 1st December, 1863, respectively.
 - (2.) A Return of the average time that elapsed between the date of the sequestration of, and the filing of the accounts current and plans of distribution, or final reports in, all Insolvent Estates sequestrated during the periods named in the foregoing resolution, respectively.
 - (3.) A Return of the average costs and expenses of the compulsory sequestration of, and of all other law costs and expenses paid by Official Assignees in Insolvency, out of all Insolvent Estates sequestrated during the periods named in the first resolution, respectively.
 - (4.) A Return of the proportion of assets realized to that of assets disclosed by the Insolvents Schedules, in all Insolvent Estates sequestrated during the periods specified in the first resolution, respectively.
 - (5.) A Return of the number and dates of accounts filed in the Office of the Chief Commissioner of Insolvent Estates, pursuant to the 17th Vic., No. 17, s. 2, in the first

first week in January of every year, between the passing of that Act on 5th September, 1853, and the 26th December, 1861, and between the 26th December, 1861, and the 1st December, 1863, respectively; of all moneys which, on the 31st December then preceding, were in the hands of the Official Assignees in Insolvency, for three years or upwards, arising from unpaid or unclaimed dividends, and balances due to Creditors in Insolvent Estates.

(6.) And a Return of the total amount of the last-mentioned moneys that have been paid, and of the dates at which they were paid over to the Colonial Treasurer during said respective periods, pursuant to the said section of the said Act (17 Vic. No. 17.)

8. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
9. MR. GARRETT to move, That there be laid upon the Table of this House,—
 - (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vic., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 - (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
 - (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
10. MR. SADDLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
11. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
12. MR. LUCAS to move, That the Petition presented by him on 2nd December, from certain Cabinet-makers of the City of Sydney, be printed.
13. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
 - (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
2. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
3. Impounding Bill; to be further considered in Committee.
4. Presbyterian College Bill; second reading.
5. Municipalities Law Amendment Bill; to be considered in Committee.
6. Metropolitan Corporation Bill; to be further considered in Committee.
7. Parnell's Trust Bill; third reading.
8. Public Service Superannuation Bill; to be further considered in Committee.
9. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

THURSDAY, DECEMBER 10.

QUESTION :—

1. MR. ALLEN *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Who are the Contractors for the new Steam Dredge for Newcastle ?
 - (2.) The date of the Contract ?
 - (3.) The amount of Contract ?
 - (4.) The time in which the Contract is to be completed ?
 - (5.) The penalty per day or per week for non-completion within the Contract time ?

FRIDAY, DECEMBER 11.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Smoke Nuisance Abatement Bill ; second reading.
2. Proposed Punt on the Parramatta River at Ryde ; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto ; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
3. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
4. Vexatious Indictments Prevention Bill ; second reading.
5. Debate on the Motion of Mr. Harpur :—
 - " (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - " (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."
6. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
7. Railway Communication ; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—
 - " (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions ; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
 - " (1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 - " (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 - " (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - " (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - " (5.) That " finding everything " shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - " (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 - " (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner,"—Upon which Mr. Holroyd had moved the Previous Question.

NOTICES

NOTICES OF MOTION :—

1. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
2. MR. BURNS to move, That there be laid upon the Table of this House,—
 - (1.) Copies of the information, warrant, depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
3. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
4. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give certificates as to the state of cattle examined by them when shipped.
5. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.

TUESDAY, DECEMBER 15.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. RUSDEN to move, That the Resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
2. MR. MORRIS to move the following Resolutions *seriatim* :—

That in the opinion of this House it is desirable,—

 - (1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
 - (4.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
 - (7.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.
 - (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
 - (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
3. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.

4. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000, for a Railway from Muswellbrook to Mudgee.
5. MR. R. FORSTER to move, That there be laid upon the Table of this House, a Return shewing the number of times "The Land Titles Commissioners" under the Real Property Act (26 Vic., No. 9) have sat since the 1st July, 1863, to this date, inclusively, and the gross amount of fees received by them during the said period.
6. MR. SAMUEL to move, That, with reference to the following Resolution of this House, adopted on 5th December, A.M., namely,—“That there be laid upon the Table of this House,—
 “(1.) A copy of the tender sent in to the Government by Messrs. Peto and Co.,
 “for constructing about forty miles of the Great Southern Railway, up to Goulburn,
 “and the quantities of work to be executed.
 “(2.) Copies of quantities and gross amounts of all tenders sent in by different
 “contractors for contract No. 6,”—
 This House does not insist upon having the sums mentioned in any offer made by Messrs. Peto, Brassy, and Betts stated; but that the letters may be produced, leaving the sums blank.
7. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
8. MR. R. FORSTER to move, That the Report of the Select Committee on the Petition of Mr. T. D. Allen, be now adopted.
9. MR. DANGAR to move, That the Petition presented by him on the 8th December, from Mrs. Mary Singleton, of Singleton, be printed.
10. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
11. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
12. MR. DANGAR to move, That there be laid upon the Table of this House,—
 (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 (3.) Copies of the final Decision in the case as made by the Minister for Lands.
13. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.

THURSDAY, DECEMBER 17.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WILSON to move,—
 (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

FRIDAY, DECEMBER 18.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Dog Nuisance Abatement Bill; second reading.

TUESDAY, DECEMBER 22.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DALGLEISH to move for leave to introduce a Bill to limit the duration of all future Legislative Assemblies of New South Wales to two years.
2. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.

3. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
4. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
5. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.

TUESDAY, DECEMBER 29.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

“Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service;”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
2. MR. CUMMINGS to move for leave to bring in a Bill to amend the Crown Lands Occupation Act of 1861.

New South Wales.

No. 75.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 9 DECEMBER, 1863.

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

Questions on Notice Paper for to-day :—

(Mr. Allen not asking the Question standing in his name, No. 1, it dropped.)

- (1.) Stationery and Medicines charged with *ad valorem* duties :—Mr. Sadleir asked the Colonial Treasurer, pursuant to amended Notice No. 2,—What quantities of Medicine and Stationery (Books not included) have been entered at the Custom House since the 3rd instant; and what is the amount of *ad valorem* duties paid thereon?

Mr. Eagar answered :—Medicine, no duty; Stationery, £7 9s. 1d.; value of books imported free, £850.

- (2.) Sureties for Contractor on Windsor and Richmond Railway :—Mr. Cunneen asked the Secretary for Public Works, pursuant to Notice No. 3 :—

(1.) What are the names of Mr. Slade's sureties for the performance of his Contract for Fencing on the Windsor and Richmond Railway?

(2.) What is the amount of their bond?

Mr. Holroyd answered :—

(1.) There are two Contracts by Mr. Slade for Fencing; the sureties in each case are Mr. Charles Lewis and Mr. James Blair.

(2.) The amount of the bond in each case is £200.

- (3.) Capt. Ward—Seat in Legislative Council :—Mr. Lucas asked the Attorney General, pursuant to Notice No. 4 :—Whether he has made, or caused to be made, the same communication to Capt. Ward as has been made to Mr. Butler, as to the incompatibility of persons holding Government offices retaining seats in the Legislative Council?

Mr. Martin answered :—I did not make any communication to Mr. Butler as to the incompatibility of persons holding Government offices retaining seats in the Legislative Council. I caused a communication to be made to Mr. Butler, to the effect that the particular office he held was not compatible with a seat in the Council. No communication whatever has been made to Capt. Ward by me, but Capt. Ward has made a communication to the Colonial Treasurer, in reference to his seat in Council, which communication has not yet been answered; when it is answered, I shall have much pleasure in laying the communication and the answer to it on the Table of the House.

2. Protective Duties :—The undermentioned Petitions, in favour of Protective Duties, were presented by the Members respectively named :—

(1.) From certain Inhabitants of Parramatta. By Mr. Raper.

(2.) From certain Inhabitants of Paddington, Woolhara, Point Piper, and Rushcutter's Bay. By Mr. Terry.

Petitions received.

3. Proposed New Tariff :—The undermentioned Petitions, against the proposed New Tariff, were presented by the Members respectively named :—

(1.) From certain Merchants and others. By Mr. Samuel.—Read at length by the Clerk, by direction of the Speaker.

(2.) From David Jones. By Mr. Love.

Petitions received.

4. Paper:—Mr. Wilson laid upon the Table, Maitland Road Trust Accounts, from 1 January, 1862, to 30 June, 1863.
Ordered to be printed.
5. Members of Parliament Railway Toll Exemption Bill:—
(1.) Mr. Holroyd moved, pursuant to notice, for leave to introduce a Bill to enable Members of Parliament to travel free by Railway.
Question put and passed.
(2.) Mr. Holroyd having *presented* this Bill, Bill, intituled "*A Bill to enable Members of Parliament to travel free by Railway,*" read a first time.
Ordered to be printed, and read a second time this day week.
6. Leave of Absence:—Mr. Weekes (*with the concurrence of the House*) moved, (*out of its proper order*) pursuant to notice, That Leave of Absence, for six weeks, be granted to E. C. Close, Esq., the Honorable Member for Morpeth, on account of a severe accident.
Question put and passed.
7. Postponement:—The Order of the Day for the Resumption of the Committee of Supply postponed, on motion of Mr. Eagar, until to-morrow.
8. Ways and Means:—Mr. Eagar having moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, further to consider of Ways and Means,—
The Speaker, being called upon by Mr. Cowper for his opinion, ruled that the Motion, of which the Honorable Member had placed a *Contingent Notice* on the Paper for to-day, was inadmissible,—on the ground that the House could not take notice of the proposal of the Government to which it referred—as that proposal had been made in a Committee of the House, viz., in Committee of Ways and Means, and no Report had yet been made having reference thereto.
Question then put and passed.
Whereupon the Speaker left the Chair, and the House resolved itself into the said Committee.
The Chairman reported progress, and obtained leave to sit again at a later hour this day.
9. Indisposition of Chairman of Committees—Deputy Chairman temporarily appointed:—Mr. W. Forster, stating that the Chairman of Committees (Mr. Wisdom) had been compelled by sudden indisposition to seek temporary absence,—
Moved, That Mr. Piddington do take the Chair of the Committee of the Whole during the temporary absence of the Chairman.
Question put and passed.
10. Ways and Means:—Mr. W. Forster moved, "That" the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, further to consider of Ways and Means.
Mr. Dalgleish moved, That the Question be amended by omitting all the words after the word "That," with a view to inserting in their place the words,—"*this House do now adjourn.*"
Debate ensued.
Proposed Amendment by leave withdrawn.
Original Question put and passed.
Whereupon the Speaker left the Chair, and the House resolved itself into the said Committee.
The Chairman reported progress, and obtained leave to sit again to-morrow.
11. Orders of Sequestration in Insolvency Validating Bill:—The Speaker reported the following Message from the Legislative Council:—
MR. SPEAKER,
The Legislative Council, having had under consideration the Legislative Assembly's Message, dated the 6th October, 1863, disagreeing to the Amendments made by the Council in the Orders of Sequestration in Insolvency Validating Bill, does not insist upon its said Amendments so disagreed to.
Legislative Council Chamber,
Sydney, 9th December, 1863.
T. A. MURRAY,
President.
12. Proposed New Tariff:—Mr. Samuel moved, pursuant to notice, That the Petition presented by him, on the 8th December, from Merchants and others, against the proposed alterations in the Tariff, be printed.
Question put and passed.
Ordered to be printed.
13. Isbester and Harrison:—Mr. Redman moved, pursuant to notice, That there be laid upon the Table of this House, Copies of all Papers relating to the claim for compensation by Robert Isbester and party, in the case of Isbester and party and Harrison and party, for expenses incurred by them, in consequence of the illegal appointment by the late Government of a Chairman of the Appeal Court for the Western Gold Fields.
Question put and passed.
The House adjourned, on motion of Mr. Martin, at eighteen minutes before Ten o'clock, until To-morrow at Three o'clock.

JOHN HAY,
Speaker.

NOTICES

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, DECEMBER 10.

QUESTIONS :—

1. MR. ALLEN *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Who are the Contractors for the new Steam Dredge for Newcastle?
 - (2.) The date of the Contract?
 - (3.) The amount of Contract?
 - (4.) The time in which the Contract is to be completed?
 - (5.) The penalty per day or per week for non-completion within the Contract time?
2. MR. GARRETT *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Do the Government intend to propose the re-enactment of the Cattle Disease Prevention Act of 1861, which expired in April last?
 - (2.) If not, what steps do they intend to take to prevent the introduction and spread of disease amongst the herds of this Colony?
3. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—
 - (1.) Do the Government intend to appoint a Police Magistrate and Clerk of Petty Sessions for Walgett and the Narran Districts?
 - (2.) Have the Government decided on removing Mr. Smith, Stipendiary Magistrate and Clerk of Petty Sessions, from Wee Waa to Walgett?

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Supply; Resumption of the Committee.
2. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DRIVER *to move*, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
2. MR. DRIVER *to move*, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
3. MR. DRIVER *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December instant, in the case of Wells *v.* Hawley.
4. MR. GARRETT *to move*, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The average time that elapsed between the date of sequestration and the close of the third meeting of creditors for proof of debts, and between the date of sequestration and the close of the examination meetings, in all Insolvent Estates sequestrated during the two years preceding the passing of the 25th Vic., No. 8, to the 26th December, 1861; and in all Insolvent Estates sequestrated between the 26th December, 1861, and the 1st December, 1863, respectively.
 - (2.) A Return of the average time that elapsed between the date of the sequestration of, and the filing of the accounts current and plans of distribution, or final reports in, all Insolvent Estates sequestrated during the periods named in the foregoing resolution, respectively.
 - (3.) A Return of the average costs and expenses of the compulsory sequestration of, and of all other law costs and expenses paid by Official Assignees in Insolvency, out of all Insolvent Estates sequestrated during the periods named in the first resolution, respectively.
 - (4.) A Return of the proportion of assets realized to that of assets disclosed by the Insolvents Schedules, in all Insolvent Estates sequestrated during the periods specified in the first resolution, respectively.
 - (5.) A Return of the number and dates of accounts filed in the Office of the Chief Commissioner of Insolvent Estates, pursuant to the 17th Vic., No. 17, s. 2, in the first week in January of every year, between the passing of that Act on 5th September, 1853, and the 26th December, 1861, and between the 26th December, 1861, and the 1st December, 1863, respectively; of all moneys which, on the 31st December then preceding, were in the hands of the Official Assignees in Insolvency, for three years or upwards, arising from unpaid or unclaimed dividends, and balances due to Creditors in Insolvent Estates.
 - (6.) And a Return of the total amount of the last-mentioned moneys that have been paid, and of the dates at which they were paid over to the Colonial Treasurer during said respective periods, pursuant to the said section of the said Act (17 Vic. No. 17.)
5. MR. GARRETT *to move*, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.

6. MR. GARRETT to move, That there be laid upon the Table of this House,—
- (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 - (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
 - (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
7. MR. SADLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
8. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
9. MR. LUCAS to move, That the Petition presented by him on 2nd December, from certain Cabinet-makers of the City of Sydney, be printed.
10. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
2. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
3. Impounding Bill; to be further considered in Committee.
4. Presbyterian College Bill; second reading.
5. Municipalities Law Amendment Bill; to be considered in Committee.
6. Metropolitan Corporation Bill; to be further considered in Committee.
7. Parnoll's Trust Bill; third reading.
8. Public Service Superannuation Bill; to be further considered in Committee.
9. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, DECEMBER 11.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Smoke Nuisance Abatement Bill; second reading.
2. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
3. Debate on the Motion of Mr. Macleay, “That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”
4. Vexatious Indictments Prevention Bill; second reading.

5. Debate on the Motion of Mr. Harpur:—
 “ (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 “ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”
6. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
7. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—
 “ (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 “ (1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 “ (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 “ (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 “ (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 “ (5.) That “finding everything” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 “ (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 “ (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.

NOTICES OF MOTION:—

1. MR. CUNNEEN to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
2. MR. BURNS to move, That there be laid upon the Table of this House,—
 (1.) Copies of the information, warrant, depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
3. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
4. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give certificates as to the state of cattle examined by them when shipped.
5. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.

TUESDAY, DECEMBER 15.

QUESTION :—

1. MR. TIGHE to ask THE SECRETARY FOR LANDS,—
 - (1.) Whether the Government have received any communication from, or on behalf of, the Inhabitants of Fullerton Cove and its vicinity, (in the County of Gloucester), requesting that a new road may be proclaimed, with a view of meeting the public requirements of the District; such road to commence at the junction of the Stockton and Raymond Terrace roads, leading in the direction of a locality called "The Parading Ground," and passing through the properties of John Cox, William Archer, William Pitt, George Sampson, Patrick M'Dermott, Thomas Logan, and John Smith?
 - (2.) Do the Government intend to take the requisite steps towards having a public road proclaimed through the abovenamed properties?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. RUSDEN to move, That the Resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
2. MR. MOURIS to move the following Resolutions *seriatim* :—

That in the opinion of this House it is desirable,—

 - (1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
 - (4.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
 - (7.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.
 - (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
 - (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
3. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
4. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000, for a Railway from Muswellbrook to Mudgee.
5. MR. R. FORSTER to move, That there be laid upon the Table of this House, a Return shewing the number of times "The Land Titles Commissioners" under the Real Property Act (26 Vic., No. 9) have sat since the 1st July, 1863, to this date, inclusively, and the gross amount of fees received by them during the said period.
6. MR. SAMUEL to move, That, with reference to the following Resolution of this House, adopted on 5th December, A.M., namely,—“That there be laid upon the Table of this House,—
 - (1.) A copy of the tender sent in to the Government by Messrs. Peto and Co., for constructing about forty miles of the Great Southern Railway, up to Goulburn, and the quantities of work to be executed.

“ (2.)

"(2.) Copies of quantities and gross amounts of all tenders sent in by different contractors for contract No. 6,"—

This House does not insist upon having the sums mentioned in any offer made by Messrs. Peto, Brassy, and Betts stated; but that the letters may be produced, leaving the sums blank.

7. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
8. MR. R. FORSTER to move, That the Report of the Select Committee on the Petition of Mr. T. D. Allen, be now adopted.
9. MR. DANGAR to move, That the Petition presented by him on the 8th December, from Mrs. Mary Singleton, of Singleton, be printed.
10. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
11. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
12. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 - (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 - (3.) Copies of the final Decision in the case as made by the Minister for Lands.
13. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
14. MR. SAMUEL to move, That the Petition of Merchants and others, relative to the proposed alterations in the Tariff, presented by him on the 9th December, be printed.
15. MR. STEWART to move, That there be laid upon the Table of this House,—
 - (1.) Copies of all applications to reclaim land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 - (2.) Also, Copies of all Correspondence having reference to the same subject.

WEDNESDAY, DECEMBER 16.

GOVERNMENT BUSINESS—ORDER OF THE DAY.

1. Members of Parliament Railway Tolls Exemption Bill; second reading.

THURSDAY, DECEMBER 17.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WILSON to move,—
 - (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

FRIDAY, DECEMBER 18.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Dog Nuisance Abatement Bill; second reading.

TUESDAY, DECEMBER 22.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DALGLEISH to move for leave to introduce a Bill to limit the duration of all future Legislative Assemblies of New South Wales to two years.
2. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.

3. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
4. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *vid* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
5. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.

TUESDAY, DECEMBER 29.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
2. MR. CUMMINGS to move for leave to bring in a Bill to amend the Crown Lands Occupation Act of 1861.

New South Wales.

No. 76.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 10 DECEMBER, 1863.

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

Questions on Notice Paper for to-day :—

(*Mr. Allen not asking the Question standing in his name, No. 1, it dropped.*)

- (1.) Cattle Disease Prevention Act of 1861.—Pleuro-pneumonia :—Mr. Garrett asked the Secretary for Lands, pursuant to Notice No. 2,—

(1) Do the Government intend to propose the re-enactment of the Cattle Disease Prevention Act of 1861, which expired in April last?

(2.) If not, what steps do they intend to take to prevent the introduction and spread of disease amongst the herds of this Colony?

Mr. Wilson answered :—

(1.) No.

(2.) Pleuro-pneumonia having extended itself generally throughout the Colony, it is too late to take any steps to prevent its introduction and spread.

- (2.) Police Magistrate and Clerk of Petty Sessions for Walgett :—Mr. Dangar asked the Colonial Secretary, pursuant to Notice No. 3,—

(1.) Do the Government intend to appoint a Police Magistrate and Clerk of Petty Sessions for Walgett and the Narran Districts?

(2.) Have the Government decided on removing Mr. Smith, Stipendiary Magistrate and Clerk of Petty Sessions, from Wee Waa to Walgett?

Mr. W. Forster answered :—The Government have in contemplation the appointment of a Police Magistrate and Clerk of Petty Sessions for Walgett and the adjacent districts, but, as the question cannot be decided without the approval of the House, it has been thought that the collateral question of the removal of Mr. Smith, should, in the meantime, remain also in abeyance.

2. Motion for Adjournment :—Mr. Garrett moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

3. Proposal to dispense, in part, with 62nd Standing Order.—Cross Bench Accommodation :—Mr. Hart, on behalf of the Chairman, brought up the following Report from the Standing Orders Committee :—

The Standing Orders Committee having had under consideration the Questions referred to them on the 1st December, 1863,—(see Votes and Proceedings, No. 70, entries 6 and 21.)—as to (1) “the propriety of dispensing, in part, with the 62nd Standing Order of the House, in respect of a private Bill proposed to be introduced, viz. :—‘*A Bill to Incorporate the Illawarra Coal Company,*’” and (2) “the accommodation for Members sitting on the Cross Benches in the Chamber,”—have adopted the following Resolutions in relation thereto, viz. :—

(*Proposal to dispense, in part, with 62nd Standing Order.*)

- “ (1.) That the Committee having ascertained from one of the promoters
“ of the Bill, that the 60th Standing Order has not been complied with,
“ your Committee consider it unnecessary to make any recommendation
“ upon the question referred to them.

Cross

(*Cross Bench Accommodation.*)

- “(2.) That, in the event of its being considered advisable to alter the disposition of the Cross Benches, the Committee are of opinion that an alteration, of the nature indicated by the present temporary arrangement, is the best that can be adopted, and should be carried out under the direction of the Speaker.
- “(3.) That in the opinion of the Committee, such an alteration would interfere with the symmetry of the Chamber, and is therefore undesirable.
- “(4.) That for the purposes of the reference, as well as on other grounds, your Committee are of opinion that the Table should be much abridged in length; and that no more than one chair, in addition to those occupied by the clerks, should be permitted to be placed thereat.
- “(5.) That the foregoing Resolutions be embodied in a Report and submitted to the House.”

And now beg to lay the same before your Honorable House.

*Legislative Assembly Chamber,
Sydney, 10th December, 1863.*

JOHN HAY,
Chairman.

Ordered, on motion of Mr. Hart, to be printed.

4. Post Office, Sutton Forest:—Mr. Morrice presented a Petition from the Inhabitants of Sutton Forest, and its neighbourhood, in the Berrima District, complaining of the removal of the Post Office of that District from the Main Road to an isolated position in the bush, and praying its restoration to any suitable spot on the Main Road in the Settlement of Sutton Forest.
Petition received.
5. Postponement:—The Order of the Day for the Resumption of the Committee of Supply postponed, on motion of Mr. Eagar, until Wednesday next.
6. Ways and Means:—On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

And the Committee having continued to sit till after Midnight,—

FRIDAY, 11 DECEMBER, 1863. A.M.

The Chairman reported progress, and asked leave to sit again to-morrow.

Question, *as amended with the concurrence of the House*, on motion of Mr. Eagar,—That the Committee have leave to sit again to-morrow, *with precedence over all other business*,—put and passed.

The House adjourned, on motion of Mr. Martin, at Six minutes after Twelve o'clock, A.M., until Three o'clock, P.M., This Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, DECEMBER 11.

QUESTIONS :—

1. MR. ROBERTSON *to ask* THE SECRETARY FOR LANDS,—What information has he as to the spread of Pleuro-pneumonia in the Northern Districts of the Colony; and has he any objection to lay any such before the House, particularizing the cases in each District?
2. MR. LUCAS *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Whether any Member of the present Government, other than Mr. Holroyd, has taken up any Land under the Crown Lands Acts of 1861?
 - (2.) If so, when was the selection made?
 - (3.) Where is the Land situated?
 - (4.) What is the description of the Land?
3. MR. GARRETT *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Has he any official information as to the existence of Pleuro-pneumonia amongst the herds of Horned Cattle in the District of Monaro?
 - (2.) If so, has he any objection to lay the information before the House?
4. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) If the Government will authorize Mr. Surveyor Derby, a Licensed Surveyor in the Liverpool Plains District, now employed at Murrurundi, to survey and mark the Box Tree Flat and Upper Page Roads, as promised by the late Government, on Petitions presented by him?
 - (2.) Were not instructions given to Mr. Surveyor Oliver to mark these roads, previous to his resignation?
5. MR. DRIVER *to ask* THE ATTORNEY GENERAL,—Have the Government determined upon taking any steps to amend the Law relating to Lunatic Asylums; if so, will any measure be introduced during the present Session?
6. MR. DRIVER *to ask* THE ATTORNEY GENERAL,—
 - (1.) Have the Government taken into consideration the Rider of the Jury upon the trial of the case of Scott *versus* Hanson and Bennett?
 - (2.) Have any and what steps been taken therein?

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Smoke Nuisance Abatement Bill; second reading.
2. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
3. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
4. Vexatious Indictments Prevention Bill; second reading.
5. Debate on the Motion of Mr. Harpur :—
 - "(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - "(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."
6. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
7. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—
 - "(1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
 - "(1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find every thing except Land; uphold and keep the same in repair for a period of one year after completion.

"(2.)

- “(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- “(3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- “(4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- “(5.) That “finding everything” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “(6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.
8. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
 9. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
 10. Impounding Bill; to be further considered in Committee.
 11. Presbyterian College Bill; second reading.
 12. Municipalities Law Amendment Bill; to be considered in Committee.
 13. Metropolitan Corporation Bill; to be further considered in Committee.
 14. Parnell's Trust Bill; third reading.
 15. Public Service Superannuation Bill; to be further considered in Committee.
 16. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION :—

1. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
2. MR. BURNS to move, That there be laid upon the Table of this House,—
 - (1.) Copies of the information, warrant, depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
3. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
4. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give certificates as to the state of cattle examined by them when shipped.
5. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
6. MR. RAPER to move, That the Petition presented by him on 9th December from Parramatta, signed by upwards of 200 residents, in favour of the Protective Policy, be printed.
7. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
8. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.

9. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December instant, in the case of Wells v. Hawley.
10. MR. GARRETT to move, That there be laid upon the Table of this House, a Return shewing,—
- (1.) The average time that elapsed between the date of sequestration and the close of the third meeting of creditors for proof of debts, and between the date of sequestration and the close of the examination meetings, in all Insolvent Estates sequestrated during the two years preceding the passing of the 25th Vic., No. 8, to the 26th December, 1861; and in all Insolvent Estates sequestrated between the 26th December, 1861, and the 1st December, 1863, respectively.
 - (2.) A Return of the average time that elapsed between the date of the sequestration of, and the filing of the accounts current and plans of distribution, or final reports in, all Insolvent Estates sequestrated during the periods named in the foregoing resolution, respectively.
 - (3.) A Return of the average costs and expenses of the compulsory sequestration of, and of all other law costs and expenses paid by Official Assignees in Insolvency, out of all Insolvent Estates sequestrated during the periods named in the first resolution, respectively.
 - (4.) A Return of the proportion of assets realized to that of assets disclosed by the Insolvents Schedules, in all Insolvent Estates sequestrated during the periods specified in the first resolution, respectively.
 - (5.) A Return of the number and dates of accounts filed in the Office of the Chief Commissioner of Insolvent Estates, pursuant to the 17th Vic., No. 17, s. 2, in the first week in January of every year, between the passing of that Act on 5th September, 1853, and the 26th December, 1861, and between the 26th December, 1861, and the 1st December, 1863, respectively; of all moneys which, on the 31st December then preceding, were in the hands of the Official Assignees in Insolvency, for three years or upwards, arising from unpaid or unclaimed dividends, and balances due to Creditors in Insolvent Estates.
 - (6.) And a Return of the total amount of the last-mentioned moneys that have been paid, and of the dates at which they were paid over to the Colonial Treasurer during said respective periods, pursuant to the said section of the said Act (17 Vic. No. 17.)
11. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
12. MR. GARRETT to move, That there be laid upon the Table of this House,—
- (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vic., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 - (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
 - (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
13. MR. SADLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
14. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
15. MR. LUCAS to move, That the Petition presented by him on 2nd December, from certain Cabinet-makers of the City of Sydney, be printed.
16. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.)

- (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
- (6.) The names of sureties.
- (7.) The amount of per-centage retained in each case till completion of contract.
- (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

TUESDAY, DECEMBER 15.

QUESTION :—

1. MR. TIGHE to ask THE SECRETARY FOR LANDS,—
 - (1.) Whether the Government have received any communication from, or on behalf of, the Inhabitants of Fullerton Cove and its vicinity, (in the County of Gloucester), requesting that a new road may be proclaimed, with a view of meeting the public requirements of the District; such road to commence at the junction of the Stockton and Raymond Terrace roads, leading in the direction of a locality called "The Parading Ground," and passing through the properties of John Cox, William Archer, William Pitt, George Sampson, Patrick M'Dermott, Thomas Logan, and John Smith?
 - (2.) Do the Government intend to take the requisite steps towards having a public road proclaimed through the abovenamed properties?
- OTHER BUSINESS—NOTICES OF MOTION :—
1. MR. RUSDEN to move, That the Resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
2. MR. MORRIS to move the following Resolutions *seriatim* :—

That in the opinion of this House it is desirable,—

 - (1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
 - (4.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
 - (7.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.
 - (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
 - (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
3. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
4. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000, for a Railway from Muswellbrook to Mudgee.

5. MR. R. FORSTER to move, That there be laid upon the Table of this House, a Return shewing the number of times "The Land Titles Commissioners" under the Real Property Act (26 Vic., No. 9) have sat since the 1st July, 1863, to this date, inclusively, and the gross amount of fees received by them during the said period.
6. MR. SAMUEL to move, That, with reference to the following Resolution of this House, adopted on 5th December, A.M., namely,—“ That there be laid upon the Table of this House,—
 “ (1.) A copy of the tender sent in to the Government by Messrs. Peto and Co.,
 “ for constructing about forty miles of the Great Southern Railway, up to Goulburn,
 “ and the quantities of work to be executed.
 “ (2.) Copies of quantities and gross amounts of all tenders sent in by different
 “ contractors for contract No. 6,”—
 This House does not insist upon having the sums mentioned in any offer made by Messrs. Peto, Brassy, and Betts stated; but that the letters may be produced, leaving the sums blank.
7. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
8. MR. R. FORSTER to move, That the Report of the Select Committee on the Petition of Mr. T. D. Allen, be now adopted.
9. MR. DANGAR to move, That the Petition presented by him on the 8th December, from Mrs. Mary Singleton, of Singleton, be printed.
10. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
11. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
12. MR. DANGAR to move, That there be laid upon the Table of this House,—
 (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 (3.) Copies of the final Decision in the case as made by the Minister for Lands.
13. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
14. MR. SAMUEL to move, That the Petition of Merchants and others, relative to the proposed alterations in the Tariff, presented by him on the 9th December, be printed.
15. MR. STEWART to move, That there be laid upon the Table of this House,—
 (1.) Copies of all applications to reclaim land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 (2.) Also, Copies of all Correspondence having reference to the same subject.
16. MR. HARR to move, That the Report of the Standing Orders Committee on the proposal to dispense, in part, with the 62nd Standing Order, and also respecting the accommodation for Members on the Cross Benches, presented to the House on the 10th instant, be adopted.
17. MR. TERRY to move, That the Petition presented by him on the 9th December, from certain Inhabitants of Paddington, Woolhara, Point Piper, and Rushcutter's Bay, relative to Protective Duties, be printed.

WEDNESDAY, DECEMBER 16.

GOVERNMENT BUSINESS—ORDERS OF THE DAY.

1. Members of Parliament Railway Tolls Exemption Bill; second reading.
2. Supply; Resumption of the Committee.

THURSDAY, DECEMBER 17.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WILSON to move,—
 (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

FRIDAY, DECEMBER 18.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Dog Nuisance Abatement Bill; second reading.

NOTICE

NOTICE OF MOTION :—

1. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.

TUESDAY, DECEMBER 22.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DALGLEISH to move for leave to introduce a Bill to limit the duration of all future Legislative Assemblies of New South Wales to two years.
2. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.
3. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
4. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
5. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.

TUESDAY, DECEMBER 29.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

“Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
2. MR. CUMMINGS to move for leave to bring in a Bill to amend the Crown Lands Occupation Act of 1861.

New South Wales.

No. 77.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 11 DECEMBER, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) Pleuro-pneumonia in Northern Districts :—Mr. Robertson asked the Secretary for Lands, pursuant to Notice No. 1,—What information has he as to the spread of Pleuro-pneumonia in the Northern Districts of the Colony; and has he any objection to lay any such before the House, particularizing the cases in each District?

Mr. Wilson answered :—The only official information that I have with reference to the question of the Honorable Member, is a letter dated December, 1861, from Mr. Edward Hely. It is dated from Lake Macquarie, and is to the following effect :—
“ It being now an undoubted fact that Pleuro-pneumonia has commenced its ravages in our Colony, and that the Government are adopting decisive and stringent measures to arrest its progress and prevent its spread, I consider it my duty to direct your attention to this part of the country, where for some time past a disease of an anomalous character has been destroying the cattle in large numbers. I do not mean to say it is Pneumonia (in the British type), but knowing as I do how much circumstances tend to alter the diagnosis and even character of the disease, I feel assured that this matter requires scientific investigation. It is so insidious in its course, and truly typhoid in its character, that it escapes ordinary observation till actual disorganization has proceeded to such an extent that the animal is beyond all human assistance. I am led more particularly to make these remarks, and to bring the matter prominently before you, in consequence of the great similarity between the symptoms of this complaint and the sixth case reported by Mr. P. S. Michie (dated from Sydney, 29th November, 1861,) the *post mortem* examination of which proved a more perfect development of the disease in its true state than any of the others in which the signs were more apparent.”

- (2.) Selection of Crown Land by Minister other than Mr. Holroyd :—Mr. Lucas asked the Secretary for Lands, pursuant to Notice No. 2,—

(1.) Whether any Member of the present Government, other than Mr. Holroyd, has taken up any Land under the Crown Lands Acts of 1861?

(2.) If so, when was the selection made?

(3.) Where is the Land situated?

(4.) What is the description of the Land?

Mr. Wilson answered :—A selection for a Mineral lease of twenty-one acres near Moruya, in the County of Dampier, was made by Mr. Martin on the 2nd September, 1862, and the lease issued by the late Government.

- (3.) Pleuro-pneumonia in District of Monaro :—Mr. Garrett asked the Secretary for Lands, pursuant to Notice No. 3,—

(1.) Has he any official information as to the existence of Pleuro-pneumonia amongst the herds of Horned Cattle in the District of Monaro?

(2.) If so, has he any objection to lay the information before the House?

Mr. Wilson answered :—The only official information I have with regard to Pleuro-pneumonia in Monaro is contained in a petition signed by over fifty Squatters of Monaro. The petition is to the following effect :—“ The Honorable John Robertson, Esquire, Minister for Lands, &c. The petition of the undersigned, sheweth—That the disease known as Pleuro-pneumonia in Cattle has appeared in the outskirts of this district. They would therefore urge upon the Minister for Lands the pressing necessity of taking immediate steps for the prevention of the spread of the disease throughout the district, by the appointment of Inspectors. They would beg leave to recommend Mr. Kenneth Mackenzie, as a person fully qualified to act as an Inspector.”

(4.)

- (4.) Box Tree Flat and upper Page Roads :—Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 4,—
- (1.) If the Government will authorize Mr. Surveyor Derby, a Licensed Surveyor in the Liverpool Plains District, now employed at Murrurundi, to survey and mark the Box Tree Flat and Upper Page Roads, as promised by the late Government, on Petitions presented by him ?
 - (2.) Were not instructions given to Mr. Surveyor Oliver to mark these roads, previous to his resignation ?
- Mr. Wilson answered,—
- (1.) Mr. Licensed Surveyor E. P. Mann was instructed, on the 21st October last, to report on, and if necessary to survey the best lines of roads from Box Tree Flat to Blandford, and from farms on the Upper Page to Murrurundi.
 - (2.) Mr. Oliver was never instructed in these matters, his intended resignation having been intimated at the time.
- (5.) Law relating to Lunatic Asylums :—Mr. Driver asked the Attorney General, pursuant to Notice No. 5,—Have the Government determined upon taking any steps to amend the Law relating to Lunatic Asylums; if so, will any measure be introduced during the present Session ?
- Mr. W. Forster answered :—The Government have not determined to take any such steps, being unwilling to interfere with the action of the Select Committee sitting upon the subject.
- (6.) Rider of Jury in the case of "Scott v. Hanson and another" :—Mr. Driver asked the Attorney General, pursuant to Notice No. 6,—
- (1.) Have the Government taken into consideration the Rider of the Jury upon the trial of the case of Scott *versus* Hanson and Bennett ?
 - (2.) Have any and what steps been taken therein ?
- Mr. W. Forster answered :—The House will be asked to refer the matter to the Select Committee on Lunatic Asylums.
2. Paper :—Mr. W. Forster laid upon the Table, letter from Sir Alfred Stephen (Chief Justice), dated 5 December, 1863, to Colonial Secretary, reporting a Rider, attached by the Jury to their verdict in the cause of Scott v. Hanson and another, recently tried in the Supreme Court.
- Ordered, on motion of Mr. W. Forster, to be printed, and referred to the Select Committee now sitting on the present state and management of Lunatic Asylums.
3. Moruya Silver Mining Company's Incorporation Bill :—Mr. Leary, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee, for whose consideration and report this Bill was referred, on 1st December, 1863.
- Ordered to be printed.
- Mr. Leary then moved, That the second reading of this Bill stand an Order of the Day for Friday next.
- Question put and passed.
4. Papers :—Mr. Martin laid upon the Table the undermentioned Papers :—
- (1.) Letter from Chief Commissioner of Insolvent Estates to Attorney General, dated 10th December, 1863, enclosing letter addressed to himself, expressing confidence in his administration of the Insolvency Law.
 - (2.) Further Return to Address, in reference to "Chief Commissioner of Insolvent Court," adopted by this House, on motion of Mr. Holroyd, on 14th July, 1863.
- Ordered to be printed.
5. Public Service Superannuation Bill :—Mr. Martin presented a Petition from James Byrn Richards, of Bathurst, Surveyor and Commissioner of Crown Lands, praying that he may be allowed to participate in the advantages of the said Bill, from which he alleges he is excluded.
- Petition received.
6. Paper :—Mr. Holroyd laid upon the Table, Return, *in reply to Mr. Leary's Question No. 19, in Votes and Proceedings of 1st December, No. 70*, "relative to Police Buildings at Paterson."
- Ordered to be printed.
7. Motion for Adjournment :—Mr. Robertson moved, That this House do now adjourn.
- Debate ensued.
- Question put and negatived.
8. Ways and Means :—On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

And the Committee having continued to sit till after Midnight :—

SATURDAY, 12 DECEMBER, 1863. A.M.

The Chairman reported progress, and asked leave to sit again on Tuesday next. Question, *as amended with the concurrence of the House*, on motion of Mr. Martin,—That the Committee have leave to sit again on Tuesday next, *with precedence over all other business*.—put and passed.

The House adjourned, on motion of Mr. Martin, at twenty-two minutes after One o'clock A.M., until Tuesday next, at Three o'clock P.M.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, DECEMBER 15.

QUESTIONS:—

1. MR. TIGHE to ask THE SECRETARY FOR LANDS,—
 - (1.) Whether the Government have received any communication from, or on behalf of, the Inhabitants of Fullerton Cove and its vicinity, (in the County of Gloucester), requesting that a new road may be proclaimed, with a view of meeting the public requirements of the District; such road to commence at the junction of the Stockton and Raymond Terrace roads, leading in the direction of a locality called "The Parading Ground," and passing through the properties of John Cox, William Archer, William Pitt, George Sampson, Patrick M'Dermott, Thomas Logan, and John Smith?
 - (2.) Do the Government intend to take the requisite steps towards having a public road proclaimed through the abovenamed properties?
2. MR. DANGAR to ask THE COLONIAL TREASURER,—
 - (1.) Whether the Government have made any arrangement with the Governments of Victoria and Queensland for the collection of the Border duties?
 - (2.) If not, do the Government intend to appoint efficient officers to collect those duties, and when?
 - (3.) What is the estimated amount annually lost to our revenue on goods liable to duty, and allowed illegally to pass duty free into our Colony from Victoria and Queensland?

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. RUSDEN to move, That the Resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
2. MR. MORRIS to move the following Resolutions *seriatim*:—

That in the opinion of this House it is desirable,—

 - (1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, viz.:—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
 - (4.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
 - (7.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.
 - (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
 - (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.

3. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
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4. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000, for a Railway from Muswellbrook to Mudgee.
5. MR. R. FORSTER to move, That there be laid upon the Table of this House, a Return shewing the number of times "The Land Titles Commissioners" under the Real Property Act (26 Vic., No. 9) have sat since the 1st July, 1863, to this date, inclusively, and the gross amount of fees received by them during the said period.
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 - “(1.) A copy of the tender sent in to the Government by Messrs. Peto and Co., “for constructing about forty miles of the Great Southern Railway, up to Goulburn, “and the quantities of work to be executed.
 - “(2.) Copies of quantities and gross amounts of all tenders sent in by different “contractors for contract No. 6,”—
 This House does not insist upon having the sums mentioned in any offer made by Messrs. Peto, Brassy, and Betts stated; but that the letters may be produced, leaving the sums blank.
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8. MR. R. FORSTER to move, That the Report of the Select Committee on the Petition of Mr. T. D. Allen, be now adopted.
9. MR. DANGAR to move, That the Petition presented by him on the 8th December, from Mrs. Mary Singleton, of Singleton, be printed.
10. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
11. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
12. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 - (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 - (3.) Copies of the final Decision in the case as made by the Minister for Lands.
13. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
14. MR. SAMUEL to move, That the Petition of Merchants and others, relative to the proposed alterations in the Tariff, presented by him on the 9th December, be printed.
15. MR. STEWART to move, That there be laid upon the Table of this House,—
 - (1.) Copies of all applications to reclaim land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 - (2.) Also, Copies of all Correspondence having reference to the same subject.
16. MR. HART to move, That the Report of the Standing Orders Committee on the proposal to dispense, in part, with the 62nd Standing Order, and also respecting the accommodation for Members on the Cross Benches, presented to the House on the 10th instant, be adopted.
17. MR. TERRY to move, That the Petition presented by him on the 9th December, from certain Inhabitants of Paddington, Woolhara, Point Piper, and Rushcutter's Bay, relative to Protective Duties, be printed.
18. MR. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
19. MR. SAMUEL to move, That Leave of Absence be granted for ten days to the Honorable Member for Argyle, (Mr. Emanuel), in consequence of severe indisposition.
20. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.

21. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
22. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
23. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give certificates as to the state of cattle examined by them when shipped.
24. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
25. MR. RAPER to move, That the Petition presented by him on 9th December from Parramatta, signed by upwards of 200 residents, in favour of the Protective Policy, be printed.
26. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
27. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
28. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December instant, in the case of Wells v. Hawley.
29. MR. GARRETT to move, That there be laid upon the Table of this House, a Return shewing,—
 (1.) The average time that elapsed between the date of sequestration and the close of the third meeting of creditors for proof of debts, and between the date of sequestration and the close of the examination meetings, in all Insolvent Estates sequestrated during the two years preceding the passing of the 25th Vic., No. 8, to the 26th December, 1861; and in all Insolvent Estates sequestrated between the 26th December, 1861, and the 1st December, 1863, respectively.
 (2.) A Return of the average time that elapsed between the date of the sequestration of, and the filing of the accounts current and plans of distribution, or final reports in, all Insolvent Estates sequestrated during the periods named in the foregoing resolution, respectively.
 (3.) A Return of the average costs and expenses of the compulsory sequestration of, and of all other law costs and expenses paid by Official Assignees in Insolvency, out of all Insolvent Estates sequestrated during the periods named in the first resolution, respectively.
 (4.) A Return of the proportion of assets realized to that of assets disclosed by the Insolvents Schedules, in all Insolvent Estates sequestrated during the periods specified in the first resolution, respectively.
 (5.) A Return of the number and dates of accounts filed in the Office of the Chief Commissioner of Insolvent Estates, pursuant to the 17th Vic., No. 17, s. 2, in the first week in January of every year, between the passing of that Act on 5th September, 1853, and the 26th December, 1861, and between the 26th December, 1861, and the 1st December, 1863, respectively; of all moneys which, on the 31st December then preceding, were in the hands of the Official Assignees in Insolvency, for three years or upwards, arising from unpaid or unclaimed dividends, and balances due to Creditors in Insolvent Estates.
 (6.) And a Return of the total amount of the last-mentioned moneys that have been paid, and of the dates at which they were paid over to the Colonial Treasurer during said respective periods, pursuant to the said section of the said Act (17 Vic. No. 17.)
30. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
31. MR. GARRETT to move, That there be laid upon the Table of this House,—
 (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
 (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
32. MR. SADLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."

33. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
- (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
- (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
- (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
34. MR. LUCAS to move, That the Petition presented by him on 2nd December, from certain Cabinet-makers of the City of Sydney, be printed.
35. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
- (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
- (3.) The extent of each contract.
- (4.) The rate of progress upon each contract in miles, and money paid per month.
- (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
- (6.) The names of sureties.
- (7.) The amount of per-centage retained in each case till completion of contract.
- (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Smoke Nuisance Abatement Bill; second reading.
2. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
3. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
4. Vexatious Indictments Prevention Bill; second reading.
5. Debate on the Motion of Mr. Harpur:—
 - "(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - "(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."
6. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
7. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—
 - "(1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - "(1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - "(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

" (3.)

- “(3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- “(4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- “(5.) That “finding everything” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “(6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.
8. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
9. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
10. Impounding Bill; to be further considered in Committee.
11. Presbyterian College Bill; second reading.
12. Municipalities Law Amendment Bill; to be considered in Committee.
13. Metropolitan Corporation Bill; to be further considered in Committee.
14. Parnell's Trust Bill; third reading.
15. Public Service Superannuation Bill; to be further considered in Committee.
16. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

WEDNESDAY, DECEMBER 16.

QUESTIONS:—

1. MR. DALGLEISH *to ask* THE SECRETARY FOR LANDS,—
- (1.) If Hieloman Island, on the north bank of the Clarence River, above the Elbow, has been surveyed?
 - (2.) Has that island been conditionally purchased, and by whom?
 - (3.) Was any previous application to purchase that island refused, and to whom?
 - (4.) Has a Township been laid out and surveyed by Government at Clarence River Heads?
 - (5.) Has any pre-emptive right been claimed in such Township, and by whom, and on what grounds?
 - (6.) Does any correspondence on these subjects exist in the Lands or Survey Offices?
2. MR. DRIVER *to ask* THE COLONIAL TREASURER,—
- (1.) How many licenses have been issued under the provisions of the Act of Council, 26 Victoria, No. 16?
 - (2.) Is there any objection to lay upon the Table of this House, a Return shewing the Districts in which such licenses were issued, and the amounts received thereon?

GOVERNMENT BUSINESS—ORDERS OF THE DAY.

1. Members of Parliament Railway Tolls Exemption Bill; second reading.
2. Supply; Resumption of the Committee.

THURSDAY, DECEMBER 17

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WILSON *to move*,—
- (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

FRIDAY,

FRIDAY, DECEMBER 18.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Dog Nuisance Abatement Bill; second reading.
3. Moruya Silver Mining Company's Incorporation Bill; second reading.

NOTICE OF MOTION:—

1. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease: the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.

TUESDAY, DECEMBER 22.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DALGLEISH to move for leave to introduce a Bill to limit the duration of all future Legislative Assemblies of New South Wales to two years.
2. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.
3. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
4. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
5. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
6. MR. ALLEN to move, That the two Petitions, relative to Protective Duties, presented by him on the 2nd December, be printed.
7. MR. LUCAS to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Gray, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Cunneen, and the Mover.

TUESDAY,

TUESDAY, DECEMBER 29.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. ROTTON to move,—

(1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

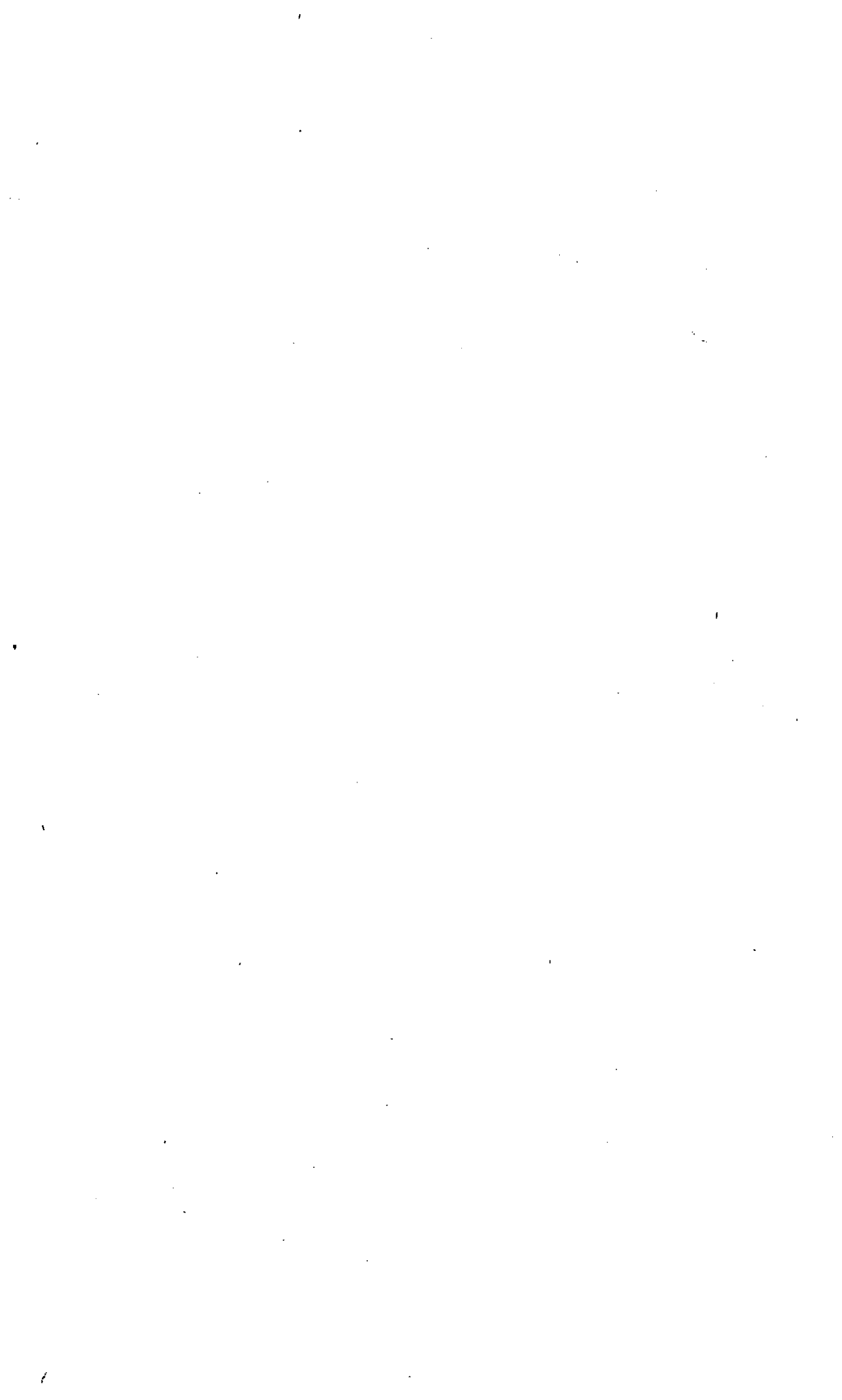
“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.

(2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

2. MR. CUMMINGS to move for leave to bring in a Bill to amend the Crown Lands Occupation Act of 1861.

3. MR. LACKEY to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.



New South Wales.

No. 78.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 15 DECEMBER, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) Road at Fullerton Cove (County of Gloucester) :—Mr. Tighe asked the Secretary for Lands, pursuant to Notice No. 1,—

(1.) Whether the Government have received any communication from, or on behalf of, the Inhabitants of Fullerton Cove and its vicinity, (in the County of Gloucester), requesting that a new road may be proclaimed, with a view of meeting the public requirements of the District; such road to commence at the junction of the Stockton and Raymond Terrace roads, leading in the direction of a locality called "The Parading Ground," and passing through the properties of John Cox, William Archer, William Pitt, George Sampson, Patrick M'Dermott, Thomas Logan, and John Smith?

(2.) Do the Government intend to take the requisite steps towards having a public road proclaimed through the abovenamed properties?

Mr. Wilson answered :—

(1.) The application was received on the 19th October last. Instructions were issued to Mr. Licensed Surveyor Maitland on the 23rd, to report on the necessity of proclamation.

(2.) Until a reply can be received from the Surveyor, further steps cannot be taken.

- (2.) Border Duties :—Mr. Dangar asked the Colonial Treasurer, pursuant to Notice No. 2,—

(1.) Whether the Government have made any arrangement with the Governments of Victoria and Queensland for the collection of the Border Duties?

(2.) If not, do the Government intend to appoint efficient officers to collect those duties, and when?

(3.) What is the estimated amount annually lost to our revenue on goods liable to duty, and allowed illegally to pass duty free into our Colony from Victoria and Queensland?

Mr. Eagar answered :—

(1.) The Government have made no arrangements with the Governments of Victoria and Queensland for the collection of the Border Duties.

(2.) The Government does not intend, at present, to appoint efficient officers to collect those duties.

(3.) The loss to our revenue may be estimated at about £30,000 per annum. There is no loss to our revenue from the traffic on the Queensland border.

2. Motion Withdrawn :—Mr. Morris withdrew the Motion standing in his name, No. 2 on the Notice Paper for to-day.

3. Line of Railway between Blackheath and Bathurst :—Mr. Lucas presented a Petition from certain Inhabitants of the District of Hartley, indicating a certain route as the best for the said line of Railway, and praying that that route may be adopted which may be of the greatest public service,—
And the same having been read at length by the Clerk, by direction of the Speaker,—
Petition received.

4. Proposed New Tariff :—Mr. Samuel presented a Petition from certain Merchants and others, against the proposed New Tariff, especially the *ad valorem* duties.
Petition received.

5. Railway from Goulburn to Albury:—Mr. Alexander presented a Petition from certain Inhabitants of Goulburn and the surrounding Districts, praying for the speedy construction of the Line of Railway indicated, and suggesting that the works be “placed, by tender, in the hands of one enterprising firm,” rather than let out piecemeal to a number of small contractors;—
And the same having been read at length by the Clerk, by direction of the Speaker,—
Petition received.
6. Proposed New Tariff—Protection to the trade of the Colony:—Mr. Allen presented a Petition from certain Mechanics and Producers of Goulburn, in favor of the proposed *ad valorem* Duties on imported goods, as affording protection to the trade of the Colony—and praying that a measure may be passed insuring such protection,—
And the same having been read at length by the Clerk, by direction of the Speaker,—
Petition received.
7. Motions withdrawn:—Mr. Dangar withdrew the Motions standing in his name, Nos. 9 and 12 on the Notice Paper for to-day.
8. Ways and Means:—On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

The Chairman reported progress, and obtained leave to sit again at a later hour this day.

The Chairman then, on behalf of the Committee, requested the Speaker's decision upon the following Point of Order, viz. :—

The following Resolution being under the consideration of the Committee:—

“*That*” towards raising the Supply granted to Her Majesty, there shall be charged, in lieu of the Duties on Spirits and Wines, including all such Spirits and Wines now in Bond, imposed by the Act 19 Victoria, No. 14, the Import Duties following, namely:—

	£	s.	d.
“ On <i>Spirits</i> or <i>Strong Waters</i> of all kinds not being sweetened “ or mixed (so that the degree of strength cannot be ascer- “ tained by the Hydrometer) of the strength of proof and “ in proportion for any greater or less strength—the gallon	0	10	0
“ On <i>Spirits</i> or <i>Strong Waters</i> sweetened mixed or perfumed “ Cordials Liqueurs and all mixed liquids under whatever “ name containing a greater proportion than thirty <i>per centum</i> “ of alcohol—the liquid gallon	0	10	0
“ On <i>Sam Shou</i> and other spirituous mixtures containing not “ more than thirty <i>per centum</i> of alcohol—the liquid gallon	0	5	0
“ On <i>Wine</i> containing more than fifteen and not more than “ twenty-five <i>per centum</i> of alcohol—the liquid gallon	0	3	0
“ On <i>Wine</i> containing not more than fifteen <i>per centum</i> of alcohol— “ the liquid gallon	0	1	6
“ On <i>Spirits</i> distilled within the Colony, when made and distilled “ from Sugar which shall have paid Customs Duties—for “ every proof gallon thereof	0	9	5
“ On such <i>Spirits</i> when made or distilled wholly or in any pro- “ portion exceeding ten <i>per centum</i> of the whole from “ materials which are not subject to any Duty of Customs— “ for every proof gallon thereof	0	10	0”

The Honorable Member for Braidwood (Capt. Moriarty) had proposed, by way of Amendment thereto, that all the words after the first word “*That*” be omitted, with a view to inserting in their place the words “in the opinion of this Committee the Tariff submitted by the Colonial Treasurer is, in some instances, at variance with all sound principles of taxation, and, if carried in its integrity, will be injurious to the best interests of the Colony.

The special instances alluded to are:—

- “ 1. viz., No. 1. The equalization of duties on Spirits.
- “ 2. „ No. 2. The *ad valorem* duty of ten *per cent.*
- “ 3. „ No. 3. The *ad valorem* duty of five *per cent.* on all other articles with
“ the exceptions stated.
- “ 4. „ No. 4. The charge of one penny on all Newspapers”;

And he (The Chairman) relying upon the Parliamentary Rule laid down in May, 4th Edition, pages 530 and 531, had objected to the proposed Amendment, on the ground of its irrelevancy to the Resolution under consideration.

The Speaker said,—In this case the proposed Amendment was strictly relevant to the subject under reference to the Committee, but not to the Resolution then before it. It had however been proposed from the Chair, and as there was no clear rule or authoritative dictum on which he could found a positive ruling, his duty was to state the practice and leave the House to decide.

The general principle was, that no Committee could entertain any Resolution which was not strictly relevant to the subject-matter referred to the Committee. The Committees of Supply and of Ways and Means were, however, subjected to farther restrictions, and in the latter he could not find that any Amendment had been at any time dealt with in the House of Commons unless strictly relevant to the Resolution before the Committee; although he found that on one occasion an Amendment, not thus relevant, though within the reference to the Committee,

had

had been without objection *proposed* from the Chair, though on other grounds withdrawn, and therefore not finally *put* (Dec. 10, 1852, 3 Hans. 123). It was, indeed, not quite certain how far the relaxation in this respect might now be permitted; but the true principle applicable was, so far as he could gather, that which he had stated on a previous occasion during the present Session, viz., "That an Amendment in Committee of Ways and Means must be strictly relevant to the Resolution proposed." (Votes and Proceedings, 10 Sept., 1863.)

Mr. Hart then moved, That the aforesaid Amendment moved by the Honorable Member for Braidwood, in the Committee of Ways and Means, not being relevant to the Resolution submitted to such Committee, ought not to be put.

Question put and passed.

Whereupon, on motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

The Chairman reported progress, and obtained leave to sit again to-morrow.

The House adjourned, on motion of Mr. Martin, at Twenty-five minutes before Twelve o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, DECEMBER 16.

QUESTIONS :—

1. MR. DALGLEISH *to ask* THE SECRETARY FOR LANDS,—
 - (1.) If Hieloman Island, on the north bank of the Clarence River, above the Elbow, has been surveyed?
 - (2.) Has that island been conditionally purchased, and by whom?
 - (3.) Was any previous application to purchase that island refused, and to whom?
 - (4.) Has a Township been laid out and surveyed by Government at Clarence River Heads?
 - (5.) Has any pre-emptive right been claimed in such Township, and by whom, and on what grounds?
 - (6.) Does any correspondence on these subjects exist in the Lands or Survey Offices?
2. MR. DRIVER *to ask* THE COLONIAL TREASURER,—
 - (1.) How many licenses have been issued under the provisions of the Act of Council, 26 Victoria, No. 16?
 - (2.) Is there any objection to lay upon the Table of this House, a Return shewing the Districts in which such licenses were issued, and the amounts received thereon?
3. MR. DANGAR *to ask* THE COLONIAL TREASURER,—
 - (1.) If it is true that the Colonial Treasurer or the Collector of Customs has promoted Messrs. Gordon and Levy, and others, over the the heads of meritorious officers, their seniors, and contrary to repeated promises made by various Colonial Treasurers?
 - (2.) Will the Government have any objection to lay on the Table of this House a list of the Custom House Officers who have been promoted in place of Mr. M'Coy, deceased, on the recommendation of the Collector of Customs, with the dates of appointment and duty of these gentlemen prior to promotion?
4. MR. MORRICE *to ask* THE SECRETARY FOR LANDS,—
 - (1.) What arrangements, if any, the Government have made, since Mr. Arthur Ledger's resignation, for the future management of the Alpacas?
 - (2.) Have the Government engaged a Superintendent; if so, at what salary?
 - (3.) And, what other expenses have the Government sanctioned on account of the Alpacas?

5. MR. BURNS to ask THE COLONIAL TREASURER,—
 (1.) What report has been received from the Postmaster General on the application of the Inhabitants of Cessnock for a Local Post Office?
 (2.) Whether he intends to comply with the application in question, and, if so, when?
6. MR. BURNS to ask THE SECRETARY FOR LANDS,—What determination he has arrived at, in respect to the application of upwards of 300 landowners and others, for a Punt to be established on the River Hunter, between Luskintyre and Lochinvar, in lieu of the Bridge which was erected there by the neighbouring inhabitants, in 1855, without any aid from the Government, and which has been destroyed by floods?

GOVERNMENT BUSINESS—ORDERS OF THE DAY.

1. Members of Parliament Railway Tolls Exemption Bill; 'second reading.
2. Supply; Resumption of the Committee.
3. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. SADDLEIR to move the following Resolutions:—
 (1.) That, in the opinion of this House, the Government ought to have, in re-constructing the Estimated Expenditure for 1864, considerably reduced the amount, and thereby reduced the Estimated Deficiency in Revenue Expenditure, as set forth in the Ways and Means.
 (2.) That the Government, in their proposed Financial Scheme, ought to have placed the duties, in addition to direct taxation, chiefly on articles of luxury, and to have been few in number, and the rate charged should have been so low as not to diminish consumption, and a specific, and not an *ad valorem* duty.
 (3.) That the Ministry, in order to provide for the Debt of the Colony, ought to have introduced either a low rate of Property or Income Tax, property having derived great benefits from Railways and Harbour Improvements, and therefore one of the most legitimate sources for meeting said Debt.
 (4.) That the Ministry should meet present requirements by the issue of Treasury Bills, not exceeding the balance of £400,000, due from the Free Selectors of Land.
 (5.) That these Resolutions be embodied in an Address to His Excellency the Governor.
2. MR. RUSDEN to move, That the Resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
3. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry:—
 (1.) With the Government and any person or persons.
 (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 (3.) With the Chief Commissioner and F. W. Perry.
 (4.) With the Chief Commissioner and any person or persons.
 (5.) With the Crown Solicitor and any person or persons.
4. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000, for a Railway from Muswellbrook to Mudgee.
5. MR. R. FORSTER to move, That there be laid upon the Table of this House, a Return showing the number of times "The Land Titles Commissioners" under the Real Property Act (26 Vic., No. 9) have sat since the 1st July, 1863, to this date, inclusively, and the gross amount of fees received by them during the said period.
6. MR. SAMUEL to move, That, with reference to the following Resolution of this House, adopted on 5th December, A.M., namely,—“That there be laid upon the Table of this House,—
 “(1.) A copy of the tender sent in to the Government by Messrs. Peto and Co.,
 “for constructing about forty miles of the Great Southern Railway, up to Goulburn,
 “and the quantities of work to be executed.
 “(2.) Copies of quantities and gross amounts of all tenders sent in by different
 “contractors for contract No. 6,”—
 This House does not insist upon having the sums mentioned in any offer made by Messrs. Peto, Brassy, and Betts stated; but that the letters may be produced, leaving the sums blank.
7. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
8. MR. R. FORSTER to move, That the Report of the Select Committee on the Petition of Mr. T. D. Allen, be now adopted.
9. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
10. MR. HARRUP to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.

11. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
12. MR. SAMUEL to move, That the Petition of Merchants and others, relative to the proposed alterations in the Tariff, presented by him on the 9th December, be printed.
13. MR. STEWART to move, That there be laid upon the Table of this House,—
 - (1.) Copies of all applications to reclaim land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 - (2.) Also, Copies of all Correspondence having reference to the same subject.
14. MR. HART to move, That the Report of the Standing Orders Committee on the proposal to dispense, in part, with the 62nd Standing Order, and also respecting the accommodation for Members on the Cross Benches, presented to the House on the 10th instant, be adopted.
15. MR. TERRY to move, That the Petition presented by him on the 9th December, from certain Inhabitants of Paddington, Woolhara, Point Piper, and Rushcutter's Bay, relative to Protective Duties, be printed.
16. MR. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
17. MR. SAMUEL to move, That Leave of Absence be granted for ten days to the Honorable Member for Argyle, (Mr. Emanuel), in consequence of severe indisposition.
18. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
19. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
20. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
21. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give certificates as to the state of cattle examined by them when shipped.
22. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
23. MR. RAPER to move, That the Petition presented by him on 9th December, from Parramatta, in favour of the Protective Policy, be printed.
24. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
25. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
26. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December instant, in the case of Wells v. Hawley.
27. MR. GARRETT to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The average time that elapsed between the date of sequestration and the close of the third meeting of creditors for proof of debts, and between the date of sequestration and the close of the examination meetings, in all Insolvent Estates sequestrated during the two years preceding the passing of the 25th Vic., No. 8, to the 26th December, 1861; and in all Insolvent Estates sequestrated between the 26th December, 1861, and the 1st December, 1863, respectively.
 - (2.) A Return of the average time that elapsed between the date of the sequestration of, and the filing of the accounts current and plans of distribution, or final reports in, all Insolvent Estates sequestrated during the periods named in the foregoing resolution, respectively.
 - (3.) A Return of the average costs and expenses of the compulsory sequestration of, and of all other law costs and expenses paid by Official Assignees in Insolvency, out of all Insolvent Estates sequestrated during the periods named in the first resolution, respectively.
 - (4.) A Return of the proportion of assets realized to that of assets disclosed by the Insolvents Schedules, in all Insolvent Estates sequestrated during the periods specified in the first resolution, respectively.
 - (5.) A Return of the number and dates of accounts filed in the Office of the Chief Commissioner

Commissioner of Insolvent Estates, pursuant to the 17th Vic., No. 17, s. 2, in the first week in January of every year, between the passing of that Act on 5th September, 1853, and the 26th December, 1861, and between the 26th December, 1861, and the 1st December, 1863, respectively; of all moneys which, on the 31st December then preceding, were in the hands of the Official Assignees in Insolvency, for three years or upwards, arising from unpaid or unclaimed dividends, and balances due to Creditors in Insolvent Estates.

- (6.) And a Return of the total amount of the last-mentioned moneys that have been paid, and of the dates at which they were paid over to the Colonial Treasurer during said respective periods, pursuant to the said section of the said Act (17 Vic. No. 17.)
28. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
29. MR. GARRETT to move, That there be laid upon the Table of this House,—
- (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vic., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
- (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
- (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
30. MR. SADLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
31. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
- (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
- (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
- (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
32. MR. LUCAS to move, That the Petition presented by him on 2nd December, from certain Cabinet-makers of the City of Sydney, be printed.
33. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
- (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
- (3.) The extent of each contract.
- (4.) The rate of progress upon each contract in miles, and money paid per month.
- (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
- (6.) The names of sureties.
- (7.) The amount of per-centage retained in each case till completion of contract.
- (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Smoke Nuisance Abatement Bill; second reading.
2. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
3. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee "on the Harbour Defences, laid upon the Table by him on 9th September, be now "adopted by this House."
4. Vexatious Indictments Prevention Bill; second reading.
5. Debate on the Motion of Mr. Harpur:—
 - "(1.) That a Select Committee, with power to send for persons and papers, be "appointed to inquire into and report upon the truth of the allegations contained in "the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - "(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, "Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and "the Mover."

6. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
7. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—
- “(1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—
- “(1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- “(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- “(3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- “(4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- “(5.) That “finding everything” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “(6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.
8. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
9. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
10. Impounding Bill; to be further considered in Committee.
11. Presbyterian College Bill; second reading.
12. Municipalities Law Amendment Bill; to be considered in Committee.
13. Metropolitan Corporation Bill; to be further considered in Committee.
14. Parnell's Trust Bill; third reading.
15. Public Service Superannuation Bill; to be further considered in Committee.
16. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

THURSDAY, DECEMBER 17.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WILSON to move,—
- (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
- (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

FRIDAY,

FRIDAY, DECEMBER 18.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
2. Dog Nuisance Abatement Bill ; second reading.
3. Moruya Silver Mining Company's Incorporation Bill ; second reading.

NOTICES OF MOTION :—

1. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858 ; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees ; the date of the commencement of each Lease ; the time it has to run, classifying Leases for eight and for fourteen years ; the approximate extent of land comprised in each Lease ; the name of each Run ; its approximate grazing capability in cattle and sheep ; the amount of annual Rent ; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads ; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes ; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c. ; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run ; and the Return also to show the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
2. Mr. Sadleir to move for leave to introduce a Bill entitled, "A Bill to establish Juvenile Reformatories."

TUESDAY, DECEMBER 22.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DALGLEISH to move for leave to introduce a Bill to limit the duration of all future Legislative Assemblies of New South Wales to two years.
2. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.
3. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
4. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
5. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
6. MR. ALLEN to move, That the two Petitions, relative to Protective Duties, presented by him on the 2nd December, be printed.
7. MR. LUCAS to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Gray, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Cunneen, and the Mover.
8. MR. MORRIS to move the following Resolutions *seriatim* :—

That in the opinion of this House it is desirable,—

 - (1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, *viz.* :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion

portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.

(2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.

(3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.

(4.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.

(5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.

(6.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.

(7.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.

(8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.

(9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.

9. MR. LEARY to move, That there be laid upon the Table of this House, Copies of all Correspondence,—

(1.) Between Messrs. Wood Brothers and Kirk and the Government of New South Wales.

(2.) Between the Government of New South Wales and the Government of Victoria; and any other Correspondence respecting the Run known in New South Wales as the Wingce Wingce Burt Island, and known in Victoria as the Pentel Island.

10. MR. LUCAS to move, That the Petition presented by him on 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be printed?

11. MR. DANGAR to move, That the Petition presented by him on the 8th December, from Mrs. Mary Singleton, of Singleton, be printed.

12. MR. DANGAR to move, That there be laid upon the Table of this House,—

(1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.

(2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.

(3.) Copies of the final Decision in the case as made by the Minister for Lands.

13. MR. ALEXANDER to move, That the Petition presented by him on the 5th December, from certain Inhabitants of Goulburn and the surrounding Districts, for Railway Extension, be printed.

14. MR. ALLEN to move, That the Petition presented by him on 15th December, relative to Protection of Colonial Trade, from certain Mechanics and Producers of Goulburn, be printed.

TUESDAY, DECEMBER 29.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. ROTTON to move,—

(1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

“Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.

(2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

2. MR. CUMMINGS to move for leave to bring in a Bill to amend the Crown Lands Occupation Act of 1861.

3. MR. LACKEY to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.



New South Wales.

No. 79.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 16 DECEMBER, 1863.

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

Questions on Notice Paper for to-day :—

(1.) Hieloman Island (Clarence River) :—Mr. Dalgleish asked the Secretary for Lands, pursuant to Notice No. 1,—

(1.) If Hieloman Island, on the north bank of the Clarence River, above the Elbow, has been surveyed?

(2.) Has that island been conditionally purchased, and by whom?

(3.) Was any previous application to purchase that island refused, and to whom?

(4.) Has a Township been laid out and surveyed by Government at Clarence River Heads?

(5.) Has any pre-emptive right been claimed in such Township, and by whom, and on what grounds?

(6.) Does any correspondence on these subjects exist in the Lands or Survey Offices?

Mr. Wilson answered :—

(1.) Instructions have been issued to survey Hieloman Island, but the survey has not been received.

(2.) Hieloman Island is not open to conditional purchase.

(3.) Only one application has been received to purchase Hieloman Island, from Mr. Laycock.

(4.) Yes, a town has been designed, and some allotments measured at Yamba, at the South Head of the Clarence River; another has also been laid out at Iluka, near the North Head.

(5.) Application was made by Mr. Laycock for land, in consideration of improvements within the reserve at Yamba, but was rejected, not having been made within the period prescribed by law. Mr. Laycock subsequently applied that the land might be brought to auction sale. No other claim has been made.

(6.) Yes; the Correspondence is in the Survey Office.

(*Mr. Driver not asking the Question standing in his name, No. 2, it dropped.*)

(2.) Promotions in Customs Department :—Mr. Dangar asked the Colonial Treasurer, pursuant to Notice No. 3,—

(1.) If it is true that the Colonial Treasurer or the Collector of Customs has promoted Messrs. Gordon and Levy, and others, over the heads of meritorious officers, their seniors, and contrary to repeated promises made by various Colonial Treasurers?

(2.) Will the Government have any objection to lay on the Table of this House a list of the Custom House Officers who have been promoted in place of Mr. M'Coy, deceased, on the recommendation of the Collector of Customs, with the dates of appointment and duty of these gentlemen prior to promotion?

Mr. Eagar answered :—

(1.) I regret that the Honorable Member has put his first question in such a shape as deprives me of the very great pleasure of answering him. This question involves a matter of fact and a matter of opinion, and also conveys an imputation upon myself and the department over which I preside. I must, therefore, very respectfully decline to answer the question.

(2.) With respect to No. 2, it does not appear to me, upon a full consideration of the case, that the public service will be benefited in any way by laying upon the Table the list referred to.

(3.)

(3.) Alpacas :—Mr. Morrice asked the Secretary for Lands, pursuant to Notice No. 4.—

(1.) What arrangements, if any, the Government have made, since Mr. Arthur Ledger's resignation, for the future management of the Alpacas ?

(2.) Have the Government engaged a Superintendent ; if so, at what salary ?

(3.) And, what other expenses have the Government sanctioned on account of the Alpacas ?

Mr. Wilson answered :—

(1-2.) The charge of the Alpacas has been temporarily confided to Mr. Payton, at a salary of £250 per annum.

(3.) No new expenses have been sanctioned ; there is merely the former staff of shepherds.

(4.) Post Office for Cessnock :—Mr. Burns asked the Colonial Treasurer, pursuant to Notice No. 5,—

(1.) What report has been received from the Postmaster General on the application of the Inhabitants of Cessnock for a local Post Office ?

(2.) Whether he intends to comply with the application in question, and, if so, when ?

Mr. Eager answered :—

(1.) The Postmaster General, on the 20th October, reported in favour of the establishment of a local Post Office at Cessnock.

(2.) I do not intend to comply with the application at present—not, in fact, until the Treasury is in a better position in relation to the public expenditure.

(Mr. Burns withdrew the Question standing in his name No. 6.)

2. Cox's Marriage Settlement Bill :—Mr. Holroyd, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this Bill was referred on 1st December, 1863.

Ordered to be printed.

Mr. Holroyd then moved, That the second reading of this Bill stand an Order of the Day for Friday next.

Question put and passed.

3. Papers :—Mr. Eager laid upon the Table the undermentioned Papers :—

(1.) Abstract of Returns of Bank Liabilities and Assets, for Quarter ended 30th September, 1863.

Ordered to be printed.

(2.) Return to Order, in reference to " Grants of Land subject to Quit Rent," made by the Legislative Assembly, on motion of Mr. Dalgleish, on 5th August, 1862.

4. Postponements :—

(1.) The Order of the Day for the second reading of the Members of Parliament Railway Tolls Exemption Bill postponed, on motion of Mr. Holroyd, until this day week

(2.) The Order of the Day for the Resumption of the Committee of Supply postponed, on motion of Mr. Eager, until Wednesday next.

5. Ways and Means :—On motion of Mr. Eager, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

The Chairman reported progress, and obtained leave to sit again to-morrow.

The House adjourned, on motion of Mr. Martin, at Five minutes before Twelve o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, DECEMBER 17.

Questions :—

1. MR. DANGAR to ask THE COLONIAL TREASURER,—
(1.) Is it a fact that the Inspector of Cattle and Abattoirs attends frequently Flood's Sale Yards, Petersham?
(2.) If so, has he the Colonial Treasurer's instructions to do so?
2. MR. GORDON to ask THE SECRETARY FOR LANDS,—If Tenders have been invited for the construction of a Punt for the Clarence River at Tabulam; and if so, has any been accepted?

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. WILSON to move,—
(1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
(2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

ORDER OF THE DAY :—

1. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. SADDLEIR to move the following Resolutions :—
(1.) That, in the opinion of this House, the Government ought to have, in re-constructing the Estimated Expenditure for 1864, considerably reduced the amount, and thereby reduced the Estimated Deficiency in Revenue Expenditure, as set forth in the Ways and Means.
(2.) That the Government, in their proposed Financial Scheme, ought to have placed the duties, in addition to direct taxation, chiefly on articles of luxury, and to have been few in number, and the rate charged should have been so low as not to diminish consumption, and a specific, and not an *ad valorem* duty.
(3.) That the Ministry, in order to provide for the Debt of the Colony, ought to have introduced either a low rate of Property or Income Tax, property having derived great benefits from Railways and Harbour Improvements, and therefore one of the most legitimate sources for meeting said Debt.
(4.) That the Ministry should meet present requirements by the issue of Treasury Bills, not exceeding the balance of £400,000, due from the Free Selectors of Land.
(5.) That these Resolutions be embodied in an Address to His Excellency the Governor.
2. MR. RUSDEN to move, That the Resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
3. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry :—
(1.) With the Government and any person or persons.
(2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
(3.) With the Chief Commissioner and F. W. Perry.
(4.) With the Chief Commissioner and any person or persons.
(5.) With the Crown Solicitor and any person or persons.
4. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000, for a Railway from Muswellbrook to Mudgee.
5. MR. R. FORSTER to move, That there be laid upon the Table of this House, a Return shewing the number of times "The Land Titles Commissioners" under the Real Property Act (26 Vic., No. 9) have sat since the 1st July, 1863, to this date, inclusively, and the gross amount of fees received by them during the said period.
6. MR. SAMUEL to move, That, with reference to the following Resolution of this House, adopted on 5th December, A.M., namely,—“ That there be laid upon the Table of this House,—
“ (1.) A copy of the tender sent in to the Government by Messrs. Peto and Co.,
“ for constructing about forty miles of the Great Southern Railway, up to Goulburn,
“ and the quantities of work to be executed.
“ (2.) Copies of quantities and gross amounts of all tenders sent in by different
“ contractors for contract No. 6,—
This House does not insist upon having the sums mentioned in any offer made by Messrs. Peto, Brassy, and Betts stated; but that the letters may be produced, leaving the sums blank.

7. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
8. MR. R. FORSTER to move, That the Report of the Select Committee on the Petition of Mr. T. D. Allen, be now adopted.
9. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
10. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
11. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
12. MR. SAMUEL to move, That the Petition of Merchants and others, relative to the proposed alterations in the Tariff, presented by him on the 9th December, be printed.
13. MR. STEWART to move, That there be laid upon the Table of this House,—
 - (1.) Copies of all applications to reclaim land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 - (2.) Also, Copies of all Correspondence having reference to the same subject.
14. MR. HART to move, That the Report of the Standing Orders Committee on the proposal to dispense, in part, with the 62nd Standing Order, and also respecting the accommodation for Members on the Cross Benches, presented to the House on the 10th instant, be adopted.
15. MR. TERRY to move, That the Petition presented by him on the 9th December, from certain Inhabitants of Paddington, Woolhara, Point Piper, and Rushcutter's Bay, relative to Protective Duties, be printed.
16. MR. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
17. MR. SAMUEL to move, That Leave of Absence be granted for ten days to the Honorable Member for Argyle, (Mr. Emanuel), in consequence of severe indisposition.
18. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
19. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
20. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
21. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give certificates as to the state of cattle examined by them when shipped.
22. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
23. MR. RAPER to move, That the Petition presented by him on 9th December, from Parramatta, in favour of the Protective Policy, be printed.
24. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
25. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
26. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December instant, in the case of Wells v. Hawley.
27. MR. GARRETT to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The average time that elapsed between the date of sequestration and the close of the third meeting of creditors for proof of debts, and between the date of sequestration and the close of the examination meetings, in all Insolvent Estates sequestrated during the two years preceding the passing of the 25th Vic., No. 8, to the 26th December, 1861; and in all Insolvent Estates sequestrated between the 26th December, 1861, and the 1st December, 1863, respectively.
 - (2.)

- (2.) A Return of the average time that elapsed between the date of the sequestration of, and the filing of the accounts current and plans of distribution, or final reports in, all Insolvent Estates sequestrated during the periods named in the foregoing resolution, respectively.
- (3.) A Return of the average costs and expenses of the compulsory sequestration of, and of all other law costs and expenses paid by Official Assignees in Insolvency, out of all Insolvent Estates sequestrated during the periods named in the first resolution, respectively.
- (4.) A Return of the proportion of assets realized to that of assets disclosed by the Insolvents Schedules, in all Insolvent Estates sequestrated during the periods specified in the first resolution, respectively.
- (5.) A Return of the number and dates of accounts filed in the Office of the Chief Commissioner of Insolvent Estates, pursuant to the 17th Vic., No. 17, s. 2, in the first week in January of every year, between the passing of that Act on 5th September, 1853, and the 26th December, 1861, and between the 26th December, 1861, and the 1st December, 1863, respectively; of all moneys which, on the 31st December then preceding, were in the hands of the Official Assignees in Insolvency, for three years or upwards, arising from unpaid or unclaimed dividends, and balances due to Creditors in Insolvent Estates.
- (6.) And a Return of the total amount of the last-mentioned moneys that have been paid, and of the dates at which they were paid over to the Colonial Treasurer during said respective periods, pursuant to the said section of the said Act (17 Vic. No. 17.)
28. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
29. MR. GARRETT to move, That there be laid upon the Table of this House,—
- (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
- (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
- (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
30. MR. SADLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
31. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
- (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
- (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
- (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 5th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
32. MR. LUCAS to move, That the Petition presented by him on 2nd December, from certain Cabinet-makers of the City of Sydney, be printed.
33. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
- (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
- (3.) The extent of each contract.
- (4.) The rate of progress upon each contract in miles, and money paid per month.
- (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
- (6.) The names of sureties.
- (7.) The amount of per-centage retained in each case till completion of contract.
- (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Smoke Nuisance Abatement Bill; second reading.
2. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.

3. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
4. Vexatious Indictments Prevention Bill; second reading.
5. Debate on the Motion of Mr. Harpur:—
 - "(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - "(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."
6. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
7. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—
 - "(1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - "(1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - "(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - "(3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - "(4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - "(5.) That "finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - "(6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 - "(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner,"—Upon which Mr. Holroyd had moved the Previous Question.
8. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
9. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
10. Impounding Bill; to be further considered in Committee.
11. Presbyterian College Bill; second reading.
12. Municipalities Law Amendment Bill; to be considered in Committee.
13. Metropolitan Corporation Bill; to be further considered in Committee.
14. Parnell's Trust Bill; third reading.
15. Public Service Superannuation Bill; to be further considered in Committee.
16. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, DECEMBER 18.

1. MR. COWPER to ask THE COLONIAL SECRETARY,—
 - (1.) Whether Mr. Chatfield has been removed from his office of Superintendent of Police; and if so, for what cause?
 - (2.) Whether any charges were brought against him; and what inquiry was made into those charges before the order for dismissal was given?

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Dog Nuisance Abatement Bill; second reading.
3. Moruya Silver Mining Company's Incorporation Bill; second reading.
4. Cox's Marriage Settlement Bill; second reading.

NOTICES OF MOTION:—

1. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
2. Mr. Sadleir to move for leave to introduce a Bill entitled, "A Bill to establish Juvenile Reformatories."

TUESDAY, DECEMBER 22.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DALGLEISH to move for leave to introduce a Bill to limit the duration of all future Legislative Assemblies of New South Wales to two years.
2. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.
3. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
4. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
5. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
6. MR. ALLEN to move, That the two Petitions, relative to Protective Duties, presented by him on the 2nd December, be printed.
7. MR. LUCAS to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour.
 - (2.)

- (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Gray, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Cunneen, and the Mover.
8. MR. MORRIS to move the following Resolutions *seriatim* :—
That in the opinion of this House it is desirable,—
- (1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
 - (4.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
 - (7.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.
 - (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
 - (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
9. MR. LEARY to move, That there be laid upon the Table of this House, Copies of all Correspondence,—
- (1.) Between Messrs. Wood Brothers and Kirk and the Government of New South Wales.
 - (2.) Between the Government of New South Wales and the Government of Victoria; and any other Correspondence respecting the Run known in New South Wales as the Winge Winge Burt Island, and known in Victoria as the Pentel Island.
10. MR. LUCAS to move, That the Petition presented by him on 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be printed?
11. MR. DANGAR to move, That the Petition presented by him on the 8th December, from Mrs. Mary Singleton, of Singleton, be printed.
12. MR. DANGAR to move, That there be laid upon the Table of this House,—
- (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 - (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 - (3.) Copies of the final Decision in the case as made by the Minister for Lands.
13. MR. ALEXANDER to move, That the Petition presented by him on the 5th December, from certain Inhabitants of Goulburn and the surrounding Districts, for Railway Extension, be printed.
14. MR. ALLEN to move, That the Petition presented by him on 15th December, relative to Protection of Colonial Trade, from certain Mechanics and Producers of Goulburn, be printed.
15. MR. LUCAS to move, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.
16. MR. MACLEAY to move, That there be laid on the Table of this House Copies of all Correspondence, Reports, Minutes, Telegrams, or other Papers relating to the formation of the Great South Road through Gundagai.

WEDNESDAY, DECEMBER 23.

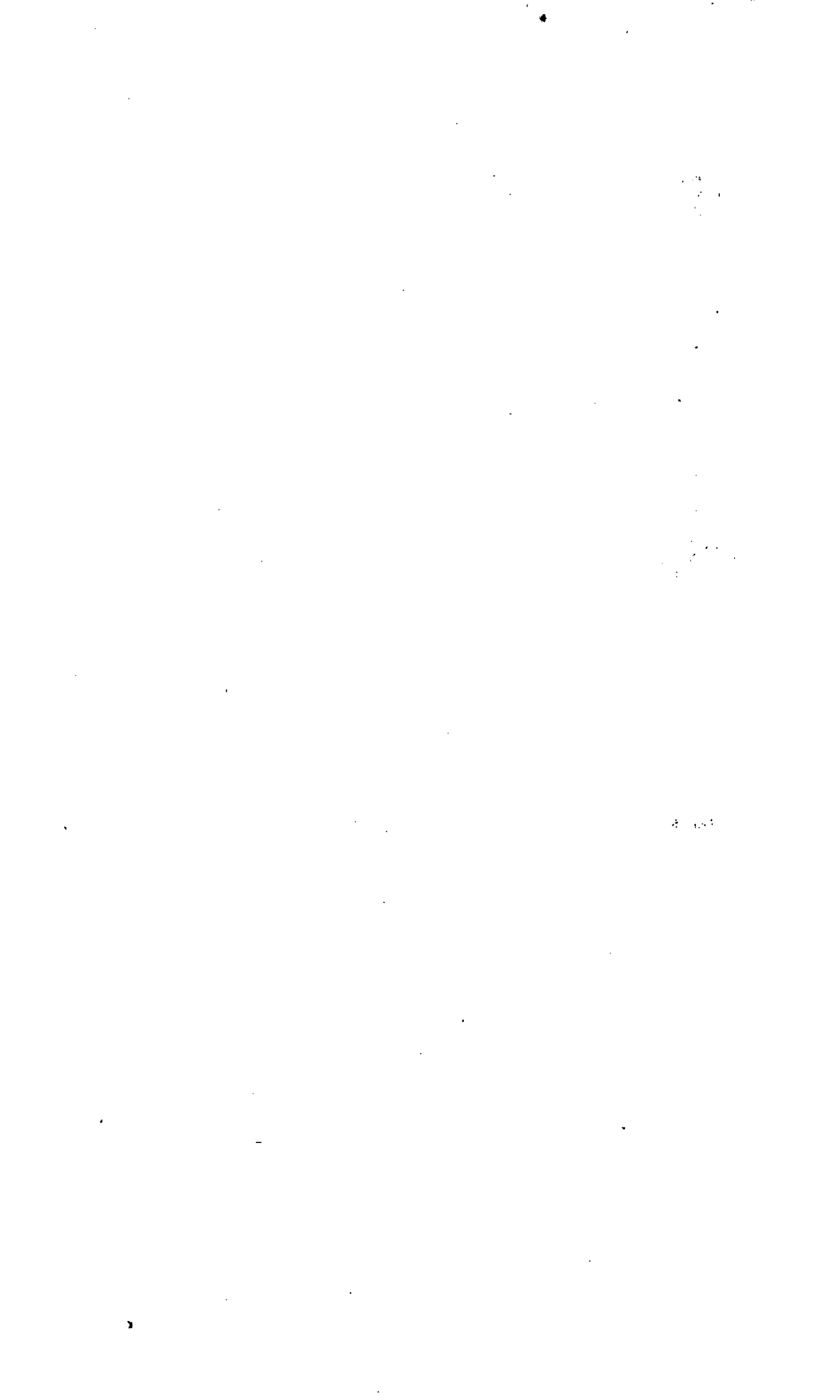
GOVERNMENT BUSINESS—ORDERS OF THE DAY.

1. Members of Parliament Railway Tolls Exemption Bill; second reading.
 2. Supply; Resumption of the Committee.
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TUESDAY, DECEMBER 29.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. ROTTON to move,—
 (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—
 “Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 “Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
 2. MR. CUMMINGS to move for leave to bring in a Bill to amend the Crown Lands Occupation Act of 1861.
 3. MR. LACKEY to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
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New South Wales.

No. 80.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 17 DECEMBER, 1863.

1. The House met pursuant to adjournment; The Speaker took the Chair.
Questions on Notice Paper for to-day :—
 - (1.) Inspector of Cattle and Abattoirs :—Mr. Dangar asked the Colonial Treasurer, pursuant to Notice No. 1,—
 - (1.) Is it a fact that the Inspector of Cattle and Abattoirs attends frequently Flood's Sale Yards, Petersham?
 - (2.) If so, has he the Colonial Treasurer's instructions to do so?
 Mr. Eagar answered :—
 - (1.) I am not aware of the alleged fact.
 - (2.) I have given no such instructions.
 - (2.) Punt for Clarence River at Tabulam :—Mr. Gordon asked the Secretary for Lands, pursuant to Notice No. 2,—If Tenders have been invited for the construction of a Punt for the Clarence River at Tabulam; and if so, has any been accepted?
Mr. Wilson answered :—Tenders have been invited and received. No Tender has yet been accepted, because the money is not yet voted.
2. Church and School Lands Trust Bill :—Mr. Macpherson having *presented* this Bill, Bill, intituled, "*A Bill to vest the Church and School Lands in Trustees and to declare the purposes of the Trust.*" read a first time.
Ordered to be printed, and read a second time to-morrow three weeks.
3. Mr. John Busby :—Mr. Sadleir, as Chairman, brought up a Progress Report from, and laid upon the Table the Minutes of Evidence taken before, the Select Committee for whose consideration and report the Petition of Mr. John Busby was referred, on 4 September, 1863, together with Appendix.
Ordered to be printed.
4. Protection to Native Industry :—Mr. Eckford presented a Petition from certain Inhabitants of Maitland, praying for such a measure of protection of Native Industry as may foster the manufactures and husbandry of the Colony.
Petition received.
5. Grants of Land subject to Quit-rent :—Mr. Eagar moved, That the Return on this subject, laid upon the Table by him yesterday, be printed.
Question put and passed.
Ordered to be printed.
6. Railway from Goulburn to Albury :—Mr. Macleay presented a Petition from certain Colonists in the Electorate of The Hume; and in the Border Districts, setting forth certain advantages which would accrue from an extension of the Southern Railway from Goulburn to Albury, as the route most favorable for a further extension to Melbourne.
Petition received.
7. Motion Withdrawn :—Mr. Wilson withdrew the Motion standing in his name No. 1 on the Notice Paper of Government Business for to-day.
8. Ways and Means :—On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

And the Committee having continued to sit till after Midnight :—

FRIDAY, 18 DECEMBER, 1863. A.M.

The Chairman reported progress, and obtained leave to sit again at a later hour this day.

The

The Chairman then, on behalf of the Committee, reported the following Point of Order :—

The Honorable Member for Monaro was about reading from what appeared to him to be an extract from a Newspaper.

Exception being taken by the Honorable Member for West Sydney (Mr. Dalgleish) to Mr. Garrett's so reading ;—

He (The Chairman) expressed his opinion, that if the Honorable Member, Mr. Garrett, was about to read from a newspaper any report of anything which had occurred in this House, he was out of Order.

Which ruling of the Chairman being disputed, the Point of Order was referred by the Committee for Mr. Speaker's decision.

The Speaker sustained the ruling of the Chairman, and quoted the 162nd Standing Order of the House of Commons (binding on this House), which states "that no Member may read extracts from newspapers or other documents referring to "Debates in the House."

Mr. Martin then moved, "That" the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, further to consider of Ways and Means.

Mr. Robertson moved, That the Question be amended by omitting all the words after the word "That," with a view to inserting in their place the words, "the Auditor General be called to the Bar of this House to-morrow, to be examined "as to the correctness of certain of the Colonial Treasurer's Statements of Ways and Means, viz.,—the Statements lettered B, C, D, E, G, H, I, J, K, L (1), "L (2), L (3), M—Nos. 1, 2, and 3—O, P, Q, and R.

Debate ensued.

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

Ayes, 22.

Mr. Martin,	Mr. Piddington,
Mr. Eagar,	Mr. Rusden,
Mr. W. Forster,	Mr. Raper,
Mr. Holroyd,	Mr. Gordon,
Mr. Wilson,	Mr. Macleay,
Mr. Macpherson,	Mr. Bell,
Mr. Lord,	Mr. Buchanan,
Mr. Morris,	Mr. Redman,
Mr. Dalgleish,	<i>Tellers.</i>
Mr. Leary,	
Mr. Burns,	Mr. Wisdom,
Mr. Allen,	Mr. Lackey.

Noes, 19.

Mr. Cowper,	Mr. Eckford,
Mr. Egan,	Mr. Hannell,
Mr. Tighe,	Mr. Gray,
Mr. Caldwell,	Mr. Love,
Mr. Sadleir,	Mr. C. Cowper, junr.,
Mr. Alexander,	<i>Tellers.</i>
Mr. Sutherland,	
Mr. Garrett,	Mr. Lucas,
Mr. Burdekin,	Mr. Robertson.
Mr. Dangar,	
Mr. Flett,	
Mr. Morrice,	

Original Question then put and passed.

Whereupon the Speaker left the Chair, and the House resolved itself into the said Committee.

The Chairman reported progress, and asked leave to sit again at a later hour this day.

Question proposed, That the Committee have leave to sit again at a later hour this day.

Motion made by Mr. Wilson, and Question,—That the Question be amended by the addition of the words "to take precedence of all other Business,"—put and passed (after Debate.)

Question then,—That the Committee have leave to sit again at a later hour this day, to take precedence of all other Business,—put and passed.

The House adjourned, on motion of Mr. Martin, at twenty-eight minutes after Three o'clock A.M., until Three o'clock P.M., This Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, DECEMBER 18.

QUESTIONS :—

1. MR. COWPER *to ask* THE COLONIAL SECRETARY,—
(1.) Whether Mr. Chatfield has been removed from his office of Superintendent of Police; and if so, for what cause?
(2.) Whether any charges were brought against him; and what inquiry was made into those charges before the order for dismissal was given?
2. DR. LANG *to ask* THE COLONIAL SECRETARY,—Whether he would have any objection to lay upon the Table of the House, a copy of the Charge Sheet of Darlinghurst Gaol, as laid before Dr. Douglass, as Visiting Magistrate, on the 22nd October last, in the case of John Davis, late Schoolmaster of the Gaol, and his report thereon?
3. MR. PIDDINGTON *to ask* THE COLONIAL TREASURER,—What is the amount of the expenses of Messrs. Cowper, Weekes, and Smart, as the Ambassadors or Representatives from the Colony of New South Wales to the Conference at Melbourne in 1863, for passages, hotel accommodation, and other expenses?

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Dog Nuisance Abatement Bill; second reading.
3. Moruya Silver Mining Company's Incorporation Bill; second reading.
4. Cox's Marriage Settlement Bill; second reading.
5. Smoke Nuisance Abatement Bill; second reading.
6. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
7. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
8. Vexatious Indictments Prevention Bill; second reading.
9. Debate on the Motion of Mr. Harpur :—
" (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
" (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."
10. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
11. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—
" (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
" (1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
" (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
" (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

" (4.)

- “ (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- “ (5.) That “ finding everything ” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “ (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “ (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner,”—Upon which Mr. Holroyd had moved the Previous Question.
12. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
13. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
14. Impounding Bill ; to be further considered in Committee.
15. Presbyterian College Bill ; second reading.
16. Municipalities Law Amendment Bill ; to be considered in Committee.
17. Metropolitan Corporation Bill ; to be further considered in Committee.
18. Parnell's Trust Bill ; third reading.
19. Public Service Superannuation Bill ; to be further considered in Committee.
20. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION :—

1. Mr. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858 ; such Return to be in a tabular form, and showing in each District numerically the names of the present Lessees ; the date of the commencement of each Lease ; the time it has to run, classifying Leases for eight and for fourteen years ; the approximate extent of land comprised in each Lease ; the name of each Run ; its approximate grazing capability in cattle and sheep ; the amount of annual Rent ; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads ; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes ; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c. ; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run ; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
2. Mr. Sadleir to move for leave to introduce a Bill entitled, “ A Bill to establish Juvenile Reformatories.”
3. Mr. ECKFORD to move, That the Petition presented by him on 17th December, in favour of Native Industry, be printed.
4. Mr. MACLEAY to move, That the Petition presented by him on 17th December, relative to Railway Extension to Albury, be printed.
5. Mr. SADLEIR to move the following Resolutions :—
- (1.) That, in the opinion of this House, the Government ought to have, in re-constructing the Estimated Expenditure for 1864, considerably reduced the amount, and thereby reduced the Estimated Deficiency in Revenue Expenditure, as set forth in the Ways and Means.
- (2.) That the Government, in their proposed Financial Scheme, ought to have placed the duties, in addition to direct taxation, chiefly on articles of luxury, and to have been few in number, and the rate charged should have been so low as not to diminish consumption, and a specific, and not an *ad valorem* duty.
- (3.) That the Ministry, in order to provide for the Debt of the Colony, ought to have introduced either a low rate of Property or Income Tax, property having derived great benefits from Railways and Harbour Improvements, and therefore one of the most legitimate sources for meeting said Debt.

- (4.) That the Ministry should meet present requirements by the issue of Treasury Bills, not exceeding the balance of £100,000, due from the Free Selectors of Land.
- (5.) That these Resolutions be embodied in an Address to His Excellency the Governor.
6. MR. RUSDEN to move, That the Resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
7. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry :—
- (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
8. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000, for a Railway from Muswellbrook to Mudgee.
9. MR. R. FORSTER to move, That there be laid upon the Table of this House, a Return shewing the number of times "The Land Titles Commissioners" under the Real Property Act (26 Vic., No. 9) have sat since the 1st July, 1863, to this date, inclusively, and the gross amount of fees received by them during the said period.
10. MR. SAMUEL to move, That, with reference to the following Resolution of this House, adopted on 5th December, A.M., namely,— "That there be laid upon the Table of this House,—
- "(1.) A copy of the tender sent in to the Government by Messrs. Peto and Co., "for constructing about forty miles of the Great Southern Railway, up to Goulburn, "and the quantities of work to be executed.
- "(2.) Copies of quantities and gross amounts of all tenders sent in by different "contractors for contract No. 6,"—
- This House does not insist upon having the sums mentioned in any offer made by Messrs. Peto, Brassy, and Betts stated; but that the letters may be produced, leaving the sums blank.
11. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
12. MR. R. FORSTER to move, That the Report of the Select Committee on the Petition of Mr. T. D. Allen, be now adopted.
13. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Bagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
14. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
15. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
16. MR. SAMUEL to move, That the Petition of Merchants and others, relative to the proposed alterations in the Tariff, presented by him on the 9th December, be printed.
17. MR. STEWART to move, That there be laid upon the Table of this House,—
- (1.) Copies of all applications to reclaim land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 - (2.) Also, Copies of all Correspondence having reference to the same subject.
18. MR. HART to move, That the Report of the Standing Orders Committee on the proposal to dispense, in part, with the 62nd Standing Order, and also respecting the accommodation for Members on the Cross Benches, presented to the House on the 10th instant, be adopted.
19. MR. TERRY to move, That the Petition presented by him on the 9th December, from certain Inhabitants of Paddington, Woolhara, Point Piper, and Rushcutter's Bay, relative to Protective Duties, be printed.
20. MR. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
21. MR. SAMUEL to move, That Leave of Absence be granted for ten days to the Honorable Member for Argyle, (Mr. Emanuel), in consequence of severe indisposition.
22. MR. CUNNEEN to move,—
- (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.

23. **MR. BURNS** to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
24. **MR. GARRETT** to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
25. **MR. GARRETT** to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give certificates as to the state of cattle examined by them when shipped.
26. **MR. LOVE** to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
27. **MR. RAPER** to move, That the Petition presented by him on 9th December, from Parramatta, in favour of the Protective Policy, be printed.
28. **MR. DRIVER** to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
29. **MR. DRIVER** to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
30. **MR. DRIVER** to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December instant, in the case of Wells v. Hawley.
31. **MR. GARRETT** to move, That there be laid upon the Table of this House, a Return shewing,—
- (1.) The average time that elapsed between the date of sequestration and the close of the third meeting of creditors for proof of debts, and between the date of sequestration and the close of the examination meetings, in all Insolvent Estates sequestrated during the two years preceding the passing of the 25th Vic., No. 8, to the 26th December, 1861; and in all Insolvent Estates sequestrated between the 26th December, 1861, and the 1st December, 1863, respectively.
 - (2.) A Return of the average time that elapsed between the date of the sequestration of, and the filing of the accounts current and plans of distribution, or final reports in, all Insolvent Estates sequestrated during the periods named in the foregoing resolution, respectively.
 - (3.) A Return of the average costs and expenses of the compulsory sequestration of, and of all other law costs and expenses paid by Official Assignees in Insolvency, out of all Insolvent Estates sequestrated during the periods named in the first resolution, respectively.
 - (4.) A Return of the proportion of assets realized to that of assets disclosed by the Insolvents Schedules, in all Insolvent Estates sequestrated during the periods specified in the first resolution, respectively.
 - (5.) A Return of the number and dates of accounts filed in the Office of the Chief Commissioner of Insolvent Estates, pursuant to the 17th Vic., No. 17, s. 2, in the first week in January of every year, between the passing of that Act on 5th September, 1853, and the 26th December, 1861, and between the 26th December, 1861, and the 1st December, 1863, respectively; of all moneys which, on the 31st December then preceding, were in the hands of the Official Assignees in Insolvency, for three years or upwards, arising from unpaid or unclaimed dividends, and balances due to Creditors in Insolvent Estates.
 - (6.) And a Return of the total amount of the last-mentioned moneys that have been paid, and of the dates at which they were paid over to the Colonial Treasurer during said respective periods, pursuant to the said section of the said Act (17 Vic. No. 17.)
32. **MR. GARRETT** to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
33. **MR. GARRETT** to move, That there be laid upon the Table of this House,—
- (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vic., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 - (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
 - (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
34. **MR. SABLETT** to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
35. **MR. CUNNEEN** to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.)

- (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
- (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
- (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
36. MR. LUCAS to move, That the Petition presented by him on 2nd December, from certain Cabinet-makers of the City of Sydney, be printed.
37. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

TUESDAY, DECEMBER 22.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DALGLEISH to move for leave to introduce a Bill to limit the duration of all future Legislative Assemblies of New South Wales to two years.
2. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.
3. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
4. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *vid* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
5. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
6. MR. ALLEN to move, That the two Petitions, relative to Protective Duties, presented by him on the 2nd December, be printed.
7. MR. LUCAS to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Gray, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Cunneen, and the Mover.
8. MR. MORRIS to move the following Resolutions *seriatim* :—

That in the opinion of this House it is desirable,—

 - (1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, *viz.* :—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.

(2.)

- (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
- (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
- (4.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
- (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
- (6.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
- (7.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.
- (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
- (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
9. MR. LEARY to move, That there be laid upon the Table of this House, Copies of all Correspondence,—
- (1.) Between Messrs. Wood Brothers and Kirk and the Government of New South Wales.
- (2.) Between the Government of New South Wales and the Government of Victoria; and any other Correspondence respecting the Run known in New South Wales as the Wingee Wingee Burt Island, and known in Victoria as the Pentall Island.
10. MR. LUCAS to move, That the Petition presented by him on 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be printed.
11. MR. DANGAR to move, That the Petition presented by him on the 8th December, from Mrs. Mary Singleton, of Singleton, be printed.
12. MR. DANGAR to move, That there be laid upon the Table of this House,—
- (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
- (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
- (3.) Copies of the final Decision in the case as made by the Minister for Lands.
13. MR. ALEXANDER to move, That the Petition presented by him on the 5th December, from certain Inhabitants of Goulburn and the surrounding Districts, for Railway Extension, be printed.
14. MR. ALLEN to move, That the Petition presented by him on 15th December, relative to Protection of Colonial Trade, from certain Mechanics and Producers of Goulburn, be printed.
15. MR. LUCAS to move, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.
16. MR. MACLEAY to move, That there be laid on the Table of this House Copies of all Correspondence, Reports, Minutes, Telegrams, or other Papers relating to the formation of the Great South Road through Gundagai.
17. MR. DANGAR to move, That there be laid upon the Table of this House,—
- (1.) A Return shewing the names of the Officers in the Customs Department who have been recently promoted in place of Mr. M'Coy, deceased.
- (2.) The names and dates of appointments of such Officers, and amounts of their respective salaries.
- (3.) By whom were those Officers recommended for promotion.
- (4.) The names of the Officers who were passed over, and senior to those promoted, the date of their appointment in the Customs Department, with present salary in each case.

WEDNESDAY, DECEMBER 23.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. **MR. WILSON** to move,—
 - (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

ORDERS OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill ; second reading.
2. Supply ; Resumption of the Committee.

TUESDAY, DECEMBER 29.

OTHER BUSINESS—NOTICES OF MOTION :—

1. **MR. ROTTON** to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
2. **MR. CUMMINGS** to move for leave to bring in a Bill to amend the Crown Lands Occupation Act of 1861.
3. **MR. LACKEY** to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
4. **MR. DANGAR** to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.

FRIDAY, JANUARY 8, 1864.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Church and School Lands Trust Bill ; second reading.



New South Wales.

No. 81.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 18 DECEMBER, 1863.

1. There being only Nineteen Members present, exclusive of the Speaker, namely,—
Mr. Burdekin, Mr. Burns, Mr. Cowper, Mr. Dangar, Mr. Darvall, Mr. Eagar,
Mr. Eckford, Mr. W. Forster, Mr. R. Forster, Mr. Garrett, Mr. Macleay,
Mr. Martin, Mr. Piddington, Mr. Robertson, Mr. Shepherd, Mr. Terry, Mr. Tighe,
Mr. Wilson, and Mr. Wisdom,—The Speaker adjourned the House, at half-past
Three o'clock, until Tuesday next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, DECEMBER 22.

QUESTIONS:—

1. MR. COWPER *to ask* THE COLONIAL SECRETARY,—
(1.) Whether Mr. Chatfield has been removed from his office of Superintendent of Police; and if so, for what cause?
(2.) Whether any charges were brought against him; and what inquiry was made into those charges before the order for dismissal was given?
2. DR. LANG *to ask* THE COLONIAL SECRETARY,—Whether he would have any objection to lay upon the Table of the House, a copy of the Charge Sheet of Darlinghurst Gaol, as laid before Dr. Douglass, as Visiting Magistrate, on the 22nd October last, in the case of John Davis, late Schoolmaster of the Gaol, and his report thereon?
3. MR. PIDDINGTON *to ask* THE COLONIAL TREASURER,—What is the amount of the expenses of Messrs. Cowper, Weekes, and Smart, as the Ambassadors or Representatives from the Colony of New South Wales to the Conference at Melbourne in 1863 for passages, hotel accommodation, and other expenses?

OTHER

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DALGLEISH to move for leave to introduce a Bill to limit the duration of all future Legislative Assemblies of New South Wales to two years.
2. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.
3. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
4. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *viâ* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
5. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
6. MR. ALLEN to move, That the two Petitions, relative to Protective Duties, presented by him on the 2nd December, be printed.
7. MR. LUCAS to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Gray, Mr. Sutherland, Mr. Dalgloish, Mr. Love, Mr. Cunneen, and the Mover.
8. MR. MORRIS to move the following Resolutions *seriatim*:—

That in the opinion of this House it is desirable,—

 - (1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, viz.:—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
 - (4.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
 - (7.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.
 - (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
 - (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
9. MR. LEARY to move, That there be laid upon the Table of this House, Copies of all Correspondence,—
 - (1.) Between Messrs. Wood Brothers and Kirk and the Government of New South Wales.

(2.)

- (2.) Between the Government of New South Wales and the Government of Victoria; and any other Correspondence respecting the Run known in New South Wales as the Wingeë Wingeë Burt Island, and known in Victoria as the Pentall Island.
10. MR. LUCAS to move, That the Petition presented by him on 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be printed.
 11. MR. DANGAR to move, That the Petition presented by him on the 8th December, from Mrs. Mary Singleton, of Singleton, be printed.
 12. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 - (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 - (3.) Copies of the final Decision in the case as made by the Minister for Lands.
 13. MR. ALEXANDER to move, That the Petition presented by him on the 5th December, from certain Inhabitants of Goulburn and the surrounding Districts, for Railway Extension, be printed.
 14. MR. ALLEN to move, That the Petition presented by him on 15th December, relative to Protection of Colonial Trade, from certain Mechanics and Producers of Goulburn, be printed.
 15. MR. LUCAS to move, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.
 16. MR. MACLEAY to move, That there be laid on the Table of this House Copies of all Correspondence, Reports, Minutes, Telegrams, or other Papers relating to the formation of the Great South Road through Gundagai.
 17. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) A Return shewing the names of the Officers in the Customs Department who have been recently promoted in place of Mr. M'Coy, deceased.
 - (2.) The names and dates of appointments of such Officers, and amounts of their respective salaries.
 - (3.) By whom were those Officers recommended for promotion.
 - (4.) The names of the Officers who were passed over, and senior to those promoted, the date of their appointment in the Customs Department, with present salary in each case.
 18. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessces; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
 19. MR. SADLEIR to move for leave to introduce a Bill entitled, "A Bill to establish Juvenile Reformatories."
 20. MR. ECKFORD to move, That the Petition presented by him on 17th December, in favour of Native Industry, be printed.
 21. MR. MACLEAY to move, That the Petition presented by him on 17th December, relative to Railway Extension to Albury, be printed.
 22. MR. SADLEIR to move the following Resolutions:—
 - (1.) That, in the opinion of this House, the Government ought to have, in re-constructing the Estimated Expenditure for 1864, considerably reduced the amount, and thereby reduced the Estimated Deficiency in Revenue Expenditure, as set forth in the Ways and Means.
 - (2.) That the Government, in their proposed Financial Scheme, ought to have placed the duties, in addition to direct taxation, chiefly on articles of luxury, and to have been few in number, and the rate charged should have been so low as not to diminish consumption, and a specific, and not an *ad valorem* duty.
 - (3.) That the Ministry, in order to provide for the Debt of the Colony, ought to have introduced either a low rate of Property or Income Tax, property having derived

- derived great benefits from Railways and Harbour Improvements, and therefore one of the most legitimate sources for meeting said Debt.
- (4.) That the Ministry should meet present requirements by the issue of Treasury Bills, not exceeding the balance of £400,000, due from the Free Selectors of Land.
- (5.) That these Resolutions be embodied in an Address to His Excellency the Governor.
23. Mr. RUSDEN to move, That the Resolution come to by the House on Tuesday, 29th September, with reference to the Issue of a New Commission of the Peace, be communicated by Address to His Excellency the Governor.
24. Mr. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry:—
- (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
25. Mr. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000, for a Railway from Muswellbrook to Mudgee.
26. Mr. R. FORSTER to move, That there be laid upon the Table of this House, a Return shewing the number of times "The Land Titles Commissioners" under the Real Property Act (26 Vic., No. 9) have sat since the 1st July, 1863, to this date, inclusively, and the gross amount of fees received by them during the said period.
27. Mr. SAMUEL to move, That, with reference to the following Resolution of this House, adopted on 5th December, A.M., namely,—“That there be laid upon the Table of this House,—
- “ (1.) A copy of the tender sent in to the Government by Messrs. Peto and Co., “ for constructing about forty miles of the Great Southern Railway, up to Goulburn, “ and the quantities of work to be executed.
 - “ (2.) Copies of quantities and gross amounts of all tenders sent in by different “ contractors for contract No. 6,”—
- This House does not insist upon having the sums mentioned in any offer made by Messrs. Peto, Brassy, and Betts stated; but that the letters may be produced, leaving the sums blank.
28. Mr. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
29. Mr. R. FORSTER to move, That the Report of the Select Committee on the Petition of Mr. T. D. Allen, be now adopted.
30. Mr. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
31. Mr. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
32. Mr. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
33. Mr. SAMUEL to move, That the Petition of Merchants and others, relative to the proposed alterations in the Tariff, presented by him on the 9th December, be printed.
34. Mr. STEWART to move, That there be laid upon the Table of this House,—
- (1.) Copies of all applications to reclaim land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 - (2.) Also, Copies of all Correspondence having reference to the same subject.
35. Mr. HART to move, That the Report of the Standing Orders Committee on the proposal to dispense, in part, with the 62nd Standing Order, and also respecting the accommodation for Members on the Cross Benches, presented to the House on the 10th instant, be adopted.
36. Mr. TERRY to move, That the Petition presented by him on the 9th December, from certain Inhabitants of Paddington, Woolhara, Point Piper, and Ruscutter's Bay, relative to Protective Duties, be printed.
37. Mr. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
38. Mr. SAMUEL to move, That Leave of Absence be granted for ten days to the Honorable Member for Argyle, (Mr. Emanuel), in consequence of severe indisposition.
39. Mr. CUNNEEN to move,—
- (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.

40. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
- (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
41. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
42. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give certificates as to the state of cattle examined by them when shipped.
43. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
44. MR. RAPER to move, That the Petition presented by him on 9th December, from Parramatta, in favour of the Protective Policy, be printed.
45. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
46. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
47. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December instant, in the case of Wells v. Hawley.
48. MR. GARRETT to move, That there be laid upon the Table of this House, a Return shewing,—
- (1.) The average time that elapsed between the date of sequestration and the close of the third meeting of creditors for proof of debts, and between the date of sequestration and the close of the examination meetings, in all Insolvent Estates sequestrated during the two years preceding the passing of the 25th Vic., No. 8, to the 26th December, 1861; and in all Insolvent Estates sequestrated between the 26th December, 1861, and the 1st December, 1863, respectively.
- (2.) A Return of the average time that elapsed between the date of the sequestration of, and the filing of the accounts current and plans of distribution, or final reports in, all Insolvent Estates sequestrated during the periods named in the foregoing resolution, respectively.
- (3.) A Return of the average costs and expenses of the compulsory sequestration of, and of all other law costs and expenses paid by Official Assignees in Insolvency, out of all Insolvent Estates sequestrated during the periods named in the first resolution, respectively.
- (4.) A Return of the proportion of assets realized to that of assets disclosed by the Insolvents Schedules, in all Insolvent Estates sequestrated during the periods specified in the first resolution, respectively.
- (5.) A Return of the number and dates of accounts filed in the Office of the Chief Commissioner of Insolvent Estates, pursuant to the 17th Vic., No. 17, s. 2, in the first week in January of every year, between the passing of that Act on 5th September, 1853, and the 26th December, 1861, and between the 26th December, 1861, and the 1st December, 1863, respectively; of all moneys which, on the 31st December then preceding, were in the hands of the Official Assignees in Insolvency, for three years or upwards, arising from unpaid or unclaimed dividends, and balances due to Creditors in Insolvent Estates.
- (6.) And a Return of the total amount of the last-mentioned moneys that have been paid, and of the dates at which they were paid over to the Colonial Treasurer during said respective periods, pursuant to the said section of the said Act (17 Vic. No. 17.)
49. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
50. MR. GARRETT to move, That there be laid upon the Table of this House,—
- (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vic., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
- (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
- (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
51. MR. SADLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
52. MR. CONNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
- (2.)

- (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
- (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
- (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
53. MR. LUCAS to move, That the Petition presented by him on 2nd December, from certain Cabinet-makers of the City of Sydney, be printed.
54. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Dog Nuisance Abatement Bill; second reading.
3. Moruya Silver Mining Company's Incorporation Bill; second reading.
4. Cox's Marriage Settlement Bill; second reading.
5. Smoke Nuisance Abatement Bill; second reading.
6. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
7. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
8. Vexatious Indictments Prevention Bill; second reading.
9. Debate on the Motion of Mr. Harpur:—
 - "(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - "(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."
10. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
11. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—
 - "(1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - "(1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - "(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - "(3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

"(4.)

- “ (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- “ (5.) That “ finding everything ” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “ (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “ (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.
12. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
13. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
14. Impounding Bill ; to be further considered in Committee.
15. Presbyterian College Bill ; second reading.
16. Municipalities Law Amendment Bill ; to be considered in Committee.
17. Metropolitan Corporation Bill ; to be further considered in Committee.
18. Parnell's Trust Bill ; third reading.
19. Public Service Superannuation Bill ; to be further considered in Committee.
20. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Ways and Means ; Resumption of the Committee.

WEDNESDAY, DECEMBER 23.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. Mr. WILSON to move,—
- (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
- (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

ORDERS OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill ; second reading.
2. Supply ; Resumption of the Committee.

TUESDAY, DECEMBER 29.

OTHER BUSINESS—NOTICES OF MOTION :—

1. Mr. ROTTON to move,—
- (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—
- “ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
- “ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service.”—
- this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
- (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
2. Mr. CUMMINGS to move for leave to bring in a Bill to amend the Crown Lands Occupation Act of 1861.

3. MR. LACKEY to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
 4. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
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FRIDAY, JANUARY 8, 1864.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Church and School Lands Trust Bill; second reading.
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[Price, 6d.]

New South Wales.

No. 82.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 22 DECEMBER, 1863.

1. The House met pursuant to adjournment; The Speaker took the Chair.
Cardiff Coal Company's Incorporation Bill:—The Speaker reported that, while the House was in Committee of Ways and Means on Thursday last, the following Message was received from the Legislative Council:—
- MR. SPEAKER,
The Legislative Council, having this day agreed to the Bill, intituled, "*An Act to incorporate the Cardiff Coal Company.*" returns the same to the Legislative Assembly, without Amendment.
- T. A. MURRAY,
President.
- Legislative Council Chamber,
Sydney 16th December, 1863.*
2. Questions on Notice Paper for to-day:—
- (1.) Mr. Chatfield, late Superintendent of Police:—Mr. Cowper asked the Colonial Secretary, pursuant to Notice No. 1,—
- (1.) Whether Mr. Chatfield has been removed from his office of Superintendent of Police; and if so, for what cause?
(2.) Whether any charges were brought against him; and what inquiry was made into those charges before the order for dismissal was given?
- Mr. W. Forster answered:—
- (1.) The services of Mr. Chatfield as Superintendent of Police have been dispensed with, because the Government consider Mr. Chatfield unfit for the office.
(2.) No formal charges were brought against Mr. Chatfield, and therefore no such inquiry was made as the Honorable Member's question seems to imply.
(Dr. Lang not asking the Question standing in his name, No. 2, if dropped.)
- (2.) Expenses of Ministers representing New South Wales at the late Conference at Melbourne:—Mr. Piddington asked the Colonial Treasurer, pursuant to Notice No. 3,—What is the amount of the expenses of Messrs. Cowper, Weekes, and Smart, as the Ambassadors or Representatives from the Colony of New South Wales to the Conference at Melbourne in 1863 for passages, hotel accommodation, and other expenses?
- Mr. Eagar answered:—
- | | |
|--|---------------|
| The passages to and from Melbourne amounted to | ... £ 48 0 0 |
| Hotel expenses, cab-hire, &c., to | ... 107 2 6 |
| Telegraphic Messages | ... 20 14 8 |
| Total | ... £175 17 2 |
3. Assent to Bill:—The following Message from His Excellency the Governor was delivered by Mr. Martin, and read by the Speaker:—
- JOHN YOUNG, *Message No. 12.*
Governor.
- A Bill intituled, "*An Act to render valid certain Orders of Sequestration in Insolvency,*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.
- Government House,
Sydney, 18th December, 1863.*

4. Papers :—

(1.) Mr. W. Forster (*in reference to the Question standing in the name of Dr. Lang, No. 2 on the Paper for to-day*) laid upon the Table, Memorandum signed by the Gaoler at Darlinghurst, dated 18th December, and Letter from Dr. Douglass to the Sheriff, dated 22nd October, relative to Mr. Davis, late Schoolmaster at Darlinghurst Gaol.

Ordered to be printed.

(2.) Mr. Eagar laid upon the Table, Letter from Captain Mayne, Auditor General, dated 18th December, 1863, relative to certain accounts lately furnished by his Department.

5. Proposed New Tariff—Import Duty on Boots and Shoes :—Mr. Samuel presented a Petition from certain Importers of Boots and Shoes, against the proposed Duty on those articles.

And the same having been read at length by the Clerk, by direction of the Speaker,—

Petition received.

6. Paper :—Mr. Holroyd laid upon the Table, Copy of a Petition from Inhabitants of West Maitland, presented on 9th December, to the Minister for Public Works, praying for the erection of a Bridge to connect the Town of West Maitland with the County of Durham.

Ordered to be printed.

7. Motion Withdrawn :—Mr. Rusden withdrew the Motion standing in his name, No. 23 on the Notice Paper for to-day.

8. Claim of Robert Stewart to Land in Illawarra :—Mr. Tighe presented a Petition from Robert Stewart, setting forth his claim to a Grant of Land in the District of Illawarra, stated to have been promised by Governor Macquarie to his late Father, William Stewart; and praying inquiry with a view to justice being done in the matter.

Petition received.

9. Duration of future Legislative Assemblies Limitation Bill :—Mr. Dalgleish moved, pursuant to notice, "That" leave be given to introduce a Bill to limit the duration of all future Legislative Assemblies of New South Wales to two years.

Mr. Martin moved, That the Question be amended by omitting all the words after the word "That," with a view to inserting in their place the words, "the House now proceed to the consideration of the Order of the Day for the Resumption of the Committee of Ways and Means."

Debate ensued.

Disorder—Motion for Adjournment :—The Honorable Member for Orange (Mr. C. Cowper, junr.) having, in the course of debate, designated an individual (not otherwise indicated) in words, which the Speaker had declared to be out of order if intended to be applied to any Member of this House, and which the Honorable Member had thereupon immediately withdrawn,—

The Honorable Member for West Sydney (Mr. Dalgleish) rose in his place, and asked if the Honorable Member meant to apply those words to him.

Whereupon Mr. Lucas moved, That this House do now adjourn.

And Mr. Dalgleish repeating his inquiry, and threatening to assault the Honorable Member for Orange, proceeded to the place where that Honorable Member was sitting, and attempted to carry his threat into execution, but was prevented by the intervention of other Honorable Members—the Speaker having, at the same time, called upon the Sergeant-at-Arms.

Mr. Dalgleish then offered to the House an apology in the fullest and most complete manner for his conduct, expressing his deep regret at the warmth into which he had been betrayed.

And the Honorable Member for Orange rising to address the House in reference to the apology offered,—

The Honorable Member, Mr. Dalgleish, said that he trusted the Honorable Member would not appropriate that apology to himself.

And the Speaker expressing his opinion, that the apology should be as unrestricted and unreserved as possible ;—

And the Honorable Member, Mr. Dalgleish, having withdrawn,—

The House deliberated.

And the Honorable Member having been recalled to his place, and having expressed his willingness to adhere to his apology, as originally expressed,—

And both the Honorable Members having pledged themselves not to proceed further in this matter,—

The subject dropped.

Whereupon Motion for adjournment by leave withdrawn.

Debate on Main Question resumed and continued.

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

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

The House divided.

Ayes, 20.

Mr. Martin,	Mr. Wisdom,
Mr. W. Forster,	Mr. Dalgleish,
Mr. Eagar,	Mr. Piddington,
Mr. Faucett,	Mr. Buchanan,
Mr. Holroyd,	Mr. Lackey,
Mr. Wilson,	Mr. Gordon,
Mr. Leary,	Mr. Rusden,
Mr. Raper,	<i>Tellers.</i>
Mr. Lord,	
Mr. Bell,	Mr. Macleay,
Mr. Stewart,	Mr. Terry.

Noes, 13.

Mr. Cowper,	Dr. Lang,
Mr. Robertson,	<i>Tellers.</i>
Mr. Flett,	
Mr. C. Cowper, junr.,	Mr. Egan,
Mr. Alexander,	Mr. Lucas.
Mr. Sadleir,	
Mr. Garrett,	
Mr. Cunneen,	
Mr. Morris,	
Mr. Tighe,	

Question then,—That the House now proceed to the consideration of the Order of the Day for the Resumption of the Committee of Ways and Means,—put and passed.

Order of the Day for the Resumption of the Committee of Ways and Means then read.

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

Mr. C. Cowper, junr., moved, That the Question be amended by omitting all the words after the word "That," with a view to inserting in their place the words, "in the opinion of this House, the conduct of the Government, in not reducing " the Public Expenditure before making their proposal for increased Taxation, " is unsatisfactory."

Debate ensued.

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

Ayes, 23.

Mr. Martin,	Mr. Tighe,
Mr. W. Forster,	Mr. Stewart,
Mr. Eagar,	Mr. Terry,
Mr. Wilson,	Mr. Caldwell,
Mr. Holroyd,	Mr. Piddington,
Mr. Faucett,	Mr. Gordon,
Mr. Dalgleish,	Mr. Lackey,
Mr. Raper,	Mr. Rusden,
Mr. Macpherson,	<i>Tellers.</i>
Mr. Lord,	
Mr. Wisdom,	Mr. Buchanan,
Mr. Allen,	Mr. Macleay.
Mr. Bell,	

Noes, 10.

Mr. Lucas,
Mr. Garrett,
Mr. Burdekin,
Mr. Morrice,
Mr. Sadleir,
Mr. Love,
Mr. Flett,
Mr. Alexander,
<i>Tellers.</i>
Mr. Cunneen,
Mr. O. Cowper, junr.

Original Question then put and passed.

Whereupon, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means

The Chairman reported progress, and obtained leave to sit again to-morrow.

The House adjourned, on motion of Mr. Martin, at sixteen minutes after Eleven o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, DECEMBER 23.

QUESTIONS :—

1. MR. ROBERTSON *to ask* THE COLONIAL TREASURER,—Whether the Government have any objection to lay upon the Table of this House forthwith, Abstracts of the several lists of Customs Duties collected, without sanction of law, at the Port of Sydney, during the last month; distinguishing such as were so imposed (if any) before having been submitted to this House?
2. MR. DANGAR *to ask* THE ATTORNEY GENERAL,—
 - (1.) Why was not Bail taken for Mr. Perry's surrender at the next Criminal Sessions, in addition to himself?
 - (2.) Do the Government intend to place Mr. Perry on his trial at the next sittings of the Criminal Court?
3. MR. DANGAR *to ask* THE ATTORNEY GENERAL,—
 - (1.) Did not the Solicitor General delay the Criminal Business of the Country, on Friday last, by his absence as Crown Prosecutor?
 - (2.) Was not the Solicitor General employed as Counsel, and in attendance in a squatting case of arbitration—*Rusden v. Bagnell*—on that day, and not ill, as represented?
4. MR. DANGAR *to ask* THE COLONIAL TREASURER,—
 - (1.) What date did the Collector of Customs commence to demand the increased duties on Spirits and Wine at the Custom House, on Mr. Eagar's proposition?
 - (2.) What extra amount of duty has been collected since the duties were increased on Spirits and Wine?
 - (3.) What date was the collection of *ad valorem* duties discontinued on Mr. Eagar's proposition, and the gross amount received?
 - (4.) What date did the Collector of Customs commence to demand extra duties on Wine, under Mr. Martin's proposition, and for *ad valorem* duties?
 - (5.) Have not several Merchants protested, and tendered legal coin to the Collector of Customs, and threatened Law proceedings for his demands and collection?

Contingent Notices of Motion :—

1. MR. EAGAR *to move* (*in Committee of Supply*), That there be appropriated a sum not exceeding £350,000, to defray the expenses of the various Departments and Services of the Colony, from the 1st January to the 31st March, 1864, at the rates which have been sanctioned for the year 1863.
2. MR. ROBERTSON *to move*, (*as a contingent amendment on the motion for the Speaker to leave the Chair, with a view to the resumption of the Committee of Supply*),—
 - (1.) That, in the opinion of this House, great injury to the Trade of the Colony has followed the unauthorized levying, by the Government, of vexatious imposts on imports, and that such injury has been much aggravated by frequent and capricious alterations of such imposts.
 - (2.) That the conduct of the Government, in interfering with, and injuring the Trade of the Colony, by imposts and the collection of heavy *ad valorem* duties on articles of general use amongst the people, without first having the sanction of Parliament for such proceedings, deserves the condemnation of this House.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. WILSON *to move*,—
 - (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.
2. MR. EAGAR *to move*, That leave be granted to bring in a Bill to apply certain sums out of the Consolidated Revenue Fund of New South Wales, towards the service of the year 1864.
3. MR. EAGAR *to move*, That so much of the Standing Orders be suspended as will admit of a Bill, intituled, "*A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Service of the Year 1864*," passing through all its stages in one day.

ORDERS OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.
2. Supply; Resumption of the Committee.
3. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. SAMUEL *to move*, That the Petition of Importers of Boots and Shoes, praying that this House will not assent to the proposed import duty upon those articles, presented by him on the 22nd December, be printed.
2. MR. DALGLEISH *to move* for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.

3. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
- (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
4. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
5. MR. CROSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
6. MR. ALLEN to move, That the two Petitions, relative to Protective Duties, presented by him on the 2nd December, be printed.
7. MR. LUCAS to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Gray, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Cunneen, and the Mover.
8. MR. MORRIS to move the following Resolutions *seriatim* :—
- That in the opinion of this House it is desirable,—
- (1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
 - (4.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
 - (7.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.
 - (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
 - (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
9. MR. LEARY to move, That there be laid upon the Table of this House, Copies of all Correspondence,—
- (1.) Between Messrs. Wood Brothers and Kirk and the Government of New South Wales.
 - (2.) Between the Government of New South Wales and the Government of Victoria; and any other Correspondence respecting the Run known in New South Wales as the Wingce Wingee Burt Island, and known in Victoria as the Pentel Island.

10. MR. LUCAS to move, That the Petition presented by him on 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be printed.
11. MR. DANGAR to move, That the Petition presented by him on the 8th December, from Mrs. Mary Singleton, of Singleton, be printed.
12. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 - (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 - (3.) Copies of the final Decision in the case as made by the Minister for Lands.
13. MR. ALEXANDER to move, That the Petition presented by him on the 5th December, from certain Inhabitants of Goulburn and the surrounding Districts, for Railway Extension, be printed.
14. MR. ALLEN to move, That the Petition presented by him on 15th December, relative to Protection of Colonial Trade, from certain Mechanics and Producers of Goulburn, be printed.
15. MR. LUCAS to move, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.
16. MR. MACLEAY to move, That there be laid on the Table of this House Copies of all Correspondence, Reports, Minutes, Telegrams, or other Papers relating to the formation of the Great South Road through Gundagai.
17. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) A Return shewing the names of the Officers in the Customs Department who have been recently promoted in place of Mr. M'Coy, deceased.
 - (2.) The names and dates of appointments of such Officers, and amounts of their respective salaries.
 - (3.) By whom those Officers were recommended for promotion.
 - (4.) The names of the Officers who were passed over, and senior to those promoted, the date of their appointment in the Customs Department, with present salary in each case.
18. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
19. MR. SADLEIR to move for leave to introduce a Bill entitled, "A Bill to establish Juvenile Reformatories."
20. MR. ECKFORD to move, That the Petition presented by him on 17th December, in favour of Native Industry, be printed.
21. MR. MACLEAY to move, That the Petition presented by him on 17th December, relative to Railway Extension to Albury, be printed.
22. MR. SADLEIR to move the following Resolutions:—
 - (1.) That, in the opinion of this House, the Government ought to have, in re-constructing the Estimated Expenditure for 1864, considerably reduced the amount, and thereby reduced the Estimated Deficiency in Revenue Expenditure, as set forth in the Ways and Means.
 - (2.) That the Government, in their proposed Financial Scheme, ought to have placed the duties, in addition to direct taxation, chiefly on articles of luxury, and to have been few in number, and the rate charged should have been so low as not to diminish consumption, and a specific, and not an *ad valorem* duty.
 - (3.) That the Ministry, in order to provide for the Debt of the Colony, ought to have introduced either a low rate of Property or Income Tax, property having derived great benefits from Railways and Harbour Improvements, and therefore one of the most legitimate sources for meeting said Debt.
 - (4.) That the Ministry should meet present requirements by the issue of Treasury Bills, not exceeding the balance of £400,000, due from the Free Selectors of Land.
 - (5.) That these Resolutions be embodied in an Address to His Excellency the Governor.

23. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry:—
- (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
24. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000, for a Railway from Muswellbrook to Mudgee.
25. MR. R. FORSTER to move, That there be laid upon the Table of this House, a Return showing the number of times "The Land Titles Commissioners" under the Real Property Act (26 Vic., No. 9) have sat since the 1st July, 1863, to this date, inclusively, and the gross amount of fees received by them during the said period.
26. MR. SAMUEL to move, That, with reference to the following Resolution of this House, adopted on 5th December, A.M., namely,—“That there be laid upon the Table of this House,—
- “ (1.) A copy of the tender sent in to the Government by Messrs. Peto and Co., for constructing about forty miles of the Great Southern Railway, up to Goulburn, and the quantities of work to be executed.
 - “ (2.) Copies of quantities and gross amounts of all tenders sent in by different contractors for contract No. 6.”—
- This House does not insist upon having the sums mentioned in any offer made by Messrs. Peto, Brassy, and Betts stated; but that the letters may be produced, leaving the sums blank.
27. MR. DARVAIL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
28. MR. R. FORSTER to move, That the Report of the Select Committee on the Petition of Mr. T. D. Allen, be now adopted.
29. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
30. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
31. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
32. MR. SAMUEL to move, That the Petition of Merchants and others, relative to the proposed alterations in the Tariff, presented by him on the 9th December, be printed.
33. MR. STEWART to move, That there be laid upon the Table of this House,—
- (1.) Copies of all applications to reclaim land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 - (2.) Also, Copies of all Correspondence having reference to the same subject.
34. MR. HART to move, That the Report of the Standing Orders Committee on the proposal to dispense, in part, with the 62nd Standing Order, and also respecting the accommodation for Members on the Cross Benches, presented to the House on the 10th December, be adopted.
35. MR. TERRY to move, That the Petition presented by him on the 9th December, from certain Inhabitants of Paddington, Woolhara, Point Piper, and Ruscutter's Bay, relative to Protective Duties, be printed.
36. MR. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
37. MR. SAMUEL to move, That Leave of Absence be granted for ten days to the Honorable Member for Argyle, (Mr. Emanuel), in consequence of severe indisposition.
38. MR. CUNNEEN to move,—
- (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
39. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
40. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.

41. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give certificates as to the state of cattle examined by them when shipped.
42. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
43. MR. RAPER to move, That the Petition presented by him on 9th December, from Parramatta, in favour of the Protective Policy, be printed.
44. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
45. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
46. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December instant, in the case of Wells v. Hawley.
47. MR. GARRETT to move, That there be laid upon the Table of this House, a Return shewing,—
- (1.) The average time that elapsed between the date of sequestration and the close of the third meeting of creditors for proof of debts, and between the date of sequestration and the close of the examination meetings, in all Insolvent Estates sequestrated during the two years preceding the passing of the 25th Vic., No. 8, to the 26th December, 1861; and in all Insolvent Estates sequestrated between the 26th December, 1861, and the 1st December, 1863, respectively.
 - (2.) A Return of the average time that elapsed between the date of the sequestration of, and the filing of the accounts current and plans of distribution, or final reports in, all Insolvent Estates sequestrated during the periods named in the foregoing resolution, respectively.
 - (3.) A Return of the average costs and expenses of the compulsory sequestration of, and of all other law costs and expenses paid by Official Assignees in Insolvency, out of all Insolvent Estates sequestrated during the periods named in the first resolution, respectively.
 - (4.) A Return of the proportion of assets realized to that of assets disclosed by the Insolvents Schedules, in all Insolvent Estates sequestrated during the periods specified in the first resolution, respectively.
 - (5.) A Return of the number and dates of accounts filed in the Office of the Chief Commissioner of Insolvent Estates, pursuant to the 17th Vic., No. 17, s. 2, in the first week in January of every year, between the passing of that Act on 5th September, 1853, and the 26th December, 1861, and between the 26th December, 1861, and the 1st December, 1863, respectively; of all moneys which, on the 31st December then preceding, were in the hands of the Official Assignees in Insolvency, for three years or upwards, arising from unpaid or unclaimed dividends, and balances due to Creditors in Insolvent Estates.
 - (6.) And a Return of the total amount of the last-mentioned moneys that have been paid, and of the dates at which they were paid over to the Colonial Treasurer during said respective periods, pursuant to the said section of the said Act (17 Vic. No. 17.)
48. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
49. MR. GARRETT to move, That there be laid upon the Table of this House,—
- (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 - (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
 - (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
50. MR. SADDLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
51. MR. CUNNINGHAM to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.)

- (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
52. MR. LUCAS to move, That the Petition presented by him on 2nd December, from certain Cabinet-makers of the City of Sydney, be printed.
53. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
2. Dog Nuisance Abatement Bill ; second reading.
3. Moruya Silver Mining Company's Incorporation Bill ; second reading.
4. Cox's Marriage Settlement Bill ; second reading.
5. Smoke Nuisance Abatement Bill ; second reading.
6. Proposed Punt on the Parramatta River at Ryde ; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto ; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
7. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee " on the Harbour Defences, laid upon the Table by him on 9th September, be now " adopted by this House."
8. Vexatious Indictments Prevention Bill ; second reading.
9. Debate on the Motion of Mr. Harpur :—
 - " (1.) That a Select Committee, with power to send for persons and papers, be " appointed to inquire into and report upon the truth of the allegations contained in " the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - " (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, " Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and " the Mover."
10. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
11. Railway Communication ; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—
 - " (1.) That in order more satisfactorily to carry out Railway Communication in the " Colony, this House is of opinion that it is desirable that Contracts should be made " with some responsible Contractor or Contractors, for the completion of present " and further extensions ; and with this view, some well known responsible Con- " tractor or Contractors should be requested to prepare an Estimate and submit a " Tender to the Government, for constructing certain Railways in New South Wales, " in accordance with the following conditions :—
 - " (1.) To make and completely finish within three years from the time of sign- " ing the Contract, a single Line of Railway to Goulburn from the termination " of the present extension, for which Contracts have been taken ; to find every- " thing except Land ; uphold and keep the same in repair for a period of one " year after completion.
 - " (2.) To make and completely finish, within three years from the time of sign- " ing the Contract, a single Line of Railway to Bathurst, from the extension " beyond Penrith, for which Contracts have been taken ; to find everything " except Land ; uphold and keep the same in repair for a period of one year " after completion.
 - " (3.) To make and completely finish, within four years from the time of signing " the Contract, a single Line of Railway from Singleton to Murrumbidgee ; to find " everything except Land, and uphold and keep the same in repair for a period " of one year after completion.
 - " (4.) That the Government furnish the Contractors invited to Tender, with a " copy of such Surveys or Plans and Sections, as far as they have been made " for the above Lines, or that may be useful in preparing such Tender.
 - " (5.) That " finding everything" shall include setting out the Works, Rails, " Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, " Fencing, Level Crossings with Gates where required, suitable Stations with " Platforms, Road Approaches, and everything else that may be required to com- " plete a single Line of Railway to render it fit for Traffic.

" (6.)

- “ (6.) That the Contractors shall receive payment in New South Wales Govern-
 “ ment Debentures at par, bearing interest at the rate of £5 per centum per
 “ annum, and terminable in thirty years.
- “ (2.) That this House is further of opinion, that for the purpose of paying off such
 “ loans as may be hereafter raised, two per cent. upon such amount shall be every
 “ year taken from the Consolidated Revenue and invested either in the purchase
 “ of Debentures or other securities, and the interest and compound interest accruing
 “ from such securities shall be annually invested in the like manner.”—Upon
 which Mr. Holroyd had moved the Previous Question.
12. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the
 “ opinion of this House there ought to be a Silver and Copper Coinage issued from
 “ the Sydney Branch of the Royal Mint.”
 13. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the
 motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into
 “ a Committee of the Whole to consider the propriety of adopting an Address to
 “ the Governor, praying that His Excellency will be pleased to place upon the
 “ Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment
 “ of an annual Pension of that amount to Mrs. Caroline Chisholm.”
 14. Impounding Bill ; to be further considered in Committee.
 15. Presbyterian College Bill ; second reading.
 16. Municipalities Law Amendment Bill ; to be considered in Committee.
 17. Metropolitan Corporation Bill ; to be further considered in Committee.
 18. Parnell's Trust Bill ; third reading.
 19. Public Service Superannuation Bill ; to be further considered in Committee.
 20. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing
 this Bill.

THURSDAY, DECEMBER 24.

QUESTION :—

1. MR. SADLER to ask THE COLONIAL SECRETARY,—
 - (1.) Whether any and what measures have been taken, by the present Ministry, to
 check the present alarming insecurity of life and property in the interior ?
 - (2.) What number of highway robberies, mail robberies; attacks on houses and
 stores, have been officially reported to the Government to have taken place since
 the 20th of October, and, if possible, to specify the same ?
 - (3.) Whether it is the intention of the Government to reorganize the Police Force,
 and thereby to diminish their expense and make them more efficient ?

TUESDAY, DECEMBER 29.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with
 reference to the employment of Members of Parliament as follows :—
 “ Your Committee is strongly impressed with a sense of the danger to the
 “ independence and purity of the Legislative Assembly, which may arise from the
 “ practice of selecting Members of Parliament, even for temporary employment,
 “ under the Government.
 “ Your Committee is unanimously of opinion that the practice alluded to
 “ ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion
 that such practice ought no longer to be continued in any department of the Public
 Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the
 Governor.
2. MR. CUMMINGS to move for leave to bring in a Bill to amend the Crown Lands
 Occupation Act of 1861.
3. MR. LACKEY to move, That the Report of the Select Committee in the case of Mr.
 F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this
 House.
4. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to
 adopt stringent measures, with a view of collecting the Border Duties on goods
 passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the
 above Resolution.
5. MR. DARVALL to move, That in order to equalize the burthen of taxation, and
 maintain the public credit, and provide means to meet the increased public expendi-
 ture, it is just and expedient to collect a graduated tax on all incomes over £150 a
 year.

TUESDAY,

TUESDAY, JANUARY 5, 1864.

OTHER BUSINESS—NOTICE OF MOTION:—

1. Mr. TIGHE to move,—
 - (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be printed, and referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
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FRIDAY, JANUARY 8, 1864.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Church and School Lands Trust Bill; second reading.
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[Price, 9d.]



New South Wales.

No. 83.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 23 DECEMBER, 1863.

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

Questions on Notice Paper for to-day:—

- (1.) Customs Duties collected at Sydney during the last Month:—Mr. Robertson asked the Colonial Treasurer, pursuant to Notice No. 1,—Whether the Government have any objection to lay upon the Table of this House forthwith, Abstracts of the several lists of Customs Duties collected, without sanction of law, at the Port of Sydney, during the last month; distinguishing such as were so imposed (if any) before having been submitted to this House?

Mr. Eagar answered:—The Government will be happy to furnish the information asked for if required to do so by an order of the House.

- (2.) Mr. Perry, late Official Assignee in Insolvency:—Mr. Dangar asked the Attorney General, pursuant to Notice No. 2,—

(1.) Why was not Bail taken for Mr. Perry's surrender at the next Criminal Sessions, in addition to himself?

(2.) Do the Government intend to place Mr. Perry on his trial at the next sittings of the Criminal Court?

Mr. Martin answered:—Mr. Perry was, on the 17th of December instant, in a case, the prosecution of which I directed, committed to take his trial for embezzlement as Trustee, at the Court of Gaol Delivery, to be held at Darlinghurst on the 31st of March next, and was thereupon admitted to bail, himself in the sum of £200, and two sureties in the sum of £100 each, and he is now at large on such bail. Mr. Perry was at the time of such committal under bail himself in the sum of £200, and two sureties in the sum of £100 each, to appear at Darlinghurst at the late Gaol Delivery, to take his trial on an information filed by the late Attorney General, Mr. Hargrave. The trial of that information was postponed at my instance; and on such postponement no bail was taken in addition to Mr. Perry's own recognizance, because I did not think that bail in that case was necessary. The Government have no power to place Mr. Perry on his trial on any charge whatever; such power is vested in the Attorney General, not as a Member of the Cabinet, but on his own individual responsibility; and whether I, as Attorney General, shall put Mr. Perry on his trial either on the charge on which he stands committed or the charge in respect of which an information has been already filed, I do not feel myself called upon to inform the Honorable Member. An investigation has, at my instance, been commenced, and is now going on into the whole of the estates of which Mr. Perry was Official Assignee, and in most of which the objection taken at the late trial of Mr. Perry can not arise. Whether such inquiry will result in other prosecutions of Mr. Perry, beyond the two already mentioned, I cannot at this moment say; but I can say that in Mr. Perry's case, as in the case of any other person, prosecutions will take place in every instance where a case for prosecution is made out to my satisfaction.

- (3.) The Solicitor General:—Mr. Dangar asked the Attorney General, pursuant to Notice No. 3,—

(1.) Did not the Solicitor General delay the Criminal Business of the Country, on Friday last, by his absence as Crown Prosecutor?

(2.) Was not the Solicitor General employed as Counsel, and in attendance in a squatting case of arbitration—Rusden v. Bagnell—on that day, and not ill, as represented?

Mr.

Mr. Martin answered:—I am not aware that any delay in the Criminal Business of the Country was caused by the absence of the Solicitor General from Darlinghurst, on Friday last. On that day there were only two cases ready for trial, and as I arranged that both those cases should be tried in the Court where I myself was in attendance, the attendance of the Solicitor General was not required. One of those cases was conducted by me, and the other by Mr. Butler immediately after the termination of the first.

(4.) Increased Duties on Spirits and Wine:—Mr. Dangar asked the Colonial Treasurer, pursuant to Notice No. 4,—

(1.) What date did the Collector of Customs commence to demand the increased duties on Spirits and Wine at the Custom House, on Mr. Eagar's proposition?

(2.) What extra amount of duty has been collected since the duties were increased on Spirits and Wine?

(3.) What date was the collection of *ad valorem* duties discontinued on Mr. Eagar's proposition, and the gross amount received?

(4.) What date did the Collector of Customs commence to demand extra duties on Wine, under Mr. Martin's proposition, and for *ad valorem* duties?

(5.) Have not several Merchants protested, and tendered legal coin to the Collector of Customs, and threatened Law proceedings for his demands and collection?

Mr. Eagar answered:—The Honourable Member's questions convey inferences inconsistent with constitutional principles. I must therefore decline answering them in their present form.

2. Motion for Adjournment:—Mr. Dangar moved, That this House do now adjourn. Debate ensued.

Motion by leave withdrawn.

3. Motion Withdrawn:—Mr. Morris withdrew the Motion standing in his name, No. 8 on the Notice Paper of Other Business for to-day.

4. Alexander B. Black:—Mr. Harpur presented a Petition from Alexander B. Black, representing that, at the instance of the late Minister for Lands, he bestowed much time, labour, and expense in drawing up certain Reports having reference to Fisheries,—which Reports were laid before the Select Committee of this House on the Fisheries Protection Bill during the last Session, but remained inoperative in consequence of the Committee not having reported prior to the Prorogation of Parliament,—and praying relief.

Petition received.

5. Motions Withdrawn:—

(1.) Mr. C. Cowper, junr., withdrew the Motions standing in his name, Nos. 3 and 4 on the Notice Paper of Other Business for to-day.

(2.) Mr. Dangar withdrew the Motions standing in his name, Nos. 11, 12, and 17 on the Notice Paper of Other Business for to-day.

(3.) Mr. Wilson withdrew the Motion standing in his name, No. 1 on the Notice Paper of Government Business for to-day.

6. Postponements:—

(1.) Mr. Eagar postponed the Motions standing in his name, Nos. 2 and 3 on the Notice Paper of Government Business for to-day, until a later hour this day.

(2.) The Order of the Day for the second reading of the Members of Parliament Railway Tolls Exemption Bill postponed, on motion of Mr. Holroyd, until this day week.

7. Supply:—On the Order of the Day for the Resumption of the Committee of Supply being read, Mr. Eagar moved, "That" the Speaker do now leave the Chair.

Mr. Robertson moved, pursuant to *Contingent* Notice, That the Question be amended by omitting all the words after the word "That," with a view to inserting in their place the words "in the opinion of this House, great injury to the Trade of the Colony has followed the unauthorized levying, by the Government, of vexatious imposts on imports, and that such injury has been much aggravated by frequent and capricious alterations of such imposts.

"(2.) That the conduct of the Government, in interfering with, and injuring the Trade of the Colony, by imposts and the collection of heavy *ad valorem* duties on articles of general use amongst the people, without first having the sanction of Parliament for such proceedings, deserves the condemnation of this House."

Debate ensued.

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

Ayes, 27.

Mr. Holroyd,	Mr. Martin,
Mr. W. Forster,	Mr. Holt,
Mr. Eagar,	Mr. Rusden,
Mr. Wilson,	Mr. Piddington,
Mr. R. Forster,	Mr. Terry,
Mr. Raper,	Mr. Bell,
Mr. Hart,	Mr. Driver,
Mr. Morris,	Mr. J. T. Ryan,
Mr. Leary,	Mr. Lackey,
Mr. Wisdom,	Mr. Dangar.
Mr. Dalgleish,	
Mr. Allen,	<i>Tellers.</i>
Mr. Shepherd,	Mr. Gordon,
Mr. Tighe,	Mr. Macleay.
Mr. Stewart,	

Noes, 11.

Mr. Cowper,
Mr. C. Cowper, junr.
Mr. Robertson,
Mr. Love,
Mr. Caldwell,
Mr. Sadleir,
Mr. Flett,
Mr. Morrice,
Mr. Weekes.
<i>Tellers.</i>
Mr. Lucas,
Mr. Garrett.

Original Question then put and passed.

Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of the Supply to be granted to Her Majesty for the Service of the year 1863-4.

The Chairman obtained leave to sit again to-morrow, and reported the following Resolution :—

(Vote of Credit.)

(1.) Resolved, That a sum not exceeding £350,000 be granted to Her Majesty, to defray the expenses of the various Departments and Services of the Colony, from the 1st January to the 31st March, 1864, at the rates which have been sanctioned for the year 1863.

Mr. Eagar then moved, That this House do now adopt this Resolution.

Question put and passed.

8. Ways and Means :—On motion of Mr. Eagar the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

The Chairman obtained leave to sit again at a later hour this day, and reported the following Resolution :—

(Vote of Credit.)

(2.) Resolved, That towards making good the Supply granted to Her Majesty for the service of the year 1864, the sum of £350,000 be granted out of the Consolidated Revenue Fund of New South Wales.

Mr. Eagar then moved, That this House do now adopt this Resolution.

Question put and passed.

9. Colonial Sugar Refining Company's Bill :—The Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to enable 'The Colonial Sugar Refining Company' to sue and to be sued in the name of such Company and to vest the property of the Company in the Trustees for the time being of such Company,*" returns the same to the Legislative Assembly without Amendment.

Legislative Council Chamber,
Sydney 23rd December, 1863.

T. A. MURRAY,
President.

10. Suspension of Standing Orders :—Mr. Eagar moved, pursuant to notice, That so much of the Standing Orders be suspended as will admit of a Bill, intituled, "*A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Service of the Year 1864,*" passing through all its stages in one day.

Question put and passed.

11. Consolidated Revenue Fund Bill :—

(1.) Mr. Eagar moved, pursuant to amended notice, That leave be granted, in pursuance of a Resolution passed by the Committee of Ways and Means, to bring in a Bill to apply certain sums out of the Consolidated Revenue Fund of New South Wales, towards the service of the year 1864.

Question put and passed.

(2.) Mr. Eagar having presented this Bill, intituled, "*A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Service of the Year 1864,*"—read a first time.

Ordered to be printed.

(3.) Bill, on motion of Mr. Eagar, read a second time.

Whereupon on motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.

The Chairman having reported the Bill without amendment, the House adopted the report.

(4.) Bill then, on motion of Mr. Eagar, read a third time, and (after Debate) passed. Mr. Eagar then moved, That the title of this Bill be, "*An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Service of the year 1864.*"

Question put and passed.

(5.) Whereupon Mr. Eagar moved, That this Bill be carried to the Legislative Council, with the following Message :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Service of the year 1864,*" presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 23rd December, 1863.

Speaker.

Question put and passed.

12. Paper :—Mr. Eagar laid upon the Table a Return headed "New and Increased Duties."

13. Words taken down—Motion for Adjournment :—The Honorable Member for Shoalhaven (Mr. Robertson), having risen to move the Adjournment of the House, used,

used certain words to which exception was immediately taken by the Honorable the Premier, Mr. Martin, by his moving that those words be taken down,—
Question put,—That the words 'used by the Honorable Member for Shoalhaven be taken down.

The House divided.

Ayes, 38.		Noes, 8.
Mr. Martin,	Mr. Allen.	Mr. Garrett,
Mr. W. Forster,	Mr. Morris,	Mr. R. Forster,
Mr. Wilson,	Mr. Hart,	Mr. Flett,
Mr. Eagar,	Mr. J. T. Ryan,	Dr. Lang,
Mr. Holroyd,	Mr. Morrice,	Mr. Driver,
Mr. Dalgleish,	Mr. Dangar,	Mr. Weekes.
Mr. Caldwell,	Mr. C. Cowper, junr.,	<i>Tellers.</i>
Mr. Raper,	Mr. Shepherd,	Mr. Lucas,
Mr. Robertson,	Mr. Piddington,	Mr. Redman.
Mr. Cowper,	Mr. Gordon,	
Mr. Darvall,	Mr. Rusden.	
Mr. Egan,	Mr. Samuel,	
Mr. Wisdom,	Mr. Lord,	
Mr. Leary,	Mr. Lackey,	
Mr. Tighe,	Mr. Buchanan,	
Mr. Cunneen,	Mr. Terry.	
Mr. Sutherland,	<i>Tellers.</i>	
Mr. Love,	Mr. Bell.	
Mr. Stewart,	Mr. Macleay.	
Mr. Sadleir,		

Words taken down accordingly and read by the Clerk, by direction of the Speaker, as follows:—"Are we to be jockeyed out of these Papers"?

Mr. Robertson having explained in his place, and withdrawn,—

Mr. Martin moved, That the words used by the Honorable Member for Shoalhaven, Mr. Robertson, as taken down and read by the Clerk, are unparliamentary and improper.

Debate ensued.

Mr. Allen moved the Previous Question.

Debate ensued.

And the House continuing to sit until after Midnight,—

THURSDAY, 24 DECEMBER, 1863, A.M.

Previous Question put,—That this Question be now put.

The House divided.

Ayes, 15.		Noes, 16.	
Mr. Lucas,	Mr. Morrice.	Mr. Holroyd,	Mr. Stewart,
Mr. Cowper,	Mr. Hart,	Mr. Macpherson,	Mr. Gordon,
Mr. Burdekin,	Mr. C. Cowper, junr.,	Mr. Morris,	Mr. Piddington,
Mr. R. Forster,	Mr. J. T. Ryan.	Mr. Lackey,	Mr. Rusden,
Mr. Sutherland,	<i>Tellers.</i>	Mr. Eagar,	Mr. Raper.
Mr. Garrett,	Mr. Driver,	Mr. W. Forster,	<i>Tellers.</i>
Mr. Flett,	Mr. Wisdom.	Mr. Dalgleish,	Mr. Allen,
Mr. Cunneen,		Mr. Bell,	Mr. Wilson.
Mr. Dangar,		Mr. Leary,	

And the Honorable Member, Mr. Robertson, being recalled to his place, was informed by the Speaker of what had occurred during his absence, and resuming his address, moved, That this House do now adjourn.

Debate ensued.

Motion by leave withdrawn.

14. Consolidated Revenue Fund Bill:—The Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Service of the year 1864,*" returns the same to the Legislative Assembly, without Amendment.

Legislative Council Chamber,
Sydney, 23rd December, 1863.

T. A. MURRAY,
President.

15. Adjournment:—Mr. Martin moved, That this House, at its rising, do adjourn until Three o'clock on "Tuesday next."

Debate ensued.

Mr. Egan moved, That the Question be amended by omitting the words "Tuesday next," with a view to inserting in their place the words "Wednesday week."

Debate continued.

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

The House divided.

Ayes, 22.

Mr. Martin,	Mr. Dalgleish,
Mr. Egar,	Mr. Piddington,
Mr. W. Forster,	Mr. Stewart,
Mr. Wilson,	Mr. Dangar,
Mr. Holroyd,	Mr. Hart,
Mr. Robertson,	Mr. Rusden,
Mr. Morris,	Mr. Gordon.
Mr. Lackey,	<i>Tellers.</i>
Mr. Bell,	Mr. Macleay,
Mr. Burdekin,	Mr. Macpherson.
Mr. Wisdom,	
Mr. Leary,	
Mr. Cowper,	

Original Question put.

The House divided.

Ayes, 22.

Mr. Martin,	Mr. Cowper,
Mr. Egar,	Mr. Dalgleish,
Mr. W. Forster,	Mr. Piddington,
Mr. Wilson,	Mr. Stewart,
Mr. Holroyd,	Mr. Dangar,
Mr. Robertson,	Mr. Hart,
Mr. Morris,	Mr. Rusden,
Mr. Lackey,	Mr. Gordon.
Mr. Bell,	<i>Tellers.</i>
Mr. Burdekin,	Mr. Macleay,
Mr. Wisdom,	Mr. Macpherson.
Mr. Leary,	

Mr. Martin then moved, That this House do now adjourn.

Question put and passed.

Whereupon the Speaker left the Chair, and the House stood adjourned, at half-past One o'clock, A.M., until *Tuesday next*, at Three o'clock, P.M.

Noes, 11.

Mr. Garrett,
Mr. Egan,
Mr. J. T. Ryan,
Mr. Driver,
Mr. C. Cowper, junr.,
Mr. Flett,
Mr. Sutherland,
Mr. R. Forster,
Mr. Morrice.
<i>Tellers.</i>
Mr. Redman,
Mr. Lucas.

Noes, 9.

Mr. Garrett,
Mr. J. T. Ryan,
Mr. Egan,
Mr. Driver,
Mr. Flett,
Mr. Sutherland,
Mr. Morrice.
<i>Tellers.</i>
Mr. Lucas,
Mr. Redman.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, DECEMBER 29.

QUESTIONS :—

1. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Did the Minister for Public Works proceed by special train to Parramatta, accompanied by Mr. Rae, Mr. and Mrs. Kean, and Miss Chapman, or either of these parties?
 - (2.) If so, when and by whom was this special train paid for?
 - (3.) Did Mr. Rae issue free passes to travel by rail to Mr. Dickson and any Member or Members of this House, or any other person?
 - (4.) If to any Member or Members of this House, what is the name of the Member or Members?
 - (5.) If any free pass has been given, was it issued on the usual printed form, or on plain paper?
2. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) If Contract No. 1, Great Southern Railway, has been transferred by the Government from Mr. Ambrose Croshaw to Messrs. Murning and Brown?
 - (2.) If so, what is the date of such transfer?
 - (3.) Has the Government power, under the conditions of the contract, to make such transfer?
 - (4.) Does the Government know that Mr. Croshaw had other creditors besides Messrs. Murning and Brown?
3. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—
 - (1.) Why Mr. Superintendent Morrisett has not reached Maitland, to take charge of the Police in the Northern and Hunter Districts?
 - (2.) Are the Government aware that a Bushranger has recently committed several robberies within two miles of Maitland, remonstrating with a Constable, and ultimately escaping from four Mounted Policemen, refusing to surrender when demanded?
 - (3.) Has any information been received of the recovery of the six mail-bags stolen by two armed Bushrangers from the Tamworth down mail, on Sunday last, between Wallabadah and Murrurundi, or have the Bushrangers been captured?
4. MR. SADLER *to ask* THE COLONIAL SECRETARY,—
 - (1.) Whether any and what measures have been taken, by the present Ministry, to check the present alarming insecurity of life and property in the interior?
 - (2.) What number of highway robberies, mail robberies, attacks on houses and stores, have been officially reported to the Government to have taken place since the 20th of October, and, if possible, to specify the same?
 - (3.) Whether it is the intention of the Government to reorganize the Police Force, and thereby to diminish their expense and make them more efficient?
5. MR. HART *to ask* THE ATTORNEY GENERAL,—
 - (1.) The number of wills proved in the Supreme Court in the years 1860, 1861, 1862, and 1863 (to the present time), and the amount of personalty sworn to respectively?
 - (2.) The number of administrations granted during the same period, and the amount sworn to?
 - (3.) The amount of fees paid?
6. MR. GARRETT *to ask* THE COLONIAL TREASURER,—Do the Government intend to collect the postage on newspapers on and after the 1st January next?
7. MR. SADLER *to ask* THE SECRETARY FOR LANDS,—Is it the intention of Government to have a re-survey of the grant Buwa, to the late Mary Reiby?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. ROTTON *to move*,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
2. MR. CUMMINGS *to move* for leave to bring in a Bill to amend the Crown Lands Occupation Act of 1861.

3. MR. LACKEY to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
4. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
5. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
6. MR. ROBERTSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Abstracts of the several Lists of Customs Duties collected without sanction of law at the port of Sydney, during the last month; distinguishing such as were imposed (if any) before having been submitted to this House.
7. MR. SADLER to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
8. MR. SADLER to move, That there be laid upon the Table of this House a Return of the arbitration made on improvements on lands of Mr. Berry, of Shoalhaven:—
 - 1st. As to the value placed upon these lands.
 - 2nd. As to the nature of the improvements—the Valuators being Messrs. Waldron and Kemp.
9. MR. DANGAR to move, That the Petition presented by him on the 8th December, from Mrs. Mary Singleton, of Singleton, be printed.
10. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 - (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 - (3.) Copies of the final Decision in the case as made by the Minister for Lands.
11. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) A Return shewing the names of the Officers in the Customs Department who have been recently promoted in place of Mr. M'Coy, deceased.
 - (2.) The names and dates of appointments of such Officers, and amounts of their respective salaries.
 - (3.) By whom those Officers were recommended for promotion.
 - (4.) The names of the Officers who were passed over, and senior to those promoted, the date of their appointment in the Customs Department, with present salary in each case.
12. MR. SAMUEL to move, That the Petition of Importers of Boots and Shoes, praying that this House will not assent to the proposed import duty upon those articles, presented by him on the 22nd December, be printed.
13. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.
14. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
15. MR. ALLEN to move, That the two Petitions, relative to Protective Duties, presented by him on the 2nd December, be printed.
16. MR. LUCAS to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Gray, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Cunneen, and the Mover.
17. MR. LEARY to move, That there be laid upon the Table of this House, Copies of all Correspondence,—
 - (1.) Between Messrs. Wood Brothers and Kirk and the Government of New South Wales.
 - (2.) Between the Government of New South Wales and the Government of Victoria; and any other Correspondence respecting the Run known in New South Wales as the Wingee Wingee Burt Island, and known in Victoria as the Pentall Island.
18. MR. LUCAS to move, That the Petition presented by him on 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be printed.
19. MR. ALEXANDER to move, That the Petition presented by him on the 5th December, from certain Inhabitants of Goulburn and the surrounding Districts, for Railway Extension, be printed.

20. MR. ALLEN to move, That the Petition presented by him on 15th December, relative to Protection of Colonial Trade, from certain Mechanics and Producers of Goulburn, be printed.
21. MR. LUCAS to move, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.
22. MR. MACLEAY to move, That there be laid on the Table of this House Copies of all Correspondence, Reports, Minutes, Telegrams, or other Papers relating to the formation of the Great South Road through Gundagai.
23. MR. MACPIERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
24. Mr. Sadleir to move for leave to introduce a Bill entitled, "A Bill to establish Juvenile Reformatories."
25. MR. ECKFORD to move, That the Petition presented by him on 17th December, in favour of Native Industry, be printed.
26. MR. MACLEAY to move, That the Petition presented by him on 17th December, relative to Railway Extension to Albury, be printed.
27. MR. SADLEIR to move the following Resolutions:—
- (1.) That, in the opinion of this House, the Government ought to have, in re-constructing the Estimated Expenditure for 1864, considerably reduced the amount, and thereby reduced the Estimated Deficiency in Revenue Expenditure, as set forth in the Ways and Means.
 - (2.) That the Government, in their proposed Financial Scheme, ought to have placed the duties, in addition to direct taxation, chiefly on articles of luxury, and to have been few in number, and the rate charged should have been so low as not to diminish consumption, and a specific, and not an *ad valorem* duty.
 - (3.) That the Ministry, in order to provide for the Debt of the Colony, ought to have introduced either a low rate of Property or Income Tax, property having derived great benefits from Railways and Harbour Improvements, and therefore one of the most legitimate sources for meeting said Debt.
 - (4.) That the Ministry should meet present requirements by the issue of Treasury Bills, not exceeding the balance of £400,000, due from the Free Selectors of Land.
 - (5.) That these Resolutions be embodied in an Address to His Excellency the Governor.
28. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry:—
- (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
29. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000, for a Railway from Muswellbrook to Mudgee.
30. MR. R. FORSTER to move, That there be laid upon the Table of this House, a Return shewing the number of times "The Land Titles Commissioners" under the Real Property Act (26 Vic., No. 9) have sat since the 1st July, 1863, to this date, inclusively, and the gross amount of fees received by them during the said period.

31. MR. SAMUEL to move, That, with reference to the following Resolution of this House, adopted on 5th December, A.M., namely,—“ That there be laid upon the Table of this House,—
 “ (1.) A copy of the tender sent in to the Government by Messrs. Peto and Co.,
 “ for constructing about forty miles of the Great Southern Railway, up to Goulburn,
 “ and the quantities of work to be executed.
 “ (2.) Copies of quantities and gross amounts of all tenders sent in by different
 “ contractors for contract No. 6,”—
 This House does not insist upon having the sums mentioned in any offer made by Messrs. Peto, Brassy, and Betts stated; but that the letters may be produced, leaving the sums blank.
32. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
33. MR. R. FORSTER to move, That the Report of the Select Committee on the Petition of Mr. T. D. Allen, be now adopted.
34. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Bagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
35. MR. HARPUR to move for leave to bring in a Bill to amend the laws relating to Capital Punishment, so as to limit the infliction thereof to the crime of Wilful Murder.
36. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
37. MR. SAMUEL to move, That the Petition of Merchants and others, relative to the proposed alterations in the Tariff, presented by him on the 9th December, be printed.
38. MR. STEWART to move, That there be laid upon the Table of this House,—
 (1.) Copies of all applications to reclaim land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
 (2.) Also, Copies of all Correspondence having reference to the same subject.
39. MR. HART to move, That the Report of the Standing Orders Committee on the proposal to dispense, in part, with the 62nd Standing Order, and also respecting the accommodation for Members on the Cross Benches, presented to the House on the 10th December, be adopted.
40. MR. TERRY to move, That the Petition presented by him on the 9th December, from certain Inhabitants of Paddington, Woolhara, Point Piper, and Rushcutter's Bay, relative to Protective Duties, be printed.
41. MR. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
42. MR. SAMUEL to move, That Leave of Absence be granted for ten days to the Honorable Member for Argyle, (Mr. Emanuel), in consequence of severe indisposition.
43. MR. CUNNEEN to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
44. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
45. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
46. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give certificates as to the state of cattle examined by them when shipped.
47. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
48. MR. RAPER to move, That the Petition presented by him on 9th December, from Parramatta, in favour of the Protective Policy, be printed.
49. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
50. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.

51. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December instant, in the case of *Wells v. Hawley*.
52. MR. GARRETT to move, That there be laid upon the Table of this House, a Return shewing,—
- (1.) The average time that elapsed between the date of sequestration and the close of the third meeting of creditors for proof of debts, and between the date of sequestration and the close of the examination meetings, in all Insolvent Estates sequestrated during the two years preceding the passing of the 25th Vic., No. 8, to the 26th December, 1861; and in all Insolvent Estates sequestrated between the 26th December, 1861, and the 1st December, 1863, respectively.
 - (2.) A Return of the average time that elapsed between the date of the sequestration of, and the filing of the accounts current and plans of distribution, or final reports in, all Insolvent Estates sequestrated during the periods named in the foregoing resolution, respectively.
 - (3.) A Return of the average costs and expenses of the compulsory sequestration of, and of all other law costs and expenses paid by Official Assignees in Insolvency, out of all Insolvent Estates sequestrated during the periods named in the first resolution, respectively.
 - (4.) A Return of the proportion of assets realized to that of assets disclosed by the Insolvents Schedules, in all Insolvent Estates sequestrated during the periods specified in the first resolution, respectively.
 - (5.) A Return of the number and dates of accounts filed in the Office of the Chief Commissioner of Insolvent Estates, pursuant to the 17th Vic., No. 17, s. 2, in the first week in January of every year, between the passing of that Act on 5th September, 1853, and the 26th December, 1861, and between the 26th December, 1861, and the 1st December, 1863, respectively; of all moneys which, on the 31st December then preceding, were in the hands of the Official Assignees in Insolvency, for three years or upwards, arising from unpaid or unclaimed dividends, and balances due to Creditors in Insolvent Estates.
 - (6.) And a Return of the total amount of the last-mentioned moneys that have been paid, and of the dates at which they were paid over to the Colonial Treasurer during said respective periods, pursuant to the said section of the said Act (17 Vic. No. 17.)
53. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
54. MR. GARRETT to move, That there be laid upon the Table of this House,—
- (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vic., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 - (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
 - (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
55. MR. SADLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
56. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
57. MR. LUCAS to move, That the Petition presented by him on 2nd December, from certain Cabinet-makers of the City of Sydney, be printed.
58. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.)

- (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
- (6.) The names of sureties.
- (7.) The amount of per-centage retained in each case till completion of contract.
- (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
2. Dog Nuisance Abatement Bill ; second reading.
3. Moruya Silver Mining Company's Incorporation Bill ; second reading.
4. Cox's Marriage Settlement Bill ; second reading.
5. Smoke Nuisance Abatement Bill ; second reading.
6. Proposed Punt on the Parramatta River at Ryde ; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto ; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
7. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
8. Vexatious Indictments Prevention Bill ; second reading.
9. Debate on the Motion of Mr. Harpur :—
 - " (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - " (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."
10. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
11. Railway Communication ; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—
 - " (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions ; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
 - " (1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 - " (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 - " (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - " (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - " (5.) That " finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - " (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 - " (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner,"—Upon which Mr. Holroyd had moved the Previous Question.
12. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—" That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint."

13. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
14. Impounding Bill; to be further considered in Committee.
15. Presbyterian College Bill; second reading.
16. Municipalities Law Amendment Bill; to be considered in Committee.
17. Metropolitan Corporation Bill; to be further considered in Committee.
18. Parnell's Trust Bill; third reading.
19. Public Service Superannuation Bill; to be further considered in Committee.
20. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Supply; Resumption of the Committee.
2. Ways and Means; Resumption of the Committee.

WEDNESDAY, DECEMBER 30.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.

TUESDAY, JANUARY 5, 1864.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. TIGHE to move,—
 - (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be printed, and referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
2. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
3. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *vid* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.

WEDNESDAY, JANUARY 6, 1864.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WILSON to move,—
 - (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

FRIDAY, JANUARY 8, 1864.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Church and School Lands Trust Bill; second reading.

TUESDAY,

TUESDAY, JANUARY 12, 1864.

OTHER BUSINESS—NOTICE OF MOTION :—

1. Mr. MORRIS to move the following Resolutions *seriatim* :—
That in the opinion of this House it is desirable,—
 - (1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages ; a Registrar's Office ; a branch Land and Survey Office ; and Commissioner of Crown Lands Office ; and all other necessary public offices ; be established in the said province.
 - (4.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
 - (7.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought ; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.
 - (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
 - (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.



New South Wales.

No. 84.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 29 DECEMBER, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) Free Passages by Railway :—Mr. Lucas asked the Secretary for Public Works, pursuant to Notice No. 1,—

(1.) Did the Minister for Public Works proceed by special train to Parramatta, accompanied by Mr. Rae, Mr. and Mrs. Kean, and Miss Chapman, or either of these parties?

(2.) If so, when and by whom was this special train paid for?

(3.) Did Mr. Rae issue free passes to travel by rail to Mr. Dickson and any Member or Members of this House, or any other person?

(4.) If to any Member or Members of this House, what is the name of the Member or Members?

(5.) If any free pass has been given, was it issued on the usual printed form, or on plain paper?

Mr. Holroyd answered :—

(1.) I took a special train to Cabramatta, in company with the Commissioner for Railways, the Superintendent of Permanent Way, and the Traffic Manager, to view the place where a few days before an accident occurred to the line. The visitors named travelled by this train, on my invitation. After inspecting the line we stopped at Parramatta, sent back the special, and waited for the ordinary train, by which we returned to Sydney.

(2.) The special was taken on Railway business, but all the charges for, and incident to the visitors, were, at my request at the time, included in my weekly account with the Railway, and paid for on Saturday last.

(3.) Mr. Rae informs me that on 1st July last, on the completion of the line to Pieton, it was intended, as usual on such occasions, to have an official opening, and to invite His Excellency the Governor, the Members of Parliament, and of the Sydney Corporation, and some other visitors, to be present. From some difficulty in the arrangements, the intention was subsequently abandoned, but not until some invitations had been issued; and the Commissioner understood that a free pass, for the purpose of viewing the line, might, on a future occasion, be issued to any Member of the House, or any of the proposed visitors, if they expressed a wish to do so. On this understanding, some Members of the Assembly, one Member of the Sydney Corporation, Mr. Dickson, and a few other visitors, had passes for one visit only, for that particular purpose.

(4.) The names of the Members to whom passes were issued, were Mr. Burns, Mr. Caldwell, and Mr. Rotton.

(5.) Some of the passes were written at the Assembly, on plain paper, and others in the office of the Works Department, on the printed forms.

- (2.) Contract No. 1 of Great Southern Railway :—Mr. Lucas asked the Secretary for public Works, pursuant to Notice No. 2,—

(1.) If Contract No. 1, Great Southern Railway, has been transferred by the Government from Mr. Ambrose Croshaw to Messrs. Murning and Brown?

(2.) If so, what is the date of such transfer?

(3.) Has the Government power, under the conditions of the Contract, to make such transfer?

(4)

- (4.) Does the Government know that Mr. Croshaw had other creditors besides Messrs. Murnin and Brown?
Mr. Holroyd answered:—
- (1.) The interest in the Contract No. 1, Great Southern Railway, has been transferred by Mr. Croshaw to Messrs. Murnin and Brown.
 - (2.) The date of the document is 13th August, 1863, as stated in a notice served upon the Commissioner.
 - (3.) There is nothing in the Contract to sanction or prevent such transfer.
 - (4.) The Government is aware that Mr. Croshaw has other creditors besides Messrs. Murnin and Brown.
- (3.) Mr. Police Superintendent Morisset—Robberies by Bushrangers:—Mr. Dangar asked the Colonial Secretary, pursuant to Notice No. 3,—
- (1.) Why Mr. Superintendent Morisset has not reached Maitland, to take charge of the Police in the Northern and Hunter Districts?
 - (2.) Are the Government aware that a Bushranger has recently committed several robberies within two miles of Maitland, remonstrating with a Constable, and ultimately escaping from four Mounted Policemen, refusing to surrender when demanded?
 - (3.) Has any information been received of the recovery of the six mail-bags stolen by two armed Bushrangers from the Tamworth down mail, on Sunday last, between Wallabadah and Murrurundi, or have the Bushrangers been captured?
- Mr. W. Forster answered:—
- (1.) Mr. Morisset has not reached Maitland because Mr. Lydiard, the former Superintendent of Police for that District, having obtained leave of absence for the purpose of removing his family to Bathurst, it has been thought proper to detain Mr. Morisset in Mr. Lydiard's place in the meantime.
 - (2 and 3.) I am informed that the only robbery committed near Maitland was taking 4s. worth of coppers from the Toll Bar, which was returned. Three persons were stopped, but nothing taken from them. The constable who is stated to have spoken to the bushrangers is suspended from duty, and will be brought before the Bench of Magistrates when the necessary witnesses can be procured. Only one mounted constable (Shannon) was in close pursuit of the bushranger; two were together until they came to the junction of the two roads—not knowing which the man had taken the constables separated. Senior Constable Shannon followed the bushranger for a considerable distance, both crossing the Hunter River. It was not until all trace was lost in the ranges that the constable returned. Constable Shannon had traced the man the whole way from the Goulburn River, he having stuck up and robbed the Merriwa mail. Shannon and others again went out. They picked up his track and are still out.
 - (3.) No information has been received respecting the mail bags stolen from the Tamworth mail on Sunday last. The Murrurundi police have not yet returned. The robbers overlooked the registered letters, also one containing £60, another £30, and a small bag of gold. It is thought that little, except correspondence, was taken from the mail.
- (4.) Insecurity of Life and Property:—Mr. Sadleir asked the Colonial Secretary, pursuant to Notice No. 4,—
- (1.) Whether any and what measures have been taken, by the present Ministry, to check the present alarming insecurity of life and property in the interior?
 - (2.) What number of highway robberies, mail robberies, attacks on houses and stores, have been officially reported to the Government to have taken place since the 20th of October, and, if possible, to specify the same?
 - (3.) Whether it is the intention of the Government to reorganize the Police Force, and thereby to diminish their expense and make them more efficient?
- Mr. W. Forster answered:—
- (1.) The subject has engaged and still engages the earnest consideration of the Government, but it is scarcely possible, in the form of an answer to a Parliamentary Question, to state fully what measures have been taken or are being taken to effect the object the Honorable Member has in view, nor perhaps would a detailed statement be desirable for public reasons. It may, however, be said, generally, that by the offer of valuable rewards—by the concentration of police upon the Districts most affected by, and exposed to outrage—and by the employment of special and supernumerary parties—the Government have endeavoured to check those depredations which have so much endangered life and property in the interior. But these measures, it may also be remarked, could scarcely be adopted without considerable expense in the first instance.
 - (2.) I will answer the Honorable Member's question by a Return to be presently laid upon the Table.
 - (3.) The Government are doing their utmost to render the police more efficient, by whatever means are found available. But it by no means follows that any large diminution of expenditure is possible in the first instance. The Government are of opinion that the first object to be aimed at is efficiency, which if once achieved, diminution of expenditure may, and no doubt will, be a natural consequence.
- (5.) Wills and Administrations:—Mr. Hart asked the Attorney General, pursuant to notice No. 5,—
- (1.) The number of Wills proved in the Supreme Court in the years 1860, 1861, 1862, and 1863 (to the present time), and the amount of personalty sworn to respectively?
 - (2.)

(2.) The number of Administrations granted during the same period, and the amount sworn to?

(3.) The amount of fees paid?

Mr. Martin answered:—By way of answer to the Honorable Member's Question, I have had prepared a return which contains the information asked for, down to the 30th June last, and which return I will presently lay on the Table of the House. Since notice was given of the question, sufficient time has not elapsed to enable the return to be prepared to the present time. The additional information required by the Honorable Member, will be laid on the Table at the earliest moment possible.

(6.) Proposed Postage on Newspapers:—Mr. Garrett asked the Colonial Treasurer, pursuant to notice No. 6:—Do the Government intend to collect the postage on newspapers on and after the 1st January next?

Mr. Eagar answered:—The Government do not intend to collect the postage on newspapers until the postage is sanctioned by law.

(7.) Re-survey of Grant to the late Mrs. Mary Reiby:—Mr. Sadleir asked the Secretary for Lands, pursuant to notice No. 7.—Is it the intention of Government to have a re-survey of the grant Buwa, to the late Mary Reiby?

Mr. Wilson answered:—It is not the intention of the Government to have a re-survey of the grant Buwa.

2. Motion for Adjournment:—Mr. Dalgleish moved, That this House do now adjourn. Debate ensued.

Question of Order.—The Speaker having given his decision upon a Point of Order referred to him by the Honorable Member for Shoalhaven (Mr. Robertson); and Mr. Robertson disputing that decision, and continuing to speak to the point of order;—the Speaker rose and addressed the Honorable Member on the subject. But the Honorable Member continuing to stand, he was ruled out of order, and several times directed by the Speaker to sit down.

Thereupon Mr. Robertson moved:—That the words of the Speaker, as applied to the Member for Shoalhaven, "That the Honorable Member will sit down," being unusually offensive, deserve the disapprobation of this House.

Debate ensued.

And Mr. Robertson desiring leave to withdraw his motion;—and the Speaker asking the pleasure of the House in the matter, and there being a voice dissentient from the leave so desired;—

Question put and negatived.

Debate on the Question for Adjournment resumed.

Motion by leave withdrawn.

3. Papers:—

(1.) Mr. Martin laid upon the Table, Return of the number of Wills proved in the Supreme Court, in the years 1860, 1861, 1862, and the first half of the year 1863, and the amount of personalty sworn to respectively.

Ordered to be printed.

(2.) Mr. W. Forster laid upon the Table, Return, dated 23 December, 1863, of the number of Highway, Mail, and Store, Robberies with Violence, reported to the Police, since the 20th October, 1863.

Ordered to be printed.

4. Treasury Bills:—The following Message from His Excellency the Governor was delivered by Mr. Eagar, and read by the Speaker:—

JOHN YOUNG,

Message No. 13.

Governor.

It being found expedient to raise an amount of money not exceeding four hundred thousand pounds, for carrying on Services already sanctioned, or to be sanctioned by the Legislature, and it being considered advisable to provide such amount by the issue of Treasury Bills; the Governor submits the subject to the consideration of the Legislative Assembly, and recommends that provision be made accordingly.

Government House,

Sydney, 29th December, 1863.

Ordered, on motion of Mr. Eagar, to be printed, and referred to the Committee of Ways and Means.

5. Motions Withdrawn:—

(1.) Mr. Lucas withdrew the Motions standing in his name, Nos. 16, 18, 21, and 28, on the Notice Paper for to-day.

(2.) Mr. Dalgleish withdrew the Motion standing in his name, No. 13, on the Notice Paper for to-day.

(3.) Mr. Driver withdrew the Motions standing in his name, Nos. 34, 36, 41, 49, 50, and 51, on the Notice Paper for to-day.

6. Bank of New South Wales Incorporation Act Amendment Bill:—Mr. Martin presented a Petition from certain Directors and Shareholders of the Bank of New South Wales, praying for leave to introduce a Bill to amend the Act of Incorporation of the said Bank,—

And

And Mr. Martin having produced the *Government Gazette*, and the *Empire*, and *Sydney Morning Herald*, newspapers, containing notices for four consecutive weeks, in the month of October last, of the intention to apply for such Bill,—
Petition received.

7. Motions Withdrawn :—
 (1.) Mr. Garrett withdrew the Motions standing in his name, Nos. 45, 46, 53, and 54, on the Notice Paper for to-day.
 (2.) Mr. Darvall withdrew the Motions standing in his name, Nos. 5 and 32, on the Notice Paper for to-day.
8. Proposed New Tariff :—Mr. Darvall presented a Petition from certain Merchants and Bankers against the proposed New Tariff.
 Petition received.
9. Motions Withdrawn :—
 (1.) Mr. Terry withdrew the Motion standing in his name, No. 29 on the Notice Paper for to-day.
 (2.) Mr. Piddington, on behalf of Mr. Rotton, withdrew the Motion standing in the name of Mr. Rotton, No. 1 on the Notice Paper for to-day.
 (3.) Mr. Dangar withdrew the Motions standing in his name, Nos. 4 and 10 on the Notice Paper for to-day.
10. Motion Dropped :—Mr. Cummings not making the Motion standing in his name, No. 2 on the Notice Paper for to-day, it dropped.
11. Motions Withdrawn :—
 (1.) Mr. Lackey withdrew the Motion standing in his name, No. 3 on the Notice Paper for to-day.
 (2.) Mr. C. Cowper, junior, on behalf of Mr. Close, withdrew the Motion standing in the name of Mr. Close, No. 14 on the Notice Paper for to-day.
12. Proposal to dispense, in part, with 62nd Standing Order—Cross Bench Accommodation :—Mr. Hart, *with the concurrence of the House*, moved (out of its proper order), pursuant to notice, That the Report of the Standing Orders Committee on the proposal to dispense, in part, with the 62nd Standing Order, and also respecting the accommodation for Members on the Cross Benches, presented to the House on the 10th December, be adopted.

Debate ensued.

Motion made by Mr. Piddington, and Question put (after debate),—That the Question be amended by adding at the end thereof the words “with the exception of the Resolution therein contained, numbered (3).” (*See Votes and Proceedings of 10 December, No. 76, page 742.*)

The House divided.

Ayes, 14.

Mr. Martin,	<i>Tellers.</i>
Mr. W. Forster,	
Mr. Eagar,	Mr. Holt.
Mr. Holroyd,	Mr. Rusden.
Mr. Wilson,	
Mr. Macpherson.	
Mr. Allen,	
Mr. Raper.	
Mr. Piddington,	
Mr. Terry,	
Mr. Cunneen,	
Mr. Gordon,	

Nocs, 25.

Mr. Robertson,	Mr. Lackey.
Mr. Cowper,	Mr. Dangar.
Mr. C. Cowper, junr.,	Mr. Redman,
Mr. Lucas,	Mr. Alexander.
Mr. Egan,	Mr. Morris.
Mr. Hart,	Mr. Morrice.
Mr. Leary,	Mr. Tighe.
Mr. Dalgleish,	Mr. Arnold.
Mr. Walker,	Mr. Macleay.
Mr. Wisdom,	<i>Tellers.</i>
Mr. Bell,	
Mr. Garrett,	Mr. Love.
Mr. Shepherd,	Mr. Buchanan.
Mr. Sadleir,	

Original Question then put and negatived.

13. Customs Duties collected at Sydney during the last month :—Mr. Robertson moved, pursuant to *amended* notice,—“That” there be laid upon the Table of this House, Abstracts of the several Lists of Customs Duties collected without sanction of law at the port of Sydney, during the last month; distinguishing such as were imposed (if any) before having been submitted to this House.
 Mr. Eagar moved, That the Question be amended by omitting all the words after the word “That,” with a view to inserting in their place the words “the House now proceed to the consideration of the Order of the Day for the Resumption of the Committee of Ways and Means.”

Debate ensued.

Proposed Amendment by leave withdrawn.

Original Question then put and passed.

14. Papers :—Mr. Eagar laid upon the Table the undermentioned papers ;—
 (1.) Abstract of Customs Duties over and above the rates sanctioned by law, collected at the Port of Sydney from 3rd December to date.
 (2.) Abstract of *Ad Valorem* Duties collected at the Port of Sydney from the 3rd December to the 12th December, 1863, at which latter date the collection ceased.
 Ordered to be printed.
15. Motion Withdrawn :—Mr. Sadleir withdrew the Motion standing in his name, No. 7 on the Notice Paper for to-day.
16. Arbitration on Improvements of Mr. Berry at Shoalhaven :—Mr. Sadleir moved, pursuant to notice, That there be laid upon the Table of this House a Return of the arbitration made on improvements on lands of Mr. Berry, of Shoalhaven :—
 1st. As to the value placed upon these lands. 2nd. As to the nature of the improvements—the Valuers being Messrs. Waldron and Kemp.
 Question put and passed.

17. Mrs. Mary Singleton:—Mr. Dangar moved, pursuant to notice, That the Petition presented by him on the 8th December, from Mrs. Mary Singleton, of Singleton, be printed.
Question put and passed.
Ordered to be printed.
18. Officers of Customs promoted:—Mr. Dangar moved pursuant to notice,—That there be laid upon the Table of this House,—
(1.) A Return shewing the names of the Officers in the Customs Department who have been recently promoted in place of Mr. M'Coy, deceased.
(2.) The names and dates of appointments of such Officers, and amounts of their respective salaries.
(3.) By whom those Officers were recommended for promotion.
(4.) The names of the Officers who were passed over, and senior to those promoted, the date of their appointment in the Customs Department, with present salary in each case.
Mr. Eagar moved, That the Question be amended by omitting all the words of section (4.)
Debate ensued.
Proposed Amendment by leave withdrawn.
Original Question by leave withdrawn.
19. Presbyterian College Bill:—Dr. Lang presented a Petition from certain Presbyterians of Pymont, in the City of Sydney, and its Vicinity, praying that this Bill may be passed.
Petition received.
20. Proposed New Tariff—Import Duty on Boots and Shoes:—Mr. Samuel moved, pursuant to notice, That the Petition of Importers of Boots and Shoes, praying that this House will not assent to the proposed import duty upon those articles, presented by him on the 22nd December, be printed.
Question put and passed.
Ordered to be printed.
21. Protective Duties:—Mr. Allen moved, pursuant to notice, That the two Petitions, relative to Protective Duties, presented by him on the 2nd December, be printed.
Question put and passed.
Ordered to be printed.
22. Messrs. Wood Brothers and Kirk:—Mr. Leary moved, pursuant to *amended* notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence,—
(1.) Between Messrs. Wood Brothers and Kirk, and the Government of New South Wales.
(2.) Between the Government of New South Wales and the Government of Victoria; and any other Correspondence respecting the Run known in New South Wales as the Wingee Wingee Burt Island, and known in Victoria as the Pentel Island.
Debate ensued.
Question put and passed.
23. Railway from Goulburn to Albury:—Mr. Alexander moved, pursuant to *amended* notice, That the Petition presented by him on the 15th December, from certain Inhabitants of Goulburn and the surrounding Districts, for Railway Extension, be printed.
Debate ensued.
Question put and passed.
Ordered to be printed.
24. Motion Withdrawn:—Mr. Garrett withdrew the Motion standing in his name, No. 52 on the Notice Paper for to-day.
25. Proposed New Tariff—Protection to the Trade of the Colony:—Mr. Allen moved, pursuant to notice, That the Petition presented by him on 15th December, relative to Protection of Colonial Trade, from certain Mechanics and Producers of Goulburn, be printed.
Question put and passed.
Ordered to be printed.
26. Formation of Great South Road through North Gundagai:—Mr. Macleay moved, pursuant to Notice *as amended, with the concurrence of the House*, That there be laid on the Table of this House Copies of all Correspondence, Reports, Minutes, Telegrams, or other Papers relating to the formation of the Great South Road through North Gundagai.
Debate ensued.
Question put and passed.
27. Motion Withdrawn:—Mr. Macpherson withdrew the Motion standing in his name, No. 23 on the Notice Paper for to-day.
28. Juvenile Reformatories Bill:—
(1.) Mr. Sadleir moved, pursuant to notice, for leave to introduce a Bill entitled, "A Bill to establish Juvenile Reformatories."
Debate ensued.
Question put and passed.
(2.) Mr. Sadleir having *presented* this Bill, Bill, intituled, "*A Bill to establish Juvenile Reformatories,*" read a first time.
Ordered to be printed, and read a second time on Friday week.

29. Motion Withdrawn :—Mr. Cunneen withdrew the Motion standing in his name, No. 43, on the Notice Paper for to-day.
30. Protection to Native Industry :—Mr. Garrett, on behalf of Mr. Eckford, moved, pursuant to notice standing in the name of Mr. Eckford, That the Petition presented by Mr. Eckford on 17th December, in favour of Native Industry, be printed.
Question put and passed.
Ordered to be printed.
31. Railway from Goulburn to Albury :—Mr. Macleay moved, pursuant to notice, That the Petition presented by him on 17th December, relative to Railway Extension to Albury, be printed.
Question put and passed.
Ordered to be printed.
32. Motion Withdrawn :—Mr. Sadleir withdrew the Motion standing in his name, No. 27 on the Notice Paper for to-day.
33. Motions Dropped :—
(1.) Mr. R. Forster not making the Motion standing in his name, No. 30 on the Notice Paper for to-day, it dropped.
(2.) Mr. Samuel not making the Motion standing in his name, No. 31 on the Notice Paper for to-day, it dropped.
(3.) Mr. R. Forster not making the Motion standing in his name, No. 33 on the Notice Paper for to-day, it dropped.
(4.) Mr. Harpur not making the Motion standing in his name, No. 35 on the Notice Paper for to-day, it dropped.
34. Proposed New Tariff :—Mr. Morris, on behalf of Mr. Samuel, moved, pursuant to notice standing in the name of Mr. Samuel, That the Petition of Merchants and others, relative to the proposed alterations in the Tariff, presented by Mr. Samuel on the 9th December, be printed.
Question put and passed.
Ordered to be printed.
35. Motion Withdrawn :—Mr. Sadleir withdrew the Motion standing in his name, No. 55 on the Notice Paper for to-day.
36. Applications to Reclaim Land having Harbour Frontage in Sydney :—Mr. Stewart moved, pursuant to Notice, That there be laid upon the Table of this House,—
(1.) Copies of all applications to reclaim land in the City of Sydney, having frontage to the Harbour, since 1st January, 1862.
(2.) Also, Copies of all Correspondence having reference to the same subject.
Debate ensued.
Question put.
The House divided.

Ayes, 29.

Mr. Martin,	Mr. Terry,
Mr. Eagar,	Mr. Cunneen,
Mr. W. Forster,	Mr. Alexander,
Mr. Holroyd,	Mr. Flett,
Mr. Wilson,	Mr. Dangar,
Mr. Driver,	Mr. Tighe,
Mr. Dalgleish,	Mr. Morrice,
Mr. Allen,	Mr. Burdakin,
Mr. Robertson,	Mr. Macpherson,
Mr. Cowper,	Mr. Macleay,
Mr. Redman,	Mr. Bell,
Mr. Shepherd,	<i>Tellers.</i>
Mr. Lucas,	
Mr. Raper,	Mr. Morris,
Mr. Stewart,	Mr. Wisdom.
Mr. Caldwell,	

Noes, 2.

Tellers.
Mr. Hart,
Mr. Garrett.

37. Protective Duties :—Mr. Terry moved, pursuant to notice, That the Petition presented by him on the 9th December, from certain Inhabitants of Paddington, Woolhara, Point Piper, and Rushcutter's Bay, relative to Protective Duties, be printed.
Question put and passed.
Ordered to be printed.
38. Leave of Absence :—Mr. W. Forster, *with the concurrence of the House*, on behalf of Mr. Samuel, moved, pursuant to notice standing in the name of Mr. Samuel, That Leave of Absence be granted for ten days to the Honorable Member for Argyle, (Mr. Emanuel), in consequence of severe indisposition.
Question put and passed.

The House adjourned, on motion of Mr. Martin, at Eleven o'clock, until To-morrow at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

WEDNESDAY, DECEMBER 30.

QUESTIONS :—

1. MR. COWPER *to ask* THE COLONIAL SECRETARY,—Whether there will be any objection to lay upon the Table of this House a copy of any Correspondence or Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service?
2. DR. LANG *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Whether it is the intention of the Government to repair the piece of Road, extending about half-a-mile from the Great Western Road to the South Creek Railway Station, so as to enable loaded teams to traverse it with safety; and if so, when will this necessary improvement for the neighbourhood be effected?
 - (2.) Whether it is the intention of Government to erect a rough Goods Shed at the South Creek Station, to prevent goods passing to and fro by the Railway from being damaged, from exposure to the elements, as they are liable to be at present, from their being merely laid upon the ground and not under cover of any kind?

Contingent Notice of Motion :—

1. MR. EAGAR to move (*in Committee of Ways and Means*), the following Resolutions :—
 - (1.) Resolved, That towards making good the Supply granted, or to be granted, to Her Majesty for services to be defrayed out of the Consolidated Revenue of the Colony, it is expedient to authorize any number of Treasury Bills to be made out at the Colonial Treasury for any sum or sums of money not exceeding in the whole the sum of £400,000.
 - (2.) Resolved, That the principal sum or sums of money to be contained in such Treasury Bills shall be chargeable upon, and paid out of, the Consolidated Revenue of the Colony; and that the interest on such principal sum or sums of money, which shall not exceed the rate of four-pence per centum per diem, shall be chargeable upon, and paid half-yearly out of, the Consolidated Revenues of the Colony and the growing produce thereof.
 - (3.) Resolved, That all sums of money raised by such Treasury Bills shall be paid to the credit and form part of the Consolidated Revenues of the Colony.
 - (4.) Resolved, That after twenty-four calendar months from their respective dates, such Treasury Bills, or so many of them as may from time to time remain undischarged and uncancelled, shall be taken and pass and be current, for the principal sum and interest they respectively contain and represent, in all payments whatsoever required to be made to the credit of the Consolidated Revenues of the Colony.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.
2. Supply; Resumption of the Committee.
3. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
2. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
3. MR. RAPER to move, That the Petition presented by him on 9th December, from Parramatta, in favour of the Protective Policy, be printed.
4. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

5. MR. LUCAS to move, That the Petition presented by him on 2nd December, from certain Cabinet-makers of the City of Sydney, be printed.
6. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
 - (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Dog Nuisance Abatement Bill; second reading.
3. Moruya Silver Mining Company's Incorporation Bill; second reading.
4. Cox's Marriage Settlement Bill; second reading.
5. Smoke Nuisance Abatement Bill; second reading.
6. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
7. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
8. Vexatious Indictments Prevention Bill; second reading.
9. Debate on the Motion of Mr. Harpur:—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."
10. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
11. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—
 - (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - (1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - (5.) That "finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

- "(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner,"—Upon which Mr. Holroyd had moved the Previous Question.
12. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
 13. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
 14. Impounding Bill ; to be further considered in Committee.
 15. Presbyterian College Bill ; second reading.
 16. Municipalities Law Amendment Bill ; to be considered in Committee.
 17. Metropolitan Corporation Bill ; to be further considered in Committee.
 18. Parnell's Trust Bill ; third reading.
 19. Public Service Superannuation Bill ; to be further considered in Committee.
 20. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

TUESDAY, JANUARY 5, 1864.

OTHER BUSINESS—NOTICES OF MOTION :—

1. Mr. TIGHE to move,—
 - (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be printed, and referred to a Select Committee for consideration and report ; such Committee to have power to send for persons and papers.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
2. Mr. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
3. Mr. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *vid Wagga Wagga*, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
4. Mr. LUCAS to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Gray, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Cunneen, and the Mover.
5. Mr. LUCAS to move, That the Petition presented by him on 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be printed.
6. Mr. LUCAS to move, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.
7. Mr. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
8. Mr. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.

9. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
10. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
11. MR. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
12. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
13. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
14. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December instant, in the case of Wells v. Hawley.
15. MR. MARTIN to move, That leave be granted to bring in a Bill to amend an Act intituled, "*An Act to incorporate the Proprietors of a certain Banking Company called 'the Bank of New South Wales, and for other purposes therein mentioned.'*"
16. MR. DARVALL to move, That the Petition from certain Merchants and Bankers, presented by him on 29th December, 1863, relative to the New Tariff, be printed.
17. MR. REDMAN to move, That the application by Robert Isbister and party, to the Government, for compensation arising out of the illegal appointment of a Chairman of the Appeal Court under the Gold Fields Act, be referred for the consideration and report of the Committee now sitting to consider and report upon the Working of the Gold Fields Act.
18. MR. SADLER to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
19. MR. MACHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
20. MR. SADLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."

WEDNESDAY, JANUARY 6, 1864.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WILSON to move,—
 - (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

FRIDAY, JANUARY 8, 1864.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Church and School Lands Trust Bill; second reading.
2. Juvenile Reformatories Bill; second reading.

TUESDAY,

TUESDAY, JANUARY 12, 1864.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MORRIS to move the following Resolutions. *seriatim*:—
That in the opinion of this House it is desirable,—
 - (1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, viz.:—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
 - (4.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
 - (7.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.
 - (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
 - (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
2. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
3. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
4. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
5. MR. GARRETT to move, That there be laid upon the Table of this House,—
 - (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 - (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
 - (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
6. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

“Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

7. MR. DANGAR to move,—
 (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
8. MR. DANGAR to move, That there be laid upon the Table of this House,—
 (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 (3.) Copies of the final Decision in the case as made by the Minister for Lands.
9. MR. LACKEY to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
10. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
11. MR. DALGLEISH to move,—
 (1.) That a Select Committee be appointed, with power to send for Persons and Papers, to inquire into, and report upon, the subject matter of a Petition, presented by him on 25th November, 1863, from Proprietors and others, in reference to obstructions to Darling Harbour.
 (2.) That such Committee consist of the following Members:—Mr. Martin, Mr. Eagar, Mr. Cowper, Mr. Love, Mr. Faucett, Mr. Redman, Mr. Smart, Dr. Lang, and the Mover.

TUESDAY, JANUARY 19, 1864.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
2. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
3. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000, for a Railway from Muswellbrook to Mudgee.

FRIDAY, JANUARY 29, 1864.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. CUNNEEN to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.

New South Wales.

No. 85.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 30 DECEMBER, 1863.

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

Questions on Notice Paper for to-day :—

- (1.) Mr. Chatfield, late Superintendent of Police :—Mr. Cowper asked the Colonial Secretary, pursuant to Notice No. 1,—Whether there will be any objection to lay upon the Table of this House a copy of any Correspondence or Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service?

Mr. W. Forster answered :—There will be no objection to lay upon the Table any correspondence relative to the conduct of Mr. Chatfield, should a motion be made for its production; but at present, although the decision of the Government has been taken, the proceedings are not formally completed.

- (2.) South Creek Railway Station :—Dr. Lang asked the Secretary for Public Works, pursuant to Notice No. 2,—

(1.) Whether it is the intention of the Government to repair the piece of Road, extending about half-a-mile from the Great Western Road to the South Creek Railway Station, so as to enable loaded teams to traverse it with safety; and if so, when will this necessary improvement for the neighbourhood be effected?

(2.) Whether it is the intention of Government to erect a rough Goods Shed at the South Creek Station, to prevent goods passing to and fro by the Railway from being damaged, from exposure to the elements, as they are liable to be at present, from their being merely laid upon the ground and not under cover of any kind?

Mr. Holroyd answered :—

(1.) The Road in question is, I understand, at present being repaired by the Lands department.

(2.) No complaints have been received that goods are being damaged from exposure. A rough Goods Shed will, however, be erected, if found to be necessary.

2. Bridge required at Wingham :—Mr. Piddington presented a Petition from the Inhabitants of the Manning River District, setting forth the want of a Bridge over the Cedar Party Creek at Wingham, and praying relief.
Petition received.
3. Fortnightly Payments to Tradesmen and others on Southern and Western Railways :—Mr. Leary presented a Petition from certain Tradesmen, Storekeepers, Laborers, Butchers, Bakers, and Carriers, on the Great Southern and Western Railways, praying, for the reasons therein set forth, the establishment of fortnightly payments, instead of the system which at present prevails.
Petition received.
4. Paper :—Mr. W. Forster laid upon the Table, Return to Order, in reference to "Patients in Lunatic Asylums," made by this House, on motion of Mr. Harpur, on 29th September, 1863.
Ordered to be printed.
5. Motion for Adjournment :—Mr. Cowper moved, That this House do now adjourn.
Debate ensued.
Motion by leave withdrawn.

6.

6. Assent to Bills :—The following Messages from His Excellency the Governor were respectively delivered by Mr. Martin, and read by the Speaker :—

(1.)

JOHN YOUNG,
Governor.

Message No. 14.

A Bill intituled "*An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the service of the year 1864,*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 30th December, 1863.

(2.)

JOHN YOUNG,
Governor.

Message No. 15.

Two Bills, intituled, "*An Act to incorporate 'The Cardiff Coal Company,'*" and "*An Act to enable the Colonial Sugar Refining Company to sue and to be sued in the name of such Company, and to vest the property of the Company in the Trustees for the time being of such Company,*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bills, and has this day transmitted them to the Legislative Council, to be forwarded to the proper officer for enrolment, in the manner required by law.

Government House,
Sydney, 30th December, 1863.

7. *Privilege* :—Mr. Robertson taking exception to so much of Entry 2, in the Votes and Proceedings of yesterday, as relates to himself, moved, (*with reference to the record of the "Point of Order" included in the Entry*), That the Entry on the Votes and Proceedings as to the Point of Order arising out of the Motion for Adjournment, being incorrectly stated, should be expunged.

Debate ensued.

Question put.

The House divided.

Ayes, 2.

Noes, 30.

Tellers.
Mr. Robertson,
Mr. Garrett.

Mr. Martin,	Mr. Haworth,
Mr. Wilson,	Mr. Dangar,
Mr. W. Forster,	Mr. Lord,
Mr. Faucett,	Mr. Samuel,
Mr. Holroyd,	Mr. Cunneen,
Mr. Morris,	Mr. Tighe,
Mr. Allen,	Mr. Arnold,
Mr. Dalgleish,	Mr. Rusden,
Mr. Piddington,	Mr. Buchanan,
Mr. Shepherd,	Mr. Gordon,
Mr. Walker,	Mr. Macleay,
Mr. Lackey,	Mr. Eagar,
Mr. Bell,	Tellers.
Mr. Leary,	
Mr. Raper,	Mr. Wisdom,
Mr. Alexander,	Mr. Driver.

8. Destitute Children's Society's Incorporation Act Amendment Bill :—The Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled, "*An Act to amend 'An Act to Incorporate and otherwise promote the objects of the Society for the Relief of Destitute Children,'*" presents the same to the Legislative Assembly, for its concurrence.

Legislative Council Chamber,
Sydney, 30th December, 1863.

T. A. MURRAY,
President.

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

Ordered to be printed, and read a second time, on Friday week.

9. Postponements :—

(1.) The Order of the Day for the second reading of the Members of Parliament Railway Tolls Exemption Bill postponed, on motion of Mr. Holroyd, until Friday week.

(2.) The Order of the Day for the Resumption of the Committee of Supply postponed, on motion of Mr. Eagar, until to-morrow.

10. Ways and Means :—On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

The Chairman reported progress, and obtained leave to sit again at a later hour this day.

The Chairman also reported the following *Point of Order* for the decision of the Speaker :—The Resolutions of which Mr. Eagar had given Contingent Notice, and which stand in his name on the paper for to-day, being under the consideration of

of the Committee, objection had been taken to the terms of the first of those Resolutions, viz.—“(1.) Resolved, That towards making good the Supply granted, “or to be granted, to Her Majesty for services to be defrayed out of the Consolidated Revenue of the Colony, it is expedient to authorize any number of “Treasury Bills to be made out at the Colonial Treasury for any sum or sums of “money not exceeding in the whole the sum of £400,000,”—on the ground that they infringed the Parliamentary rule, that the Committee of Ways and Means may not vote any sum in excess of the amount previously voted in Committee of Supply.

The Speaker gave his opinion, to the effect that the Resolutions might, with certain alterations, be proposed in Committee of Ways and Means without impropriety. While it was irregular, though not without precedents in the practice of the House of Commons, to authorize in Committee of Ways and Means the issue of money out of the Consolidated Fund in excess of the votes in Committee of Supply, there was not the same objection to authorizing the Government to raise money for the purpose of providing the means of meeting such votes, when afterwards duly passed for the service of the year; nor did he find that a restriction to that extent was enforced in the proceedings of the House of Commons.

He thought the alterations indicated were desirable, in order to bring the proposed resolutions nearer to the form used in that House.

11. Prevention and Cure of Scab in Sheep Bill:—The Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill returned herewith, intituled, “*An Act for the Prevention and Cure of Scab in Sheep*,” with the Amendments indicated by the accompanying Schedule, in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 30 December, 1863.

T. A. MURRAY,
President.

Ordered, on motion of Mr. Wilson, that the Amendments made by the Legislative Council in this Bill be taken into consideration in Committee of the Whole to-morrow.

12. Ways and Means:—

(1.) On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

And the Committee having continued to sit till after Midnight,—

THURSDAY, 31 DECEMBER, 1863, A.M.

The Chairman reported that there was not a Quorum present in the Committee.

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

The Chairman again reported that there was not a Quorum present in the Committee.

Whereupon, the Speaker again counted the House; and there being a Quorum present, the Committee resumed.

- (2.) The Chairman asked leave to sit again on Tuesday next, and reported the following Resolutions:—

(2.) Resolved, That towards making good the Supply granted to Her Majesty, it is expedient to authorize any number of Treasury Bills to be made out at the Colonial Treasury for any sum or sums of money not exceeding in the whole the sum of £400,000, for the service of the year 1863 and previous years.

(3.) Resolved, That the principal sum or sums of money to be contained in such Treasury Bills shall be chargeable upon, and paid out of, the Consolidated Revenue of the Colony; and that the interest on such principal sum or sums of money, which shall not exceed the rate of four-pence per centum per diem, shall be chargeable upon, and paid half-yearly out of, the Consolidated Revenues of the Colony and the growing produce thereof.

(4.) Resolved, That all sums of money raised by such Treasury Bills shall be paid to the credit and form part of the Consolidated Revenues of the Colony.

(5.) Resolved, That after twenty-four calendar months from their respective dates, such Treasury Bills, or so many of them as may from time to time remain undischarged and uncanceled, shall be taken and pass and be current, for the principal sum and interest they respectively contain and represent, in all payments whatsoever required to be made to the credit of the Consolidated Revenues of the Colony.

Question, *as amended with the concurrence of the House*, on motion of Mr. Wilson,—That the Committee have leave to sit again on Tuesday next, *with precedence over all other business*,—put and passed (after Debate).

Mr. Eagar then moved, That the Resolution just reported from the Committee of Ways and Means be now adopted by this House.

Question put and passed.

(3.)

- (3.) Mr. Eagar then moved (without notice), That leave be granted, in pursuance of the said Resolutions, to bring in a Bill to authorize the issue of Treasury Bills. Question put and passed.
- (4.) Mr. Eagar having presented this Bill, Bill, intituled "*A Bill to authorize the issue of Treasury Bills,*" read a first time.
Ordered to be printed, and read a second time on Tuesday next.
13. Adjournment :—Mr. Martin moved, That this House, at its rising, do adjourn until Three o'clock on Tuesday next.
Question put and passed.
Mr. Martin then moved, That this House do now adjourn.
Question put and passed.
- Whereupon the Speaker left the Chair, and the House stood adjourned, at twenty minutes after Nine o'clock A.M., until *Tuesday next*, at Three o'clock P.M.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, JANUARY 5.

QUESTIONS :—

1. MR. GARRETT *to ask* THE SECRETARY FOR LANDS,—Is it the intention of the Government to discontinue the office of Sheep Inspector, under the Scab Prevention Act, after the termination of the year?
2. MR. MORRICE *to ask* THE SECRETARY FOR LANDS,—Have the Government received any Report from the Official Surveyor of Berrima District as to the non-fulfilment of the conditions of purchase of land in that District by Conditional Purchasers; if so, what is the nature of such Report, and what action has been taken with reference thereto, by the Government?
3. MR. ARNOLD *to ask* THE SECRETARY FOR PUBLIC WORKS,—If there is any objection to lay on the Table of this House, a Return shewing the amounts expended in the various Districts of the Colony, since 1856, for Court House, Gaol, and Police Accommodation, together with the approximate value of such buildings in each District previously existing; such Return to apply to all cases where the collective value of such buildings exceeds £2,000?

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. TIGHE *to move*,—
(1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be printed, and referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
(2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalglish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
2. MR. C. COWPER, JUNR., *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
(1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
(2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
(3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
3. MR. C. COWPER, JUNR., *to move*, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.

4. MR. LUCAS to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Gray, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Cunneen, and the Mover.
5. MR. LUCAS to move, That the Petition presented by him on 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be printed.
6. MR. LUCAS to move, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.
7. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
8. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.
9. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
10. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
11. MR. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
12. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
13. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, ——— Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
14. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December instant, in the case of *Wells v. Hawley*.
15. MR. MARTIN to move, That leave be granted to bring in a Bill to amend an Act intituled, "*An Act to incorporate the Proprietors of a certain Banking Company called 'the Bank of New South Wales, and for other purposes therein mentioned.'*"
16. MR. DARVALL to move, That the Petition from certain Merchants and Bankers, presented by him on 29th December, 1863, relative to the New Tariff, be printed.
17. MR. REDMAN to move, That the application by Robert Isbister and party, to the Government, for compensation arising out of the illegal appointment of a Chairman of the Appeal Court under the Gold Fields Act, be referred for the consideration and report of the Committee now sitting to consider and report upon the Working of the Gold Fields Act.
18. MR. SADLER to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
19. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation
and

and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to show the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.

20. Mr. SADLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
21. Mr. LEARY to move, That the Petition presented by him on 30 December, 1863, from the Tradesmen, Storekeepers, Laborers, Butchers, Bakers, and Carriers, on the Southern and Western Railways, be printed.
22. Mr. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
23. Mr. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
24. Mr. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
25. Mr. RAPER to move, That the Petition presented by him on 9th December, from Parramatta, in favour of the Protective Policy, be printed.
26. Mr. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
27. Mr. LUCAS to move, That the Petition presented by him on 2nd December, from certain Cabinet-makers of the City of Sydney, be printed.
28. Mr. AENOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
 - (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Prevention and Cure of Scab in Sheep Bill; consideration in Committee of Legislative Council's Amendments.
2. Law of Evidence in Criminal Cases Amendment Bill; second reading.
3. Dog Nuisance Abatement Bill; second reading.
4. Moruya Silver Mining Company's Incorporation Bill; second reading.
5. Cox's Marriage Settlement Bill; second reading.
6. Smoke Nuisance Abatement Bill; second reading.
7. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.

8. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
9. Vexatious Indictments Prevention Bill; second reading.
10. Debate on the Motion of Mr. Harpur:—
 " (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 " (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."
11. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
12. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—
 " (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 " (1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 " (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 " (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 " (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 " (5.) That "finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 " (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 " (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner."—Upon which Mr. Holroyd had moved the Previous Question.
13. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
14. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
15. Impounding Bill; to be further considered in Committee.
16. Presbyterian College Bill; second reading.
17. Municipalities Law Amendment Bill; to be considered in Committee.
18. Metropolitan Corporation Bill; to be further considered in Committee.
19. Parnell's Trust Bill; third reading.
20. Public Service Superannuation Bill; to be further considered in Committee.
21. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Supply; Resumption of the Committee.
2. Treasury Bills Bill; second reading.

WEDNESDAY, JANUARY 6.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. WILSON to move.—
 - (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

ORDER OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill ; second reading.

FRIDAY, JANUARY 8.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Church and School Lands Trust Bill ; second reading.
2. Juvenile Reformatories Bill ; second reading.
3. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.

TUESDAY, JANUARY 12.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRIS to move the following Resolutions *seriatim* :—

That in the opinion of this House it is desirable,—

 - (1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages ; a Registrar's Office ; a branch Land and Survey Office ; and Commissioner of Crown Lands Office ; and all other necessary public offices ; be established in the said province.
 - (4.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
 - (7.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought ; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.
 - (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
 - (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
2. MR. GARRETT to move. That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
3. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.

4. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
5. MR. GARRETT to move, That there be laid upon the Table of this House,—
 - (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 - (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
 - (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
6. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

“Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
7. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
8. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 - (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 - (3.) Copies of the final Decision in the case as made by the Minister for Lands.
9. MR. LACKEY to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
10. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
11. MR. DALGLEISH to move,—
 - (1.) That a Select Committee be appointed, with power to send for Persons and Papers, to inquire into, and report upon, the subject matter of a Petition, presented by him on 25th November, 1863, from Proprietors and others, in reference to obstructions to Darling Harbour.
 - (2.) That such Committee consist of the following Members:—Mr. Martin, Mr. Bagar, Mr. Cowper, Mr. Love, Mr. Faucett, Mr. Redman, Mr. Smart, Dr. Lang, and the Mover.

TUESDAY, JANUARY 19.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
2. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
3. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000, for a Railway from Muswellbrook to Mudgee.

4. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
 5. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
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FRIDAY, JANUARY 29.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
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[Price, 9d.]

New South Wales.

No. 86.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 5 JANUARY, 1864.

1. The House met pursuant to adjournment; The Speaker took the Chair.
 Questions on Notice Paper for to-day :—
 - (1.) Office of Sheep Inspector under Scab Prevention Act :—Mr. Garrett asked the Secretary for Lands, pursuant to Notice No. 1.—Is it the intention of the Government to discontinue the office of Sheep Inspector, under the Scab Prevention Act, after the termination of the year?
 Mr. Wilson answered :—No; the present Scab Inspectors will all be retained until the new Scab Act comes into operation.
 - (2.) Conditional Purchasers, Berrima District :—Mr. Morrice asked the Secretary for Lands, pursuant to Notice No. 2 :—Have the Government received any Report from the Official Surveyor of Berrima District as to the non-fulfilment of the conditions of purchase of land in that District by Conditional Purchasers; if so, what is the nature of such Report, and what action has been taken with reference thereto, by the Government?
 Mr. Wilson answered :—No such general report has been received. Reports are made in all cases of parties not residing. If any particular case is specified, the information required can be immediately furnished.
 - (3.) Amounts expended for Court House, Gaol, and Police Accommodation :—Mr. Arnold asked the Secretary for Public Works, pursuant to Notice No. 3.—If there is any objection to lay on the Table of this House, a Return shewing the amounts expended in the various Districts of the Colony, since 1856, for Court House, Gaol, and Police Accommodation, together with the approximate value of such buildings in each District previously existing; such Return to apply to all cases where the collective value of such buildings exceeds £2,000?
 Mr. Holroyd answered :—The Return asked for would be so voluminous and so expensive that the Government do not feel it to be their duty to lay it upon the Table unless by the authority of the House.
2. Paper :—Mr. Martin laid upon the Table, Further Return of the number of Wills proved in the Supreme Court, (being from the 30th day of June to the 29th day of December, 1863,) and the amount of personalty sworn to respectively.
 Ordered to be printed.
3. Motions Withdrawn :—Mr. C. Cowper, junr., withdrew the Motions standing in his name, Nos. 2 and 3 on the Notice Paper for to-day.
4. Motion for Adjournment :—Mr. C. Cowper, junr., moved, That this House do now adjourn.
 Debate ensued.
 Question put and negatived.
5. Motions Withdrawn :—Mr. Lucas withdrew the Motions standing in his name, Nos. 4, 6, and 7 on the Notice Paper for to-day.
6. Proposed Postage Rate on Newspapers :—Mr. Alexander presented the undermentioned Petitions against the proposed Postage Rate on Newspapers :—
 - (1.) From W. R. Riley, proprietor of the *Goulburn Herald*, and L. T. Mellin, proprietor of the *Goulburn Chronicle*.
 - (2.) From certain Persons employed in the offices of the Goulburn Newspapers.
 And the said Petitions having been read at length by the Clerk, by direction of the Speaker,—
 Petitions received.

7. Proposed New Tariff:—Mr. Darvall, *with the concurrence of the House*, moved, *out of its proper order*, pursuant to notice, That the Petition from certain Merchants and Bankers, presented by him on 29th December, 1863, relative to the New Tariff, be printed.
Question put and passed.
Ordered to be printed.
8. Motion Withdrawn:—Mr. Dalgleish withdrew the Motion standing in his name, No. 8 on the Notice Paper for to-day.
9. Line of Railway between Blackheath and Bathurst:—Mr. Lucas, *with the concurrence of the House*, moved, *out of its proper order*, pursuant to notice, That the Petition presented by him on 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be printed.
Question put and passed.
Ordered to be printed.
10. Protective Duties:—Mr. Raper, *with the concurrence of the House*, moved, *out of its proper order*, pursuant to notice, That the Petition presented by him on 9th December, from Parramatta, in favour of the Protective Policy, be printed.
Question put and passed.
Ordered to be printed.
11. Claim of Robert Stewart to Land in Illawarra:—Mr. Tighe, *with the concurrence of the House*, moved, *out of its proper order*, pursuant to *divided* notice, That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be printed.
Question put and passed.
Ordered to be printed.
12. Motion Withdrawn:—Mr. Sadleir withdrew the Motion standing in his name, No. 18 on the Notice Paper for to-day.
13. Fortnightly Payments to Tradesmen and others on Southern and Western Railways:—Mr. Leary, *with the concurrence of the House*, moved, *out of its proper order*, pursuant to notice, That the Petition presented by him on 30th December, 1863, from the Tradesmen, Storekeepers, Laborers, Butchers, Bakers, and Carriers, on the Southern and Western Railways, be printed.
Question put and passed.
Ordered to be printed.
14. Protective Duties:—Mr. Lucas, *with the concurrence of the House*, moved, *out of its proper order*, pursuant to notice, That the Petition presented by him on 2nd December, from certain Cabinet-makers of the City of Sydney, be printed.
Question put and passed.
Ordered to be printed.
15. Ways and Means:—On the Order of the Day for the Resumption of the Committee of Ways and Means being read,—Mr. Eagar moved, "That" the Speaker do now leave the Chair.
Mr. Wilson moved, That the Question be amended by omitting all the words after the word "That," with a view to inserting in their place the words "the consideration of this Order of the Day, and of all the remaining Motions of which Notices are on the Paper, as well as of all intervening Orders of the Day, be postponed until the Orders of the Day, Nos. 1 and 19 of Other Business, shall have been disposed of."
Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
Question,—That the words proposed to be inserted in the place of the words omitted be there inserted,—put and passed.
Question then,—That the consideration of this Order of the Day, and of all the remaining Motions of which Notices are on the Paper, as well as of all intervening Orders of the Day, be postponed until the Orders of the Day, Nos. 1 and 19 of Other Business, shall have been disposed of,—put and passed.
16. Prevention and Cure of Scab in Sheep Bill (Order No. 1 of Other Business):—On motion of Mr. Wilson, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Amendments made by the Legislative Council in this Bill.
The Chairman reported that the Committee had agreed to the Amendments made by the Legislative Council in this Bill, and had made further Amendments in the Bill.
- Privilege*:—Mr. Arnold drew attention to the fact of the Legislative Council having amended this Bill; introducing, among other Amendments, a new clause imposing penalties.
The Speaker expressed his opinion that, as the Amendments appeared to fall within the terms of the 395th Standing Order of the House of Commons, this House might, without impropriety, waive its rights in the matter.
- Mr. Wilson then moved, That this Report from the Committee of the Whole be now adopted.
Question put and passed.

17. Parnell's Trust Bill, (Order No. 19 of Other Business) on motion of Mr. Cowper, read a third time, and *passed*.

Mr. Cowper then moved, That the Title of this Bill be, "*An Act to enable William Parnell and Charles Parnell the surviving Trustees of the Will of Thomas Parnell deceased to sell certain Sheep and Cattle Stations and Stock being part of the trust property and to invest the money to arise from such sale upon the Trusts of the said Will.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable William Parnell and Charles Parnell the surviving Trustees of the Will of Thomas Parnell deceased to sell certain Sheep and Cattle Stations and Stock being part of the trust property and to invest the money to arise from such sale upon the Trusts of the said Will,*" presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

Legislative Assembly Chamber,
Sydney, 5th January, 1864.

Speaker.

Question put and passed.

18. Ways and Means:—On the Order of the Day for the Resumption of the Committee of Ways and Means being read, Mr. Eagar moved, "That" the Speaker do now leave the Chair.

Mr. Darvall moved, That the Question be amended, by omitting all the words after the word "That," with a view to inserting in their place the words "to raise additional Revenue, and equalize the burthen of Taxation, it is expedient and just to have recourse to direct Taxation."

Debate ensued.

Motion made by Mr. Stewart, and Question put (after Debate), That this Debate be now adjourned.

The House divided.

Ayes, 12.

Mr. Sutherland,
Mr. Tighe,
Mr. Stewart,
Mr. Darvall,
Mr. J. T. Ryan,
Mr. Dangar,
Mr. Alexander,
Mr. Morrice,
Mr. Garrett,
Mr. C. Cowper, junr.,

Tellers.

Mr. Burdekin,
Mr. Cowper.

Noes, 29.

Mr. Martin,
Mr. W. Forster,
Mr. Wilson,
Mr. Holroyd,
Mr. Egan,
Mr. Eagar,
Mr. Redman,
Mr. Macpherson,
Mr. Morris,
Mr. Allen,
Mr. Leary,
Mr. Lord,
Mr. Driver,
Mr. Raper,
Mr. Cunneen,
Mr. Lackey,

Mr. Wisdom,
Mr. R. Forster,
Mr. Dalgleish,
Mr. Piddington,
Mr. Love,
Mr. Haworth,
Mr. Bell,
Mr. Gordon,
Mr. Buchanan,
Mr. Hart,
Mr. Rusden,

Tellers.

Mr. Macleay,
Mr. Robertson.

Debate on main Question resumed and continued.

And the House continuing to sit until after Midnight,—

WEDNESDAY, 6 JANUARY, 1864. A.M.

Motion made by Mr. Cowper, and Question put (after Debate), That this House do now adjourn.

The House divided.

Ayes, 10.

Mr. Arnold,
Mr. Darvall,
Mr. Sutherland,
Mr. Stewart,
Mr. Dangar,
Mr. Morrice,
Mr. Garrett,
Mr. C. Cowper, junr.,

Tellers.

Mr. Cowper,
Mr. Robertson.

Noes, 23.

Mr. Martin,
Mr. W. Forster,
Mr. Wilson,
Mr. Eagar,
Mr. Holroyd,
Mr. Macpherson,
Mr. Leary,
Mr. R. Forster,
Mr. Dalgleish,
Mr. Driver,
Mr. Morris,
Mr. Lord,
Mr. J. T. Ryan,

Mr. Wisdom,
Mr. Buchanan,
Mr. Lackey,
Mr. Gordon,
Mr. Allen,
Mr. Piddington,
Mr. Macleay,
Mr. Haworth,

Tellers.

Mr. Raper,
Mr. Rusden.

Main Question stated.

Motion made by Mr. Sutherland, and Question put (after Debate),—That this Debate be now adjourned until to-morrow.

The

The House divided.

Ayes, 11.

Mr. Arnold,
Mr. Cowper,
Mr. Darvall,
Mr. Lucas,
Mr. Garrett,
Mr. Egan,
Mr. Stewart,
Mr. Sutherland,
Mr. Morrice,

Tellers.

Mr. C. Cowper, junr.,
Mr. Robertson.

Noes, 23.

Mr. Martin,
Mr. W. Forster,
Mr. Wilson,
Mr. Egar,
Mr. Macpherson,
Mr. Holroyd,
Mr. Morris,
Mr. Lord,
Mr. Dalgleish,
Mr. Redman,
Mr. Driver,
Mr. R. Forster,
Mr. Haworth,
Mr. Buchanan,
Mr. Lackey,
Mr. Piddington,
Mr. Gordon,
Mr. Leary,
Mr. Allen,
Mr. Wisdom,
Mr. Macleay,
Tellers.
Mr. Raper,
Mr. Rusden.

Debate on Main Question resumed and continued.

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

The House divided.

Ayes, 24.

Mr. Martin,
Mr. Egar,
Mr. W. Forster,
Mr. Wilson,
Mr. Buchanan,
Mr. Morris,
Mr. Allen,
Mr. Lord,
Mr. Raper,
Mr. Leary,
Mr. Redman,
Mr. Piddington,
Mr. Haworth,
Mr. Dangar,
Mr. Sutherland,
Mr. Driver,
Mr. Dalgleish,
Mr. Holroyd,
Mr. Lackey,
Mr. Gordon,
Mr. Wisdom,
Mr. Macpherson,
Tellers.
Mr. Macleay,
Mr. Rusden.

Noes, 7.

Mr. Cowper,
Mr. Darvall,
Mr. Arnold,
Mr. Garrett,
Mr. Morrice,
Tellers.
Mr. Robertson,
Mr. C. Cowper, junr.

Original Question then put and passed.

Whereupon, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

The Chairman reported progress, and obtained leave to sit again to-day.

The House adjourned, on motion of Mr. Martin, at five minutes after Three o'clock, A.M., until Three o'clock, P.M., This Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

WEDNESDAY, JANUARY 6.

QUESTIONS :—

1. MR. EGAN *to ask* THE COLONIAL SECRETARY,—
 - (1.) The amount of the Reward paid by the Government to Sub-Inspector Stephenson for shooting Lowry, the Bushranger; and for capturing, at the same time, another Bushranger of the name of Cummings?
 - (2.) The amount of the Reward paid by the Government to Mr. Commissioner Keightly for shooting Burke, the Bushranger.
2. MR. GARRETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Were any Tenders received for the completion of the excavation of the Dock in the Wollongong Harbour?
 - (2.) If so, how many, and from whom?
 - (3.) Was a Tender accepted?
 - (4.) If so, who was the Contractor, and what were the rates per yard for excavating and depositing, and for dressing or facing, agreed to?
 - (5.) Is the contract being carried out?
 - (6.) If not, from what cause?
 - (7.) Do the Government intend to call for fresh Tenders?
 - (8.) Have the Government any objection to lay on the Table of this House, a copy of the specification for this work, a copy of the Tenders received, and of any telegrams or correspondence in reference thereto?
3. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY,—If the Roman Catholics resident at Bundarra have applied for a fresh site for a Cemetery, on the ground of their present one being unsuitable; and, if so, do the Government intend complying with their request?
4. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Whether the Government have decided upon the route of the proposed Railway from Blackheath to Bathurst?
 - (2.) If so, will the Honorable Gentleman inform the House the direction it is intended to take?
 - (3.) When it is likely that Tenders will be called for the works required on the above mentioned extension?
 - (4.) Is the Honorable Gentleman aware that a numerous signed Petition has been presented to this House, which Petition states that a shorter, cheaper, and better route can be found through or contiguous to Hartley than that which has been surveyed by the Government?
 - (5.) Has the Honorable Gentleman taken any steps to ascertain whether the statements made in the said Petition are correct?
 - (6.) If so, what steps has he taken?

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. WILSON *to move*,—
 - (1.) That, in the opinion of this House, it is not desirable that the stock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

ORDERS OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.
2. Ways and Means; Resumption of the Committee.
3. Supply; Resumption of the Committee.
4. Treasury Bills Bill; second reading.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. TIGHE *to move*,—
 - (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
2. MR. DRIVER *to move*, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
3. MR. DRIVER *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.

4. MR. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
5. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
6. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
7. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December instant, in the case of Wells v. Hawley.
8. MR. MARTIN to move, That leave be granted to bring in a Bill to amend an Act intituled, "*An Act to incorporate the Proprietors of a certain Banking Company called 'the Bank of New South Wales, and for other purposes therein mentioned.'*"
9. MR. REDMAN to move, That the application by Robert Isbister and party, to the Government, for compensation arising out of the illegal appointment of a Chairman of the Appeal Court under the Gold Fields Act, be referred for the consideration and report of the Committee now sitting to consider and report upon the Working of the Gold Fields Act.
10. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to show the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
11. MR. SADLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
12. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
13. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
14. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
15. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

16. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
2. Dog Nuisance Abatement Bill ; second reading.
3. Moruya Silver Mining Company's Incorporation Bill ; second reading.
4. Cox's Marriage Settlement Bill ; second reading.
5. Smoke Nuisance Abatement Bill ; second reading.
6. Proposed Punt on the Parramatta River at Ryde ; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto ; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
7. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee " on the Harbour Defences, laid upon the Table by him on 9th September, be now " adopted by this House."
8. Vexatious Indictments Prevention Bill ; second reading.
9. Debate on the Motion of Mr. Harpur :—
 - " (1.) That a Select Committee, with power to send for persons and papers, be " appointed to inquire into and report upon the truth of the allegations contained in " the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - " (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, " Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and " the Mover."
10. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
11. Railway Communication ; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—
 - " (1.) That in order more satisfactorily to carry out Railway Communication in the " Colony, this House is of opinion that it is desirable that Contracts should be made " with some responsible Contractor or Contractors, for the completion of present " and further extensions ; and with this view, some well known responsible Con- " tractor or Contractors should be requested to prepare an Estimate and submit a " Tender to the Government, for constructing certain Railways in New South Wales, " in accordance with the following conditions :—
 - " (1.) To make and completely finish within three years from the time of sign- " ing the Contract, a single Line of Railway to Goulburn from the termination " of the present extension, for which Contracts have been taken ; to find every- " thing except Land ; uphold and keep the same in repair for a period of one " year after completion.
 - " (2.) To make and completely finish, within three years from the time of sign- " ing the Contract, a single Line of Railway to Bathurst, from the extension " beyond Penrith, for which Contracts have been taken ; to find everything " except Land ; uphold and keep the same in repair for a period of one year " after completion.
 - " (3.) To make and completely finish, within four years from the time of signing " the Contract, a single Line of Railway from Singleton to Murrurundi ; to find " everything except Land, and uphold and keep the same in repair for a period " of one year after completion.
 - " (4.) That the Government furnish the Contractors invited to Tender, with a " copy of such Surveys or Plans and Sections, as far as they have been made " for the above Lines, or that may be useful in preparing such Tender.
 - " (5.) That " finding everything " shall include setting out the Works, Rails, " Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, " Fencing, Level Crossings with Gates where required, suitable Stations with " Platforms, Road Approaches, and everything else that may be required to com- " plete a single Line of Railway to render it fit for Traffic.
 - " (6.) That the Contractors shall receive payment in New South Wales Govern- " ment Debentures at par, bearing interest at the rate of £5 per centum per " annum, and terminable in thirty years.
 - " (2.) That this House is further of opinion, that for the purpose of paying off such " loans as may be hereafter raised, two per cent. upon such amount shall be every " year

- “ year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner,”—Upon which Mr. Hohoyd had moved the Previous Question.
12. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
 13. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur.—“ That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
 14. Impounding Bill ; to be further considered in Committee.
 15. Presbyterian College Bill ; second reading.
 16. Municipalities Law Amendment Bill ; to be considered in Committee.
 17. Metropolitan Corporation Bill ; to be further considered in Committee.
 18. Public Service Superannuation Bill ; to be further considered in Committee.
 19. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, JANUARY 8.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Church and School Lands Trust Bill ; second reading.
2. Juvenile Reformatories Bill ; second reading.
3. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.

NOTICE OF MOTION :—

1. MR. SADLER to move, That the Progress Report of the Select Committee in the case of Mr. John Bushy, laid on the Table on 17 December, 1863, be now adopted by this House.

TUESDAY, JANUARY 12.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRIS to move the following Resolutions *serialim* :—
That in the opinion of this House it is desirable,—
(1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and, on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.
(2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
(3.) That a branch of the Supreme Court, with Judge, officers, and its appendages ; a Registrar's Office ; a branch Land and Survey Office ; and Commissioner of Crown Lands Office ; and all other necessary public offices ; be established in the said province.
(4.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
(5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
(6.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
(7.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought ; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.
(8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
(9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
2. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.

3. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
4. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
5. MR. GARRETT to move, That there be laid upon the Table of this House,—
 - (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 - (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
 - (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
6. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

“Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
7. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
8. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 - (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 - (3.) Copies of the final Decision in the case as made by the Minister for Lands.
9. MR. LACKEY to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
10. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
11. MR. DALGLEISH to move,—
 - (1.) That a Select Committee be appointed, with power to send for Persons and Papers, to inquire into, and report upon, the subject matter of a Petition, presented by him on 25th November, 1863, from Proprietors and others, in reference to obstructions to Darling Harbour.
 - (2.) That such Committee consist of the following Members:—Mr. Martin, Mr. Eagar, Mr. Cowper, Mr. Love, Mr. Faucett, Mr. Redman, Mr. Smart, Dr. Lang, and the Mover.
12. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the neighbouring Colonies of Queensland and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing resolutions.
13. MR. PIDDINGTON to move, That the Petition presented by him on 30th December, 1863, from the Inhabitants of the Manning River, respecting the necessity for establishing a Punt and constructing a Bridge near Wingham, be printed.
14. MR. ALEXANDER to move, That the Petitions presented by him on the 5th January, from the Proprietors of the *Goulburn Herald* and *Goulburn Chronicle*, and from the Employés of the Goulburn Newspapers, respectively, be printed.

TUESDAY, JANUARY 19.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
2. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
3. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000, for a Railway from Muswellbrook to Mudgee.
4. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
5. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
6. MR. LUCAS to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Smart, and the Mover.
7. MR. LUCAS to move, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.
8. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
9. MR. RUSDEN to move, That there be laid upon the Table of this House,—
 - (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs "Yarrowford," or "Whitmore," and of "Shannon Vale," situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.
 - (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of these runs were fixed or determined.
 - (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.
10. MR. ARNOLD to move, That there be laid upon the Table of this House, a Return shewing the amounts expended in the various Districts of the Colony, since 1856, for Court House, Gaol, and Police Accommodation, together with the approximate value of such buildings in each District previously existing; such Return to apply to all cases where the collective value of such buildings exceeds £2,000.
11. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.

FRIDAY, JANUARY 29.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.

TUESDAY,

TUESDAY, FEBRUARY 2.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
 2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *viâ* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
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New South Wales.

No. 87.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 6 JANUARY, 1864.

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

Questions on Notice Paper for today:—

- (1.) Rewards paid for Capture of certain Bushrangers:—Mr. Egan asked the Colonial Secretary, pursuant to Notice No. 1,—

(1.) The amount of the Reward paid by the Government to Sub-Inspector Stephenson for shooting Lowry, the Bushranger; and for capturing, at the same time, another Bushranger of the name of Cummings?

(2.) The amount of the Reward paid by the Government to Mr. Commissioner Keightley for shooting Burke, the Bushranger?

Mr. W. Forster answered:—

(1.) The rewards paid for the apprehension of Frederick Lowry were equally divided amongst the police engaged, viz:—Sub-Inspector Stephenson, Detectives Sanderson and Camplin, and Constable Herbst. Stephenson, however, was additionally rewarded by promotion in rank and pay. The amount of reward received was as under:—

Government reward offered for Lowry on his escape from Bathurst Gaol	£100	0	0
Government standing reward for Lowry as an armed mail robber, in two cases	50	0	0
Share of reward offered by the Australian Joint Stock Bank, as Mudgee mail robber	200	0	0
Total	£350	0	0

Sub-Inspector Stephenson and each of the other men receiving... £87 10 0

(2.) £500 (the advertised reward for apprehension) was paid by the Government to Mr. Commissioner Keightley, for shooting the offender Michael Burke.

- (2.) Dock in Wollongong Harbour:—Mr. Garrett asked the Secretary for Public Works, pursuant to Notice No. 2,—

(1.) Were any Tenders received for the completion of the excavation of the Dock in the Wollongong Harbour?

(2.) If so, how many, and from whom?

(3.) Was a Tender accepted?

(4.) If so, who was the Contractor, and what were the rates per yard for excavating and depositing, and for dressing or facing, agreed to?

(5.) Is the contract being carried out?

(6.) If not, from what cause?

(7.) Do the Government intend to call for fresh Tenders?

(8.) Have the Government any objection to lay on the Table of this House a copy of the specification for this work, a copy of the Tenders received, and of any telegrams or correspondence in reference thereto?

Mr. Holroyd answered:—

(1.) Tenders have been received.

(2.) Nine tenders received from the undermentioned:—Thomas Lee, James Hughes, Thomas Kelly, John Hughes, P. Lahiff, Alexr. Boag, Andrew Wadsworth, John Gwynneth, and A. Dobson.

(3.)

- (3.) A tender was accepted.
- (4.) Thomas Kelly, at 4s. 3d. per cubic yard, for excavating and depositing only.
- (5.) It is not.
- (6.) Kelly has declined to enter into a contract for excavation at 4s. 3d. unless his tender for scabbling the sides of the basin be also accepted at 9s. per superficial yard.
- (7.) Fresh tenders have been invited, to be opened 19th of the present month.
- (8.) The Government do not feel it to be their duty to lay the papers on the Table, unless by the authority of the House.
- (3.) Roman Catholic Cemetery, Bundarra:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice No. 3,—If the Roman Catholics resident at Bundarra have applied for a fresh site for a Cemetery, on the ground of their present one being unsuitable; and, if so, do the Government intend complying with their request?
- Mr. W. Forster answered:—The Government have no record of any such application.
- (4.) Railway from Blackheath to Bathurst:—Mr. Lucas asked the Secretary for Public Works, pursuant to Notice No. 4,—
- (1.) Whether the Government have decided upon the route of the proposed Railway from Blackheath to Bathurst?
- (2.) If so, will the Honorable Gentleman inform the House the direction it is intended to take?
- (3.) When it is likely that Tenders will be called for the works required on the above mentioned extension?
- (4.) Is the Honorable Gentleman aware that a numerous signed Petition has been presented to this House, which Petition states that a shorter, cheaper, and better route can be found through or contiguous to Hartley than that which has been surveyed by the Government?
- (5.) Has the Honorable Gentleman taken any steps to ascertain whether the statements made in the said Petition are correct?
- (6.) If so, what steps has he taken?
- Mr. Holroyd answered:—
- (1.) and (2.) Not finally the whole distance.
- (3.) Tenders will not be invited for the works until the plans have been approved by the Assembly.
- (4.) I believe there was such a petition.
- (5.) and (6.) Considerable information has been obtained with reference to the railway through Hartley, and if the petitioners will point out the direction of the line referred to, the necessary steps shall be taken to ascertain whether it would be desirable to adopt it.
2. Paper:—Mr. Wilson laid upon the Table, "Correspondence respecting the boundaries of the Town of Morpeth, promised by the late Secretary for Lands to be laid upon the Table of the Assembly on the 7th July last."
3. Prevention and Cure of Scab in Sheep Bill:—Mr. Wilson moved, That the following Message be carried to the Legislative Council:—
- MR. PRESIDENT,—
- The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill, intituled "*An Act for the prevention and cure of Scab in Sheep*," and has made the following further Amendments in the original portion of the Bill, which have become necessary in consequence of the expiration of the year 1863 before the Council's Amendments could be considered and the Bill obtain the Royal Assent, viz. :—
- In line 8, Clause 1, "1863" converted into 1864.
- In line 9, Clause 2, the words "so much of" inserted before the first word of the Clause, and the words "as was in force on the day of its expiration shall be revived and the same" inserted after the word "nine";—
- in which further Amendments the Assembly requests the concurrence of the Council.
- Legislative Assembly Chamber,
Sydney, 6th January, 1864. Speaker.
- Question put and passed.
4. Proposed Postage Rate on Newspapers:—Mr. Garrett presented a Petition from certain Journeymen Printers residing in Sydney, against the proposed Postage Rate on Newspapers,—
- And the same having been read at length by the Clerk, by direction of the Speaker,—
- Petition received.
5. Mortgage on the property of the Scots Church, Sydney—Claims of Dr. Lang:—
- Mr. Cowper, *with the concurrence of the House*, moved, without notice, That Mr. Faucett be added to the Select Committee now sitting on the subject of "Mortgage on the property of the Scots Church, Sydney—Claims of Dr. Lang."
- Question put and passed.
6. Papers:—Mr. W. Forster laid upon the Table the undermentioned Papers:—
- (1.) Despatch, dated 1 October, 1863, from the Duke of Newcastle, respecting Consul General of Peru, in Polynesian Islands.
- (2.) Two Despatches, dated respectively 10 October, 1863, from the Duke of Newcastle, respecting Natives of Polynesia.
- Ordered to be printed.

7. **Motion Withdrawn:**—Mr. Wilson withdrew the Motion standing in his name, No. 1 on the Notice Paper of Government Business for to-day.
8. **Postponement:**—The Order of the Day for the second reading of the Members of Parliament Railway Tolls Exemption Bill postponed, on motion of Mr. Holroyd, until this day-week.
9. **Ways and Means:**—On motion of Mr. Eagar the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

The Chairman obtained leave to sit again to-morrow, and reported the following Resolution:—

(6.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged in lieu of the duties on Spirits including all such Spirits now in Bond, imposed by the Act, 19 Victoria, No. 14, the import duties, and in lieu of the duties on Spirits distilled in this Colony, imposed by the Act, 19 Victoria, No. 15, the duties following, namely:—

	£	s.	d.
On Rum not distilled within the Colony—the proof gallon...	0	8	0
On Rum distilled within the Colony when made and distilled from Sugar which shall have paid Customs Duties—the gallon	0	7	5
On Rum distilled within the Colony, when made or distilled wholly, or in any proportion exceeding ten per cent. of the whole, from materials which are not subject to any duty of Customs—the gallon	0	8	0
On all other Spirits—the gallon	0	10	0

Mr. Eagar then moved, That this House do now adopt this Resolution.

Point of Order:—Mr. Garrett, taking exception to the entertainment of this Motion, on the grounds (1.) that, being now after Eleven o'clock p. m., it infringed the Sessional Order of this House, which prohibits New Business from being entered upon after that hour; and (2.) that it is contrary to the practice of the House of Commons (as shewn by the 405th Standing Order of that House) to receive a Resolution from the Committee of Ways and Means on the same day on which that Committee has agreed to it,—

The Speaker overruled the first objection, on the ground that the motion was of that consequential character, viewed in reference to the usual practice of this House, that it did not come under the definition of "New Business." But he coincided in the second objection; and, being pressed to rule in the matter, said that, in the absence of any positive decision to the contrary, he could not but consider this House bound, under its first Standing Order, by the 405th Standing Order of the House of Commons (see also May, 4th Edit., pages 358 and 533). As, however, the practice of this House had admitted of both the receipt and adoption of Resolutions from the Committee of Ways and Means (and Supply) on the day on which the Committee had agreed to them; and as the present Resolution had really been received by the House without question, he suggested to the Honorable Member to withdraw his objection, with a view to the fuller adoption of the practice of the House of Commons in future.

Mr. Garrett then withdrew his objection.

Whereupon, Question,—That this House do now adopt this Resolution,—put and passed.

The House adjourned, on motion of Mr. Martin, at twenty-eight minutes before Twelve o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, JANUARY 7.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Ways and Means ; Resumption of the Committee.
2. Supply ; Resumption of the Committee.
3. Treasury Bills Bill ; second reading.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. SADLEIR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Central Police Court of all Juvenile Offenders brought before the said Court for the last two years, specifying sex, age, offence charged, sentence, or whether admonished ; whether able to read and write ; names of Magistrates presiding ; all cases of Juvenile Witnesses, during said period, whose testimony could not be taken on oath, owing to their ignorance of the obligations of an oath, if there be any record of the same.
2. MR. TIGHE to move,—
(1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report ; such Committee to have power to send for persons and papers.
(2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
3. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
4. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
5. MR. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
6. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
7. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
8. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December instant, in the case of *Wells v. Hawley*.
9. MR. MARTIN to move, That leave be granted to bring in a Bill to amend an Act intituled, "*An Act to incorporate the Proprietors of a certain Banking Company called 'the Bank of New South Wales, and for other purposes therein mentioned.'*"
10. MR. REDMAN to move, That the application by Robert Isbister and party, to the Government, for compensation arising out of the illegal appointment of a Chairman of the Appeal Court under the Gold Fields Act, be referred for the consideration and report of the Committee now sitting to consider and report upon the Working of the Gold Fields Act.
11. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858 ; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees ; the date of the commencement of each Lease ; the time it has to run, classifying Leases for eight and for fourteen years ; the approximate extent of land comprised in each Lease ; the name of each Run ; its approximate grazing capability in cattle and sheep ; the amount of annual Rent ; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads ; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes ; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c. ; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run ; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.

12. MR. SADDLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
13. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
14. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
15. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
16. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
17. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
 - (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Dog Nuisance Abatement Bill; second reading.
3. Moruya Silver Mining Company's Incorporation Bill; second reading.
4. Cox's Marriage Settlement Bill; second reading.
5. Smoke Nuisance Abatement Bill; second reading.
6. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
7. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
8. Vexatious Indictments Prevention Bill; second reading.
9. Debate on the Motion of Mr. Harpur:—
 - "(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - "(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."
10. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.

11. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—
- “(1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—
- “(1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- “(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- “(3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- “(4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- “(5.) That “finding everything” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “(6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.
12. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
13. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
14. Impounding Bill; to be further considered in Committee.
15. Presbyterian College Bill; second reading.
16. Municipalities Law Amendment Bill; to be considered in Committee.
17. Metropolitan Corporation Bill; to be further considered in Committee.
18. Public Service Superannuation Bill; to be further considered in Committee.
19. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, JANUARY 8.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Church and School Lands Trust Bill; second reading.
2. Juvenile Reformatories Bill; second reading.
3. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.

NOTICES OF MOTION:—

1. MR. SADLER to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
2. MR. HART to move, That there be laid upon the Table of this House, before the further consideration in Committee of Supply of the Estimates of Expenditure for 1864, a Schedule shewing in detail the proposed distribution or intended appropriation of the sums submitted in the said Estimates under the following heads, and also

also shewing in parallel columns the distribution and expenditure, as far as can be ascertained, of the moneys voted for similar services for the year 1863 :—

<i>Volunteers :—</i>	
General Staff	£756
Artillery	713
Rifles	1,858
Naval Brigade	4,000
<i>Miscellaneous :—</i>	
Police Magistrates	19,220
Asylums for the Infirm and Destitute ...	9,000
Expenses attending the preparation of Electoral Lists	5,500
Do. of Returning Officers	1,250
<i>Sheriff :—</i>	
Country Bailiffs	£775
<i>Quarter Sessions :—</i>	
6 Crown Prosecutors	£3,000
<i>Post Office :—</i>	
Country Postmasters	£12,000
Inland Mails	60,000
<i>Colonial Storekeeper :—</i>	
Stores for Public Service	£35,000
Fuel and Light for departments in Sydney ...	4,000
<i>Printing Office :—</i>	
Compositors, Pressmen, &c.	£13,850
<i>Survey of Lands :—</i>	
5 District Surveyors, at £780	£3,900
6 Surveyors, at £665	3,930
5 Do. at £555	2,775
80 Wages and provisions to Surveying parties	7,125
Commission to Land Agents, &c.	6,000
<i>Occupation of Lands :—</i>	
2 Commissioners of Crown Lands, at £500 ...	£1,000
4 Do. at £450	1,800
5 Do. at £400	2,000
13 Bailiffs, at £183	2,379
11 Camp-keepers, at £40	440
<i>Gold Fields :—</i>	
4 Commissioners, at £500	£2,000
7 Assistant do., at £450	3,150
7 Do. 2nd class, at £350	2,450
7 Sub-Commissioners, at £275	1,925
25 Camp-keepers, at £50	1,250
<i>Roads :—</i>	
8 Superintendents of Minor Roads, at £350...	£2,800
8 Overseers, at £200	1,600
For the Construction and Maintenance of Subordinate Roads	70,000
For minor Roads and Bridges	10,500
Towards planting and improving certain reserved lands in the City of Sydney ...	2,000
<i>Railways :—</i>	
Expenses of 126 miles of Railway, including maintenance, &c.	£85,490
30 Station Masters	5,460
<i>Public Works and Buildings :—</i>	
For repairs to Public Buildings generally ...	£12,000
Furniture and Fittings for Public Offices ...	4,000
Police Buildings	30,000
Gaols, Court Houses, and Lock-ups	15,000
Harbour Defences	5,000

TUESDAY, JANUARY 12.

QUESTION :—

1. MR. TIGHE to ask THE SECRETARY FOR LANDS,—Have the Government carried out the promise made in July last, by the then Minister for Lands, in respect of authorizing Messrs. Kenrick, Harris, and Moffit to act as Trustees for expending, out of the Vote for Minor Roads, a sum of money sufficient to make the road leading from Newcastle to Brisbane Water passable in the vicinity of the township of Wallsend; and, if not, do the Government intend to do so, and when will the necessary funds be placed at the disposal of the Trustees?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRIS to move the following Resolutions *seriatim* :—
That in the opinion of this House it is desirable,—
(1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District
or

- or Province, to be called the Riverine Province, and defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.
- (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
- (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
- (4.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
- (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
- (6.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
- (7.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.
- (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
- (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
2. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
3. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
4. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
5. MR. GARRETT to move, That there be laid upon the Table of this House,—
- (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
- (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
- (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
6. MR. BORTON to move,—
- (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—
- “Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
- “Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
- this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
- (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
7. MR. DANGAR to move,—
- (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
- (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
8. MR. DANGAR to move, That there be laid upon the Table of this House,—
- (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
- (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
- (3.) Copies of the final Decision in the case as made by the Minister for Lands.

9. MR. LACKEY to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
10. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
11. MR. DALGLEISH to move,—
 - (1.) That a Select Committee be appointed, with power to send for Persons and Papers, to inquire into, and report upon, the subject matter of a Petition, presented by him on 25th November, 1863, from Proprietors and others, in reference to obstructions to Darling Harbour.
 - (2.) That such Committee consist of the following Members:—Mr. Martin, Mr. Eagar, Mr. Cowper, Mr. Love, Mr. Faucett, Mr. Redman, Mr. Smart, Dr. Lang, and the Mover.
12. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the neighbouring Colonies of Queensland and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
13. MR. PIDDINGTON to move, That the Petition presented by him on 30th December, 1863, from the Inhabitants of the Manning River, respecting the necessity for establishing a Punt and constructing a Bridge near Wingham, be printed.
14. MR. ALEXANDER to move, That the two Petitions presented by him on the 5th January, from the Proprietors of the *Goulburn Herald* and *Goulburn Chronicle*, and from the Employés of the Goulburn Newspapers, respectively, be printed.
15. MR. STEWART to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, and the Mover.
 - (3.) That the Proceedings of, and Minutes of Evidence taken before the Select Committee, appointed on 21st October last, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.

WEDNESDAY, JANUARY 13.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.
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TUESDAY, JANUARY 19.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
2. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
3. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000, for a Railway from Muswellbrook to Mudgee.
4. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
5. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.

6. **MR. LUCAS** to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Smart, and the Mover.
7. **MR. LUCAS** to move, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.
8. **MR. LUCAS** to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry :—
 (1.) With the Government and any person or persons.
 (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 (3.) With the Chief Commissioner and F. W. Perry.
 (4.) With the Chief Commissioner and any person or persons.
 (5.) With the Crown Solicitor and any person or persons.
9. **MR. RUSDEN** to move, That there be laid upon the Table of this House,—
 (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs "Yarrowford," or "Whitmore," and of "Shannon Vale," situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.
 (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of these runs were fixed or determined.
 (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.
10. **MR. ARNOLD** to move, That there be laid upon the Table of this House, a Return shewing the amounts expended in the various Districts of the Colony, since 1856, for Court House, Gaol, and Police Accommodation, together with the approximate value of such buildings in each District previously existing; such Return to apply to all cases where the collective value of such buildings exceeds £2,000.
11. **MR. DALGLEISH** to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.
12. **MR. GARRETT** to move, That the Petition presented by him on the 6th January, against the proposed Postage Rate on Newspapers, from Journeymen Printers, be printed.

WEDNESDAY, JANUARY 20.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. **MR. WILSON** to move,—
 (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

FRIDAY, JANUARY 29.

OTHER BUSINESS—NOTICE OF MOTION :—

1. **MR. CUNNEEN** to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.

TUESDAY,

TUESDAY, FEBRUARY 2.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
 2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *vid Wagga Wagga*, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
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[Price, 9d.]



New South Wales.

No. 88.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 7 JANUARY, 1864.

1. The House met pursuant to adjournment; The Speaker took the Chair.
City Bank Bill:—The Speaker reported that the following Message had been received, yesterday, from the Legislative Council:—
MR. SPEAKER,
The Legislative Council having this day passed a Bill, intituled "*An Act to incorporate the Shareholders of a certain Banking Company called 'The City Bank,' and for other purposes therein mentioned,*" presents the same to the Legislative Assembly for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before the Select Committee thereon.
Legislative Council Chamber, T. A. MURRAY,
Sydney, 31st December, 1863. President.
Bill, on motion of Mr. Cowper, read a first time.
Ordered to be printed, and read a second time to-morrow.
2. Papers:—Mr. W. Forster laid upon the Table the undermentioned Papers:—
(1.) Despatch, dated 21 September, 1863, from the Duke of Newcastle, respecting certain Acts of Colonial Legislatures (with Enclosure.)
(2.) Despatch, dated 22 September, 1863, from the Duke of Newcastle, respecting African Slave Trade Suppression (with Enclosure.)
Ordered to be printed.
3. Mr. Cyril Cecil—Administration of Justice:—Mr. Driver presented a Petition from Cyril Cecil, of Snail's Bay, Balmain, in the Colony of New South Wales, Merchant, complaining of certain damage and disadvantage which he alleges he has sustained in the result of recent litigation between himself and Messrs. Molison and Black, of Bridge-street, Sydney, Merchants, in consequence of expressions of opinion made on the Bench by His Honor the Chief Justice; and praying that justice may be done in the premises.
Petition received.
4. Ways and Means:—On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.
The Chairman reported progress, and obtained leave to sit again at a later hour this day.

The Chairman also reported the following *Point of Order*:—A Resolution relating to the Tariff, but not previously before the Committee, having been proposed by the Colonial Treasurer after Eleven o'clock P.M., Mr. Garrett had objected to the entertainment of it, on the ground of its being "New Business," and therefore excluded by the Sessional Order of this House limiting Business Hours. Whereupon he (the Chairman) had expressed his opinion that the Sessional Order referred to did not apply to the proposed Resolution; as, the House having gone into Committee upon the Order of the Day for its resumption, "further to consider of Ways and Means," it was competent for Her Majesty's Ministers to move, without restriction as to time, any matter within the scope of that order and reference—such consideration, so long as the Committee might sit, being only one business, although involving many separate subjects.
The Speaker ruled in favour of the opinion so expressed by the Chairman.

Whereupon

Whereupon, on motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

The Chairman reported progress, and asked leave to sit again to-morrow.

Question proposed,—That the Committee have leave to sit again to-morrow.

Mr. Martin moved, That the Question be amended, by adding at the end thereof the words "to take precedence of all other business."

Debate ensued.

And the House continuing to sit till after Midnight,—

FRIDAY, 8 JANUARY, 1864. A.M.

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

Whereupon, Question,—That the Committee have leave to sit again to-morrow, to take precedence of all other business,—put and passed.

The Chairman also reported that the Committee had come to some Resolutions.

Ordered, on motion of the Chairman, that the said Resolutions be received on Wednesday next.

The House adjourned, on motion of Mr. Martin, at eleven minutes before One o'clock A.M., until Three o'clock P.M., this day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

FRIDAY, JANUARY 8.

QUESTIONS :—

1. MR. GARRETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—
(1.) Have the Government any objection to lay on the Table of this House, a copy of the Memorials, Petitions, or other Correspondence, if any, which have led to the discontinuance of the collection of Tolls on the Glebe Island Bridge?
(2.) Will the Honorable the Minister for Works state to the House the nature of the Representations which have led him to abandon the collection of the said Tolls, and by whom made?
2. MR. HARPUR *to ask* THE ATTORNEY GENERAL,—Whether the attention of the Government has been called to the fact, that a blind man, named Timothy Corkery, who has for years past stood at the south-east entrance of Hyde Park, was, on Wednesday the 6th instant, sentenced by the Bench of Magistrates at the Central Police Office, without any proof of his having solicited alms, to seven days imprisonment in Darlinghurst Gaol?
3. MR. SAMUEL *to ask* THE COLONIAL SECRETARY,—
(1.) Has any communication been received by the Government from the French Consul having reference to the proposed increase of Duties upon French Wines?
(2.) Will the Government lay copies of all Correspondence that has taken place relating to this subject upon the Table of this House?

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Ways and Means ; Resumption of the Committee.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Church and School Lands Trust Bill ; second reading.
2. Juvenile Reformatories Bill ; second reading.
3. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
4. City Bank Bill ; second reading.
5. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
6. Dog Nuisance Abatement Bill ; second reading.
7. Moruya Silver Mining Company's Incorporation Bill ; second reading.
8. Cox's Marriage Settlement Bill ; second reading.
9. Smoke Nuisance Abatement Bill ; second reading.

10. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
11. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
12. Vexatious Indictments Prevention Bill; second reading.
13. Debate on the Motion of Mr. Harpur:—
 " (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 " (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."
14. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
15. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—
 " (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 " (1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 " (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 " (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 " (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 " (5.) That "finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 " (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 " (2.) That this House is further of opinion; that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner;"—Upon which Mr. Holroyd had moved the Previous Question.
16. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—"That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint."
17. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—"That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm."
18. Impounding Bill; to be further considered in Committee.
19. Presbyterian College Bill; second reading.
20. Municipalities Law Amendment Bill; to be considered in Committee.
21. Metropolitan Corporation Bill; to be further considered in Committee.
22. Public Service Superannuation Bill; to be further considered in Committee.
23. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION :—

1. MR. SADLER to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
2. MR. HART to move, That there be laid upon the Table of this House, before the further consideration in Committee of Supply of the Estimates of Expenditure for 1864, a Schedule shewing in detail the proposed distribution or intended appropriation of the sums submitted in the said Estimates under the following heads, and also shewing in parallel columns the distribution and expenditure, as far as can be ascertained, of the moneys voted for similar services for the year 1863 :—

<i>Volunteers :—</i>	
General Staff	£756
Artillery	713
Rifles	1,858
Naval Brigade	4,000
<i>Miscellaneous :—</i>	
Police Magistrates	19,220
Asylums for the Infirm and Destitute ...	9,000
Expenses attending the preparation of Electoral Lists	5,500
Do. of Returning Officers	1,250
<i>Sheriff :—</i>	
Country Bailiffs	£775
<i>Quarter Sessions :—</i>	
6 Crown Prosecutors	£3,000
<i>Post Office :—</i>	
Country Postmasters	£12,000
Inland Mails	60,000
<i>Colonial Storekeeper :—</i>	
Stores for Public Service	£35,000
Fuel and Light for departments in Sydney ...	4,000
<i>Printing Office :—</i>	
Compositors, Pressmen, &c.	£13,850
<i>Survey of Lands :—</i>	
5 District Surveyors, at £780	£3,900
6 Surveyors, at £665	3,930
5 Do. at £555	2,775
80 Wages and provisions to Surveying parties	7,125
Commission to Land Agents, &c.	6,000
<i>Occupation of Lands :—</i>	
2 Commissioners of Crown Lands, at £500 ...	£1,000
4 Do. at £450	1,800
5 Do. at £400	2,000
13 Bailiffs, at £183	2,379
11 Camp-keepers, at £40	440
<i>Gold Fields :—</i>	
4 Commissioners, at £500	£2,000
7 Assistant do., at £450	3,150
7 Do. 2nd class, at £350	2,450
7 Sub-Commissioners, at £275	1,925
25 Camp-keepers, at £50	1,250
<i>Roads :—</i>	
8 Superintendents of Minor Roads, at £350 ...	£2,800
8 Overseers, at £200	1,600
For the Construction and Maintenance of Subordinate Roads	70,000
For Minor Roads and Bridges	10,500
Towards planting and improving certain reserved lands in the City of Sydney ...	2,000
<i>Railways :—</i>	
Expenses of 126 miles of Railway, including maintenance, &c.	£85,490
30 Station Masters	5,460
<i>Public Works and Buildings :—</i>	
For repairs to Public Buildings generally ...	£12,000
Furniture and Fittings for Public Offices ...	4,000
Police Buildings	30,000
Gaols, Court Houses, and Lock-ups	15,000
Harbour Defences	5,000

3. MR. SADLER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Central Police Court of all Juvenile Offenders brought before the said Court for the last two years, specifying sex, age, offence charged, sentence, or whether admonished; whether able to read and write; names of Magistrates presiding; all cases of Juvenile Witnesses, during said period, whose testimony could not be taken on oath, owing to their ignorance of the obligations of an oath; if there be any record of the same.

4. MR. TIGHE to move,—
 - (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
5. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
6. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
7. MR. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
8. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
9. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
10. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December instant, in the case of Wells v. Hawley.
11. MR. MARTIN to move, That leave be granted to bring in a Bill to amend an Act intituled, "*An Act to incorporate the Proprietors of a certain Banking Company called 'the Bank of New South Wales, and for other purposes therein mentioned.'*"
12. MR. REDMAN to move, That the application by Robert Isbister and party, to the Government, for compensation arising out of the illegal appointment of a Chairman of the Appal Court under the Gold Fields Act, be referred for the consideration and report of the Committee now sitting to consider and report upon the Working of the Gold Fields Act.
13. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
14. MR. SADLEIR to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
15. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
16. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
17. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
18. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.)

(2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

(3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

(4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

19. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—

(1.) The names of all Contractors who have been engaged upon Railway works in this Colony.

(2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.

(3.) The extent of each contract.

(4.) The rate of progress upon each contract in miles, and money paid per month.

(5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.

(6.) The names of sureties.

(7.) The amount of per-centage retained in each case till completion of contract.

(8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Supply ; Resumption of the Committee.
2. Treasury Bills Bill ; second reading.

TUESDAY, JANUARY 12.

QUESTION:—

1. MR. TIGHE to ask THE SECRETARY FOR LANDS,—Have the Government carried out the promise made in July last, by the then Minister for Lands, in respect of authorizing Messrs. Kenrick, Harris, and Moffit to act as Trustees for expending, out of the Vote for Minor Roads, a sum of money sufficient to make the road leading from Newcastle to Brisbane Water passable in the vicinity of the township of Wallsend ; and, if not, do the Government intend to do so, and when will the necessary funds be placed at the disposal of the Trustees ?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MORRIS to move the following Resolutions *seriatim* :—
That in the opinion of this House it is desirable,—
 - (1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages ; a Registrar's Office ; a branch Land and Survey Office ; and Commissioner of Crown Lands Office ; and all other necessary public offices ; be established in the said province.
 - (4.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
 - (7.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought ; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.

(8.)

- (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
- (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
2. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
 3. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
 4. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
 5. MR. GARRETT to move, That there be laid upon the Table of this House,—
 - (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 - (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
 - (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
 6. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

“Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
 7. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
 8. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 - (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 - (3.) Copies of the final Decision in the case as made by the Minister for Lands.
 9. MR. LACEY to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
 10. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
 11. MR. DALGLEISH to move,—
 - (1.) That a Select Committee be appointed, with power to send for Persons and Papers, to inquire into, and report upon, the subject matter of a Petition, presented by him on 25th November, 1863, from Proprietors and others, in reference to obstructions to Darling Harbour.
 - (2.) That such Committee consist of the following Members:—Mr. Martin, Mr. Eagar, Mr. Cowper, Mr. Love, Mr. Faucett, Mr. Redman, Mr. Smart, Dr. Lang, and the Mover.
 12. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the neighbouring Colonies of Queensland and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.

13. MR. PIDDINGTON to move, That the Petition presented by him on 30th December, 1863, from the Inhabitants of the Manning River, respecting the necessity for establishing a Punt and constructing a Bridge near Wingham, be printed.
14. MR. ALEXANDER to move, That the two Petitions presented by him on the 5th January, from the Proprietors of the *Goulburn Herald* and *Goulburn Chronicle*, and from the Employés of the Goulburn Newspapers, respectively, be printed.
15. MR. STEWART to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, and the Mover.
 - (3.) That the Proceedings of, and Minutes of Evidence taken before the Select Committee, appointed on 21st October last, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
16. MR. SAMUEL to move, That there be laid upon the Table of this House,—
 - (1.) A Return, by the Official Assignees of Insolvent Estates, shewing the amounts of Undivided Assets in their hands, or subject to their control respectively, on the 1st day of January, 1864, belonging to each respective Insolvent Estate assigned to such Assignees, specifying the names of the Bank or Banks in which such Assets are deposited; and the amounts remaining in such Banks, belonging to each separate Estate, on the said 1st January, 1864.
 - (2.) A Return shewing the total amount of Assets collected in each Insolvent Estate, during the three years ending on 31st December, 1863; the total amount of Law Costs paid out of the Assets of each Estate; and the names of the Attorneys to whom such Costs have been paid; stating also whether such Law Costs have been so paid with or without the sanction of the Chief Commissioner of Insolvent Estates.
 - (3.) A Return shewing the amounts of Security Bonds given by each Official Assignee, for the faithful performance of his duties; the names of the Bondsmen; and the amount for which each is liable to Government.
17. MR. DRIVER to move, That the Petition presented by him on the 7th January, from Mr. Cyril Cecil, be printed.
18. MR. STEWART to move,—
 - (1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.
 - (2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.
 - (3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.
19. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to authorize the Distillation and Sale of Spirits distilled from the fermented juice of the grape.

WEDNESDAY, JANUARY 13.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.
 2. Ways and Means; Reception of Report of Committee.
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TUESDAY, JANUARY 19.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
2. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
3. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000, for a Railway from Muswellbrook to Mudgee.
4. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.

5. MR. GARRETT to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 (2.) That such Committee consist of the following Members :—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
6. MR. LUCAS to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Smart, and the Mover.
7. MR. LUCAS to move, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.
8. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry :—
 (1.) With the Government and any person or persons.
 (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 (3.) With the Chief Commissioner and F. W. Perry.
 (4.) With the Chief Commissioner and any person or persons.
 (5.) With the Crown Solicitor and any person or persons.
9. MR. RUSDEN to move, That there be laid upon the Table of this House,—
 (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs "Yarrowford," or "Whitmore," and of "Shannon Vale," situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.
 (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of these runs were fixed or determined.
 (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.
10. MR. ARNOLD to move, That there be laid upon the Table of this House, a Return shewing the amounts expended in the various Districts of the Colony, since 1856, for Court House, Gaol, and Police Accommodation, together with the approximate value of such buildings in each District previously existing; such Return to apply to all cases where the collective value of such buildings exceeds £2,000.
11. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.
12. MR. GARRETT to move, That the Petition presented by him on the 6th January, against the proposed Postage Rate on Newspapers, from Journeymen Printers, be printed.

WEDNESDAY, JANUARY 20.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. WILSON to move,—
 (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

FRIDAY, JANUARY 29.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. CUNNEEN to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.

TUESDAY,

TUESDAY, FEBRUARY 2.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
 2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
 3. MR. BUCHANAN to move, That there be laid upon the Table of this House, a Return of the Expenses in the year 1860 of the Colonial Storekeeper's Department, and in the years 1861, 1862, and 1863, of Stores and Stationery, specifying in the latter the salaries of the persons employed in the branches of Police, Stationery, Harbour Defences, and Light House, Stores, &c., and distinguishing the cost of Conveyance, Packing, Stationery, and Paper for Printing, Stores, and Fuel and Light.
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New South Wales.

No. 89.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 8 JANUARY, 1864.

1. The House met pursuant to adjournment; The Speaker took the Chair.
Questions on Notice Paper for to-day :—
 - (1.) Tolls on the Glebe Island Bridge :—Mr. Garrett asked the Secretary for Public Works, pursuant to Notice No. 1,—
 - (1.) Have the Government any objection to lay on the Table of this House, a copy of the Memorials, Petitions, or other Correspondence, if any, which have led to the discontinuance of the collection of Tolls on the Glebe Island Bridge ?
 - (2.) Will the Honorable the Minister for Works state to the House the nature of the Representations which have led him to abandon the collection of the said Tolls, and by whom made ?
 Mr. Holroyd answered :—
 - (1.) The Government have not received any such Memorials, Petitions, or other Correspondence.
 - (2.) No such Representations have been made.
 - (2.) Timothy Corkery :—Mr. Harpur asked the Attorney General, pursuant to Notice No. 2,—Whether the attention of the Government has been called to the fact, that a blind man, named Timothy Corkery, who has for years past stood at the south-east entrance of Hyde Park, was, on Wednesday the 6th instant, sentenced by the Bench of Magistrates at the Central Police Office, without any proof of his having solicited alms, to seven days imprisonment in Darlinghurst Gaol ?
Mr. Martin reading from a paper, reasons for not answering the question,—
Mr. Harpur raised a *Point of Order* whether the matter so read should be put upon the Records of this House ?
The Speaker ruled that, as the reasons given in the statement read were irrelevant to the question asked, they could not be recorded as an answer to that question.
 - (3.) Duties upon French Wines :—Mr. Samuel asked the Colonial Secretary, pursuant to Notice No. 3,—
 - (1.) Has any Communication been received by the Government from the French Consul having reference to the proposed increase of Duties upon French Wines ?
 - (2.) Will the Government lay copies of all Correspondence that has taken place relating to this subject upon the Table of this House ?
 Mr. W. Forster answered :—
 - (1.) Such a Communication has been received.
 - (2.) The Correspondence will be laid before the House at an early date.
2. Paper :—Mr. Wilson laid upon the Table, Report of the Immigration Agent, upon Colonial Immigration and Emigration for the years 1860, 1861, and 1862.
Ordered to be printed.
3. Motion for Adjournment :—Mr. C. Cowper, junr. moved, That this House do now adjourn.
Debate ensued.
Motion by leave withdrawn.
4. Mr. Sub Gold Commissioner Cooper :—Mr. Wisdom presented a Petition from Manus Strain and party, Gold Miners of Kiandra (signed by Manus Strain and Morrice Goulstone), complaining of injustice done to them at the Kiandra Gold Fields by Mr. Sub Gold Commissioner Cooper, as therein set forth; and praying redress.
Petition received.

5. Prevention and Cure of Scab in Sheep Bill:—The Speaker reported that the following Message had been received, yesterday, from the Legislative Council:—
MR. SPEAKER,

The Legislative Council, having had under consideration the Legislative Assembly's Message, dated the 6th January 1864, in reference to the Prevention and Cure of Scab in Sheep Bill, begs to inform the Assembly, that as the Amendments made in this Bill by that House are upon matter previously agreed to by the two Houses without Amendment, and are not consequential upon the Council's Amendments in this Bill, it would be in contravention of the practice of Parliament and the Rules of this House to entertain such Amendments.

Legislative Council Chamber,

Sydney, 7 January, 1864.

T. A. MURRAY,

President.

Mr. Morris moved, That the said Message of the Legislative Council be taken into consideration on Tuesday next.

Motion made by Mr. Wilson, and Question put,—That the Question be amended by adding at the end thereof the words "to take precedence of all other business." The House divided.

Ayes, 31.

Mr. Martin,	Mr. Love,
Mr. W. Forster,	Mr. Dalgleish,
Mr. Eagar,	Mr. Cunneen,
Mr. Wilson,	Mr. Samuel,
Mr. Faucett,	Mr. Allen,
Mr. Holroyd,	Mr. Piddington,
Mr. Morris,	Mr. Buchanan,
Mr. Leary,	Mr. Raper,
Mr. Wisdom,	Mr. Lackey,
Mr. Bell,	Mr. Rusden,
Mr. Burdekin,	Mr. Gordon,
Mr. Tighe,	Mr. Macleay,
Mr. Stewart,	<i>Tellers.</i>
Mr. Caldwell,	
Mr. Robertson,	Mr. Haworth,
Mr. Holt,	Mr. Macpherson.
Mr. Hannell,	

Noes, 5.

Mr. Terry,
Mr. Morrice,
Mr. Dangar,

Tellers.

Mr. Driver,
Mr. Lucas.

Question then,—That the said Message of the Legislative Council be taken into consideration on Tuesday next, to take precedence of all other business,—put and passed.

6. Paper:—Mr. Eagar laid upon the Table, Orders and Regulations concerning Abattoirs at Glebe Island.
Ordered to be printed.
7. Impounding Bill:—Mr. Robertson, *with the concurrence of the House*, moved, *out of proper order*, That the Order of the Day (No. 18 of Other Business), for the further consideration in Committee of the Impounding Bill, be postponed until Friday the 22nd January.
Question put and passed.
8. Ways and Means:—On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

The Chairman reported progress and asked leave to sit again on Tuesday next.

Question proposed,—That the Committee have leave to sit again on Tuesday next.
Motion made by Mr. Wilson, and Question put (after Debate), That the Question be amended by adding at the end thereof, the words "to take precedence next after the consideration of the Legislative Council's Message respecting the "Prevention and Cure of Scab in Sheep Bill."

The House divided.

Ayes, 21.

Mr. Faucett,	Mr. Macleay,
Mr. Egan,	Mr. Leary,
Mr. Martin,	Mr. Dalgleish,
Mr. W. Forster,	Mr. Redman,
Mr. Macpherson,	Mr. Egan,
Mr. Wilson,	Mr. Morris,
Mr. Bell,	Mr. Holroyd.
Mr. Wisdom,	<i>Tellers.</i>
Mr. Piddington,	
Mr. Caldwell,	Mr. Rusden,
Mr. Allen,	Mr. Terry.
Mr. Love,	

Noes, 4.

Mr. Garrett,
Mr. Driver,

Tellers.

Mr. Cowper,
Mr. Lucas.

And the House continuing to sit till after Midnight,—

SATURDAY, 9 JANUARY, 1864. A.M.

Question,—That the Committee have leave to sit again on Tuesday next, to take precedence next after the consideration of the Legislative Council's Message respecting the Prevention and Cure of Scab in Sheep Bill,—put and passed.
The House adjourned, on motion of Mr. Martin, at three minutes after Twelve o'clock, A.M., until Tuesday next, at Three o'clock, P.M.

JOHN HAY,
Speaker.

NOTICES

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, JANUARY 12.

QUESTIONS:—

1. MR. TIGHE to ask THE SECRETARY FOR LANDS,—Have the Government carried out the promise made in July last, by the then Minister for Lands, in respect of authorizing Messrs. Kenrick, Harris, and Moffit to act as Trustees for expending, out of the Vote for Minor Roads, a sum of money sufficient to make the road leading from Newcastle to Brisbane Water passable in the vicinity of the township of Wallsend; and, if not, do the Government intend to do so, and when will the necessary funds be placed at the disposal of the Trustees?
2. MR. HARPER to ask THE ATTORNEY GENERAL,—Whether the attention of the Government has been called to the fact, that a blind man named Timothy Cockery, who has for years past stood at the south-east entrance of Hyde Park, was on Wednesday the 6th January, sentenced by the Bench of Magistrates at the Central Police Office, without any proof of his having solicited alms, to seven days imprisonment in Darlinghurst Gaol?
3. MR. GARRETT to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Do the Government intend to erect a Telegraph and Post Office at Young, for which a sum of money has been voted?
 - (2.) What decision has been arrived at with regard to the Tenders already received for this work?
4. MR. GARRETT to ask THE COLONIAL TREASURER,—For what reason have the Government ceased to collect Tolls on the Glebe Island Bridge?
5. MR. DALGLEISH to ask THE ATTORNEY GENERAL,—Was Timothy Corkery, a blind man, sentenced by the Sydney Bench of Magistrates, at the Central Police Office, to seven days imprisonment in Darlinghurst Gaol, without proof of his having been guilty of asking alms?

OTHER BUSINESS—ORDER OF THE DAY:—

1. Prevention and Cure of Scab in Sheep Bill; consideration of Legislative Council's Message of 7 January, in reference to certain Amendments made in this Bill by the Legislative Assembly.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MORRIS to move the following Resolutions *seriatim*:—

That in the opinion of this House it is desirable,—

 - (1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, viz.:—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
 - (4.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
 - (7.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.

(8.)

- (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
- (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
2. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
 3. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
 4. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
 5. MR. GARRETT to move, That there be laid upon the Table of this House,—
 - (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 - (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
 - (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
 6. MR. ROTTOX to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

“Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service.”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
 7. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
 8. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 - (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 - (3.) Copies of the final Decision in the case as made by the Minister for Lands.
 9. MR. LACKY to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
 10. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
 11. MR. DALGLEISH to move,—
 - (1.) That a Select Committee be appointed, with power to send for Persons and Papers, to inquire into, and report upon, the subject matter of a Petition, presented by him on 25th November, 1863, from Proprietors and others, in reference to obstructions to Darling Harbour.
 - (2.) That such Committee consist of the following Members:—Mr. Martin, Mr. Eagar, Mr. Cowper, Mr. Love, Mr. Faucett, Mr. Redman, Mr. Smart, Dr. Lang, and the Mover.
 12. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the neighbouring Colonies of Queensland and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.

13. MR. PIDDINGTON to move, That the Petition presented by him on 30th December, 1863, from the Inhabitants of the Manning River, respecting the necessity for establishing a Punt and constructing a Bridge near Wingham, be printed.
14. MR. ALEXANDER to move, That the two Petitions presented by him on the 5th January, from the Proprietors of the *Goulburn Herald* and *Goulburn Chronicle*, and from the Employés of the Goulburn Newspapers, respectively, be printed.
15. MR. STEWART to move,—
- (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, and the Mover.
 - (3.) That the Proceedings of, and Minutes of Evidence taken before the Select Committee, appointed on 21st October last, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
16. MR. SAMUEL to move, That there be laid upon the Table of this House,—
- (1.) A Return, by the Official Assignees of Insolvent Estates, shewing the amounts of Undivided Assets in their hands, or subject to their control respectively, on the 1st day of January, 1864, belonging to each respective Insolvent Estate assigned to such Assignees, specifying the names of the Bank or Banks in which such Assets are deposited; and the amounts remaining in such Banks, belonging to each separate Estate, on the said 1st January, 1864.
 - (2.) A Return shewing the total amount of Assets collected in each Insolvent Estate, during the three years ending on 31st December, 1863; the total amount of Law Costs paid out of the Assets of each Estate; and the names of the Attorneys to whom such Costs have been paid; stating also whether such Law Costs have been so paid with or without the sanction of the Chief Commissioner of Insolvent Estates.
 - (3.) A Return shewing the amounts of Security Bonds given by each Official Assignee, for the faithful performance of his duties; the names of the Bondsmen; and the amount for which each is liable to Government.
17. MR. DURVEN to move, That the Petition presented by him on the 7th January, from Mr. Cyril Cecil, be printed.
18. MR. STEWART to move,—
- (1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.
 - (2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.
 - (3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.
19. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to authorize the Distillation and Sale of Spirits distilled from the fermented juice of the grape.
20. MR. WISDOM to move, That the Petition presented by him on the 8th January, from Manus Strain and party, Miners of Kiandra, be printed.
21. MR. SADLEIR to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
22. MR. HART to move, That there be laid upon the Table of this House, before the further consideration in Committee of Supply of the Estimates of Expenditure for 1864, a Schedule shewing in detail the proposed distribution or intended appropriation of the sums submitted in the said Estimates under the following heads, and also shewing in parallel columns the distribution and expenditure, as far as can be ascertained, of the moneys voted for similar services for the year 1863 :—

<i>Volunteers :—</i>		
General Staff	... ..	£756
Artillery	... ..	713
Rifles	... ..	1,853
Naval Brigade	... ..	4,000
<i>Miscellaneous :—</i>		
Police Magistrates	... ..	19,220
Asylums for the Infirm and Destitute	... ..	9,000
Expenses attending the preparation of Electoral Lists	... ..	5,500
Do. of Returning Officers	... ..	1,250
<i>Sheriff :—</i>		
Country Bailiffs	... ..	£775

Quarter

<i>Quarter Sessions :—</i>	
6 Crown Prosecutors	£3,000
<i>Post Office :—</i>	
Country Postmasters	£12,000
Inland Mails	60,000
<i>Colonial Storekeeper :—</i>	
Stores for Public Service	£35,000
Fuel and Light for departments in Sydney ...	4,000
<i>Printing Office :—</i>	
Compositors, Pressmen, &c.	£13,850
<i>Survey of Lands :—</i>	
5 District Surveyors, at £780	£3,900
6 Surveyors, at £665	3,930
5 Do. at £555	2,775
80 Wages and provisions to Surveying parties	7,125
Commission to Land Agents, &c.	6,000
<i>Occupation of Lands :—</i>	
2 Commissioners of Crown Lands, at £500 ...	£1,000
4 Do. at £450	1,800
5 Do. at £400	2,000
13 Bailiffs, at £183	2,379
11 Camp-keepers, at £40	440
<i>Gold Fields :—</i>	
4 Commissioners, at £500	£2,000
7 Assistant do., at £450	3,150
7 Do. 2nd class, at £350	2,450
7 Sub-Commissioners, at £275	1,925
25 Camp-keepers, at £50	1,250
<i>Roads :—</i>	
8 Superintendents of Minor Roads, at £350 ...	£2,800
8 Overseers, at £200	1,600
For the Construction and Maintenance of Subordinate Roads	70,000
For Minor Roads and Bridges	10,500
Towards planting and improving certain reserved lands in the City of Sydney ...	2,000
<i>Railways :—</i>	
Expenses of 126 miles of Railway, including maintenance, &c.	£85,490
30 Station Masters	5,460
<i>Public Works and Buildings :—</i>	
For repairs to Public Buildings generally ...	£12,000
Furniture and Fittings for Public Offices ...	4,000
Police Buildings	30,000
Gaols, Court Houses, and Lock-ups	15,000
Harbour Defences	5,000

23. MR. SADLER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Central Police Court of all Juvenile Offenders brought before the said Court for the last two years, specifying sex, age, offence charged, sentence, or whether admonished; whether able to read and write; names of Magistrates presiding; all cases of Juvenile Witnesses, during said period, whose testimony could not be taken on oath, owing to their ignorance of the obligations of an oath, if there be any record of the same.
24. MR. TIGHE to move,—
(1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
(2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadler, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
25. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
26. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
27. MR. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
28. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
29. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.

30. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December last, in the case of *Wells v. Hawley*.
31. MR. MARTIN to move, That leave be granted to bring in a Bill to amend an Act intituled, "*An Act to incorporate the Proprietors of a certain Banking Company called 'the Bank of New South Wales, and for other purposes therein mentioned.'*"
32. MR. REDMAN to move, That the application by Robert Isbister and party, to the Government, for compensation arising out of the illegal appointment of a Chairman of the Appeal Court under the Gold Fields Act, be referred for the consideration and report of the Committee now sitting to consider and report upon the Working of the Gold Fields Act.
33. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
34. MR. SADLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
35. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
36. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
37. MR. LOVIE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
38. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
39. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.)

- (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 (6.) The names of sureties.
 (7.) The amount of per-centage retained in each case till completion of contract.
 (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Church and School Lands Trust Bill ; second reading.
2. Juvenile Reformatories Bill ; second reading.
3. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
4. City Bank Bill ; second reading.
5. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
6. Dog Nuisance Abatement Bill ; second reading.
7. Moruya Silver Mining Company's Incorporation Bill ; second reading.
8. Cox's Marriage Settlement Bill ; second reading.
9. Smoke Nuisance Abatement Bill ; second reading.
10. Proposed Punt on the Parramatta River at Ryde ; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto ; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
11. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
12. Vexatious Indictments Prevention Bill ; second reading.
13. Debate on the Motion of Mr. Harpur :—
 " (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 " (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."
14. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
15. Railway Communication ; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—
 " (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions ; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
 " (1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 " (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 " (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 " (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 " (5.) That " finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 " (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 " (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner,"—Upon which Mr. Holroyd had moved the Previous Question.

16. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
17. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
18. Presbyterian College Bill; second reading.
19. Municipalities Law Amendment Bill; to be considered in Committee.
20. Metropolitan Corporation Bill; to be further considered in Committee.
21. Public Service Superannuation Bill; to be further considered in Committee.
22. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Supply; Resumption of the Committee.
2. Treasury Bills Bill; second reading.

WEDNESDAY, JANUARY 13.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.
2. Ways and Means; Reception of Report of Committee.

TUESDAY, JANUARY 19.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
2. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
3. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000, for a Railway from Muswellbrook to Mudgee.
4. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
5. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
6. MR. LUCAS to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dagleish, Mr. Love, Mr. Smart, and the Mover.
7. MR. LUCAS to move, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.
8. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
9. MR. RUSSELL to move, That there be laid upon the Table of this House,—
 - (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs “Yarrowford,” or “Whitmore,” and of “Shannon Vale,” situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.
 - (2.)

- (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of these runs were fixed or determined.
- (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.
10. MR. ARNOLD to move, That there be laid upon the Table of this House, a Return shewing the amounts expended in the various Districts of the Colony, since 1856, for Court House, Gaol, and Police Accommodation, together with the approximate value of such buildings in each District previously existing; such Return to apply to all cases where the collective value of such buildings exceeds £2,000.
11. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.
12. MR. GARRETT to move, That the Petition presented by him on the 6th January, from certain Journeymen Printers, against the proposed Postage Rate on Newspapers, be printed.

WEDNESDAY, JANUARY 20.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WILSON to move,—
- (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
- (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

FRIDAY, JANUARY 22.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Impounding Bill; to be further considered in Committee.

FRIDAY, JANUARY 29.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. CUNNEEN to move,—
- (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
- (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.

TUESDAY, FEBRUARY 2.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
- (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
- (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
- (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
3. MR. BUCHANAN to move, That there be laid upon the Table of this House, a Return of the Expenses in the year 1860 of the Colonial Storekeeper's Department, and in the years 1861, 1862, and 1863, of Stores and Stationery, specifying in the latter the salaries of the persons employed in the branches of Police, Stationery, Harbour Defences, and Light House, Stores, &c., and distinguishing the cost of Conveyance, Packing, Stationery, and Paper for Printing, Stores, and Fuel and Light.

New South Wales.

No. 90.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 12 JANUARY, 1864.

1. The House met pursuant to adjournment; The Speaker took the Chair.
Mr. Martin moved (and Mr. Cowper seconded the motion), That.—out of respect to the Memory of Merion Marshall Moriarty, Esquire, the late Honorable Member for Braidwood, whose decease had occurred since the last meeting of the House,—this House do now adjourn.
Question put and passed.
Whereupon, the Speaker left the Chair, and the House stood adjourned, at ten minutes after Three o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

WEDNESDAY, JANUARY 13.

QUESTIONS:—

1. MR. TIGHE *to ask* THE SECRETARY FOR LANDS,—Have the Government carried out the promise made in July last, by the then Minister for Lands, in respect of authorizing Messrs. Kenrick, Harris, and Moffit to act as Trustees for expending, out of the Vote for Minor Roads, a sum of money sufficient to make the road leading from Newcastle to Brisbane Water passable in the vicinity of the township of Wallsend; and, if not, do the Government intend to do so, and when will the necessary funds be placed at the disposal of the Trustees?
2. MR. HARPUR *to ask* THE ATTORNEY GENERAL,—Whether the attention of the Government has been called to the fact, that a blind man named Timothy Corkery, who has for years past stood at the south-east entrance of Hyde Park, was on Wednesday the 6th January, sentenced by the Bench of Magistrates at the Central Police Office, without any proof of his having solicited alms, to seven days imprisonment in Darlinghurst Gaol?

3.

3. MR. GARRETT to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Do the Government intend to erect a Telegraph and Post Office at Young, for which a sum of money has been voted?
 - (2.) What decision has been arrived at with regard to the Tenders already received for this work?
4. MR. GARRETT to ask THE COLONIAL TREASURER,—For what reason have the Government ceased to collect Tolls on the Glebe Island Bridge?
5. MR. DALGLEISH to ask THE ATTORNEY GENERAL,—Was Timothy Corkery, a blind man, sentenced by the Sydney Bench of Magistrates, at the Central Police Office, to seven days imprisonment in Darlinghurst Gaol, without proof of his having been guilty of asking alms?

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.
2. Ways and Means; Reception of Report of Committee.
3. Ways and Means; Resumption of the Committee.
4. Supply; Resumption of the Committee.
5. Treasury Bills Bill; second reading.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MORRIS to move the following Resolutions *seriatim*:—

That in the opinion of this House it is desirable,—

 - (1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, viz.:—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
 - (4.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
 - (7.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.
 - (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
 - (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
2. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
3. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
4. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
5. MR. GARRETT to move, That there be laid upon the Table of this House,—
 - (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 - (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
 - (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.

6. **MR. ROTTON** to move,—
 (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—
 “ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 “ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
7. **MR. DANGAR** to move,—
 (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
8. **MR. DANGAR** to move, That there be laid upon the Table of this House,—
 (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 (3.) Copies of the final Decision in the case as made by the Minister for Lands.
9. **MR. LACKEY** to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
10. **MR. CLOSE** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
11. **MR. DALGLEISH** to move,—
 (1.) That a Select Committee be appointed, with power to send for Persons and Papers, to inquire into, and report upon, the subject matter of a Petition, presented by him on 25th November, 1863, from Proprietors and others, in reference to obstructions to Darling Harbour.
 (2.) That such Committee consist of the following Members:—Mr. Martin, Mr. Eagar, Mr. Cowper, Mr. Love, Mr. Faucett, Mr. Redman, Mr. Smart, Dr. Lang, and the Mover.
12. **MR. HART** to move,—
 (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the neighbouring Colonies of Queensland and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
13. **MR. PIDDINGTON** to move, That the Petition presented by him on 30th December, 1863, from the Inhabitants of the Manning River, respecting the necessity for establishing a Punt and constructing a Bridge near Wingham, be printed.
14. **MR. ALEXANDER** to move, That the two Petitions presented by him on the 5th January, from the Proprietors of the *Goulburn Herald* and *Goulburn Chronicle*, and from the Employés of the Goulburn Newspapers, respectively, be printed.
15. **MR. STEWART** to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney.
 (2.) That such Committee consist of Mr. Wilson, Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, and the Mover.
 (3.) That the Proceedings of, and Minutes of Evidence taken before the Select Committee, appointed on 21st October last, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
16. **MR. SAMUEL** to move, That there be laid upon the Table of this House,—
 (1.) A Return, by the Official Assignees of Insolvent Estates, showing the amounts of Undivided Assets in their hands, or subject to their control respectively, on the 1st day of January, 1864, belonging to each respective Insolvent Estate assigned to such Assignees, specifying the names of the Bank or Banks in which such Assets are deposited; and the amounts remaining in such Banks, belonging to each separate Estate, on the said 1st January, 1864.

- (2.) A Return shewing the total amount of Assets collected in each Insolvent Estate, during the three years ending on 31st December, 1863; the total amount of Law Costs paid out of the Assets of each Estate; and the names of the Attorneys to whom such Costs have been paid; stating also whether such Law Costs have been so paid with or without the sanction of the Chief Commissioner of Insolvent Estates.
- (3.) A Return shewing the amounts of Security Bonds given by each Official Assignee, for the faithful performance of his duties; the names of the Bondsmen; and the amount for which each is liable to Government.
17. MR. DRIVER to move, That the Petition presented by him on the 7th January, from Mr. Cyril Cecil, be printed.
18. MR. STEWART to move,—
- (1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.
- (2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.
- (3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.
19. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to authorize the Distillation and Sale of Spirits distilled from the fermented juice of the grape.
20. MR. WISDOM to move, That the Petition presented by him on the 8th January, from Manus Strain and party, Miners of Kiandra, be printed.
21. MR. SADLER to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
22. MR. HART to move, That there be laid upon the Table of this House, before the further consideration in Committee of Supply of the Estimates of Expenditure for 1864, a Schedule shewing in detail the proposed distribution or intended appropriation of the sums submitted in the said Estimates under the following heads, and also shewing in parallel columns the distribution and expenditure, as far as can be ascertained, of the moneys voted for similar services for the year 1863 :—

Volunteers :—

General Staff	£756
Artillery	713
Rifles	1,858
Naval Brigade	4,000

Miscellaneous :—

Police Magistrates	19,220
Asylums for the Infirm and Destitute ...	9,000
Expenses attending the preparation of Electoral Lists	5,500
Do. of Returning Officers	1,250

Sheriff :—

Country Bailiffs	£775
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Quarter Sessions :—

6 Crown Prosecutors	£3,000
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Post Office :—

Country Postmasters	£12,000
Inland Mails	60,000

Colonial Storekeeper :—

Stores for Public Service	£35,000
Fuel and Light for departments in Sydney ...	4,000

Printing Office :—

Compositors, Pressmen, &c.	£13,850
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Survey of Lands :—

5 District Surveyors, at £780	£3,900
6 Surveyors, at £665	3,990
5 Do. at £555	2,775
80 Wages and provisions to Surveying parties	7,125
Commission to Land Agents, &c.	6,000

Occupation of Lands :—

2 Commissioners of Crown Lands, at £500 ...	£1,000
4 Do. at £450	1,800
5 Do. at £400	2,000
13 Bailiffs, at £183	2,379
11 Camp-keepers, at £40	440

Gold

Gold Fields :—

4 Commissioners, at £500	£2,000
7 Assistant do., at £450	3,150
7 Do. 2nd class, at £350	2,450
7 Sub-Commissioners, at £275	1,925
25 Camp-keepers, at £50	1,250

Roads :—

8 Superintendents of Minor Roads, at £350 ...	£2,800
8 Overseers, at £200	1,600
For the Construction and Maintenance of Subordinate Roads	70,000
For Minor Roads and Bridges	10,500
Towards planting and improving certain reserved lands in the City of Sydney ...	2,000

Railways :—

Expenses of 126 miles of Railway, including maintenance, &c.	£85,490
30 Station Masters	5,460

Public Works and Buildings :—

For repairs to Public Buildings generally ...	£12,000
Furniture and Fittings for Public Offices ...	4,000
Police Buildings	30,000
Goals, Court Houses, and Lock-ups	15,000
Harbour Defences	5,000

23. MR. SADLEIR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Central Police Court of all Juvenile Offenders brought before the said Court for the last two years, specifying sex, age, offence charged, sentence, or whether admonished; whether able to read and write; names of Magistrates presiding; all cases of Juvenile Witnesses, during said period, whose testimony could not be taken on oath, owing to their ignorance of the obligations of an oath, if there be any record of the same.
24. MR. TIGHE to move,—
 (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
 (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
25. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
26. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
27. MR. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
28. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
29. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
30. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December last, in the case of Wells v. Hawley.
31. MR. MARTIN to move, That leave be granted to bring in a Bill to amend an Act intituled, "*An Act to incorporate the Proprietors of a certain Banking Company called the Bank of New South Wales, and for other purposes therein mentioned.*"
32. MR. REDMAN to move, That the application by Robert Isbester and party, to the Government, for compensation arising out of the illegal appointment of a Chairman of the Appeal Court under the Gold Fields Act, be referred for the consideration and report of the Committee now sitting to consider and report upon the Working of the Gold Fields Act.
33. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each

each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.

34. MR. SADLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
35. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
36. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
37. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
38. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
39. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
 - (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Prevention and Cure of Scab in Sheep Bill; consideration of Legislative Council's Message of 7 January, in reference to certain Amendments made in this Bill by the Legislative Assembly.
2. Church and School Lands Trust Bill; second reading.
3. Juvenile Reformatories Bill; second reading.
4. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
5. City Bank Bill; second reading.
6. Law of Evidence in Criminal Cases Amendment Bill; second reading.
7. Dog Nuisance Abatement Bill; second reading.
8. Moruya Silver Mining Company's Incorporation Bill; second reading.
9. Cox's Marriage Settlement Bill; second reading.
10. Smoke Nuisance Abatement Bill; second reading.
11. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.

12. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
13. Vexatious Indictments Prevention Bill; second reading.
14. Debate on the Motion of Mr. Harpur:—
 " (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 " (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."
15. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
16. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—
 " (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 " (1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 " (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 " (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 " (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 " (5.) That "finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 " (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 " (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner,"—Upon which Mr. Holroyd had moved the Previous Question.
17. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—"That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint."
18. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—"That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm."
19. Presbyterian College Bill; second reading.
20. Municipalities Law Amendment Bill; to be considered in Committee.
21. Metropolitan Corporation Bill; to be further considered in Committee.
22. Public Service Superannuation Bill; to be further considered in Committee.
23. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

TUESDAY, JANUARY 19.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.

2. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
3. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000, for a Railway from Muswellbrook to Mudgee.
4. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
5. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cummeen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
6. MR. LUCAS to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalglish, Mr. Love, Mr. Smart, and the Mover.
7. MR. LUCAS to move, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.
8. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
9. MR. RUSDEN to move, That there be laid upon the Table of this House,—
 - (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs "Yarrowford," or "Whitmore," and of "Shannon Vale," situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.
 - (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of these runs were fixed or determined.
 - (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.
10. MR. ARNOLD to move, That there be laid upon the Table of this House, a Return shewing the amounts expended in the various Districts of the Colony, since 1856, for Court House, Gaol, and Police Accommodation, together with the approximate value of such buildings in each District previously existing; such Return to apply to all cases where the collective value of such buildings exceeds £2,000.
11. MR. DALGLISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.
12. MR. GARRETT to move, That the Petition presented by him on the 6th January, from certain Journeymen Printers, against the proposed Postage Rate on Newspapers, be printed.

WEDNESDAY, JANUARY 20.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WILSON to move,—
 - (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

FRIDAY, JANUARY 22.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Impounding Bill; to be further considered in Committee.

FRIDAY,

FRIDAY, JANUARY 29.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.

TUESDAY, FEBRUARY 2.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
3. MR. BUCHANAN to move, That there be laid upon the Table of this House, a Return of the Expenses in the year 1860 of the Colonial Storekeeper's Department, and in the years 1861, 1862, and 1863, of Stores and Stationery, specifying in the latter the salaries of the persons employed in the branches of Police, Stationery, Harbour Defences, and Light House, Stores, &c., and distinguishing the cost of Conveyance, Packing, Stationery, and Paper for Printing, Stores, and Fuel and Light.



New South Wales.

No. 91.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 13 JANUARY, 1864.

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

Questions on Notice Paper for to-day :—

- (1.) Repair of Road near Township of Wallsend :—Mr. Tighe asked the Secretary for Lands, pursuant to Notice No. 1,—Have the Government carried out the promise made in July last, by the then Minister for Lands, in respect of authorizing Messrs. Kenrick, Harris, and Moffit to act as Trustees for expending, out of the Vote for Minor Roads, a sum of money sufficient to make the road leading from Newcastle to Brisbane Water passable in the vicinity of the township of Wallsend; and, if not, do the Government intend to do so, and when will the necessary funds be placed at the disposal of the Trustees?

Mr. Wilson answered :—The promise unofficially made by the late Government to make a special grant of £150 for this road, in addition to the sum on the Road Schedule for 1863, was not kept, simply because there were no funds available. But the Road Vote for 1864 will doubtless be shortly available, and then the promise will be redeemed. In the meantime, the sum on the Schedule for this road for last year (£63) can be granted at any moment.

- (2.) Timothy Corkery :—Mr. Harpur asked the Attorney General, pursuant to Notice No. 2,—Whether the attention of the Government has been called to the fact, that a blind man named Timothy Corkery, who has for years past stood at the south-east entrance of Hyde Park, was on Wednesday the 6th January, sentenced by the Bench of Magistrates at the Central Police Office, without any proof of his having solicited alms, to seven days imprisonment in Darlinghurst Gaol?

Mr. Martin answered :—I beg to inform the House, that, on inquiry, I have ascertained that on the 6th instant, one Timothy Corkery was, by Captain Scott, the Police Magistrate of Sydney, sentenced to seven day's imprisonment in Darlinghurst Gaol, for placing himself at the entrance to Hyde Park, from the South Head Road, to solicit alms. The conviction took place under the 2nd section of the Vagrant Act, 15 Vict., No. 4, which, amongst other things, declares it to be an offence for any person to place himself in a public highway to gather alms. The magistrate appears to have been satisfied that Corkery did so place himself, and with the intention mentioned, on the evidence of a constable who stated that he saw Corkery at the place alleged, sitting with his hand extended, as persons passed, and that he had for a long time past been in the habit of placing himself there in a similar way.

- (3.) Telegraph and Post Office at Young :—Mr. Garrett asked the Secretary for Public Works, pursuant to Notice No. 3,—

(1.) Do the Government intend to erect a Telegraph and Post Office at Young, for which a sum of money has been voted?

(2.) What decision has been arrived at with regard to the Tenders already received for this work?

Mr. Holroyd answered :—

(1.) There is no money voted for a Post Office at Young. The Colonial Architect is however preparing a plan and estimate of a Telegraph Station at that place.

(2.) Tenders were invited by the previous Government for the erection of a Telegraph and Post Office at Young, but the lowest tender was in excess of the estimate;—besides, the money for the Post Office (on Supplementary Estimate for 1863) not having been voted, tenders were declined.

(4.)

(4.) Tolls on Glebe Island Bridge:—Mr. Garrett asked the Colonial Treasurer, pursuant to Notice No. 4,—For what reason have the Government ceased to collect Tolls on the Glebe Island Bridge?

Mr. Eager answered:—The collection of Tolls on the Glebe Island Bridge ceased on the 31st December, as part of the new arrangements that came into operation on the first day of the present year, for the management of the Glebe Island Abattoirs. These arrangements comprehend,—

1st. The abolition of the Toll heretofore collected at the Bridge.

2nd. The reservation from annual lease of one half of the slaughter-houses, so as to admit of their being thrown open to the use of the public; and—

3rd. A reduction on the rates hitherto charged for slaughtering.

Under these arrangements it is expected that the Abattoirs will be more extensively used, and the aggregate revenue thereby increased.

(Mr. Dalgleish not asking the Question standing in his name, No. 5, it dropped.)

2. Proposed Postage Rate on Newspapers:—Mr. Emanuel presented a Petition from certain Inhabitants of the Village of Collector, against the proposed Postage Rate on Newspapers.

Petition received.

3. Penal, Reformatory, and Charitable Establishments:—Mr. Cowper, (*with the concurrence of the House*), moved, without notice, That Mr. W. Forster and Mr. Wilson be added to the Committee now sitting on the subject of “Penal, Reformatory, and Charitable Establishments.”

Question put and passed.

4. Paper:—Mr. W. Forster laid upon the Table, Return to Order, in reference to “Patents or Improvements,” made by the Legislative Assembly, on motion of Mr. Dalgleish, on 18th October, 1861.

Ordered to be printed.

5. Vacant Seat:—Mr. Martin moved, That the Seat of Merion Marshall Moriarty, Esquire, lately serving in this House as Member for the Electoral District of Braidwood, hath become and is now vacant by reason of the death of the said Merion Marshall Moriarty, Esquire.

Question put and passed.

6. Motions Withdrawn:—Mr. Driver withdrew the Motions standing in his name, Nos. 25, 26, 27, 28, 29, and 30, on the Notice Paper for to-day.

7. Proposed Postage Rate on Newspapers:—Mr. Alexander presented a Petition from certain Inhabitants of the Town and District of Goulburn, against the proposed Postage Rate on Newspapers.

Petition received.

8. Postponements:—On the Order of the Day No. 1 of Government Business being read, Mr. Morris, *with the concurrence of the House*, moved, That the consideration of this Order of the Day, and of all the remaining Motions of which Notices are on the Paper, be postponed, until the Order of the Day No. 1 of Other Business shall have been disposed of.

Question put and passed.

9. Prevention and Cure of Scab in Sheep Bill:—On the Order of the Day No. 1 of Other Business, for the consideration of Legislative Council's Message of 7 January, in reference to certain Amendments made in this Bill by the Legislative Assembly, being read,—

Mr. Morris moved, That the Amendments made by the Legislative Council in the Bill for the Prevention and Cure of Scab in Sheep, and the further Amendments made by this House in the said Bill, be re-considered in Committee of the Whole.

Question put and passed.

Whereupon, on Motion of Mr. Morris, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such re-consideration.

The Chairman reported, that the Committee had withdrawn the Amendments made by the Legislative Assembly, in the 1st and 2nd Clauses of the Bill, and had agreed to the Legislative Council's Amendments in the said Bill without Amendment.

Mr. Morris then moved, That this Report be “now” adopted.

Mr. Buchanan moved, That the Question be amended by omitting the word “now,” with a view to adding at the end the words “this day six months.”

Debate ensued.

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

Ayes, 30.

Mr. Wilson,	Mr. Dangar,
Mr. W. Forster,	Mr. Rusden,
Mr. Martin,	Mr. Driver,
Mr. Eager,	Dr. Lang,
Mr. Holroyd,	Mr. Lackey,
Mr. Faucett,	Mr. Raper,
Mr. Leary,	Mr. Haworth,
Mr. Terry,	Mr. Wisdom,
Mr. Piddington,	Mr. Weckes,
Mr. Bell,	Mr. Cowper,
Mr. Lucas,	Mr. Smart,
Mr. Burdekin,	Mr. Garrett,
Mr. Tighe,	
Mr. Emanuel,	<i>Tellers.</i>
Mr. Stewart,	Mr. Dalgleish,
Mr. Sadleir,	Mr. Morris.

Noes, 4.

Mr. C. Cowper, junr.,
Mr. Morrice,

Tellers.

Mr. Gordon,
Mr. Buchanan.

Whereupon, Original Question put and passed.

10.

10. Postponement:—The Order of the Day No. 1 of Government Business (for the second reading of the Members of Parliament Railway Tolls Exemption Bill) further postponed, on motion of Mr. Holroyd, until this day week.

11. Ways and Means:—On the Order of the Day, No. 2 of Government Business, being read,—The Chairman of Committees reported from the Committee of Ways and Means, several Resolutions, which were read a first time, as follow:—

(7.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged in lieu of the duties on Wines imposed by the Act, 19 Victoria, No. 14, the Import Duties following, namely:—

	£	s.	d.
On Champagne and Sparkling Wines of all kinds—per dozen reputed quarts	0	10	0
On Champagne and Sparkling Wines of all kinds—per dozen reputed pints	0	5	0
On Hock, Sauterne, Burgundy, Claret, and Moselle—per dozen reputed quarts	0	10	0
On Hock, Sauterne, Burgundy, Claret, and Moselle—per dozen reputed pints	0	5	0
On any of the foregoing Wines in wood—per gallon	0	5	0
On all other Wines in wood or bottle, not exceeding in strength 25 per centum of Alcohol—per gallon	0	3	0

(8.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged in lieu of the Duties on Ale and Porter, imposed by the Act, 19 Victoria, No. 14, the Import Duties following, namely:—

	£	s.	d.
On Ale and Porter in bottle—per gallon	0	0	6
On Ale and Porter in wood—per gallon	0	0	3

(9.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged the Import Duty following, namely:—

	£	s.	d.
On Dried Fruits, Nuts, and Almonds (Cocoanuts excepted)—per cwt.	0	10	0

(10.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged the Import Duty following, namely:—

	£	s.	d.
On Oil of all kinds (Whale, Coconut, and Palm Oil excepted) and Turpentine—per gallon	0	0	3

The said Resolutions were then, on motion of Mr. Eagar, read a second time, and agreed to.

12. Ways and Means:—On the Order of the Day, No. 3 of Government Business, being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

The Chairman reported that there was not a Quorum present in the Committee. Whereupon, the Speaker counted the House; and there being only Nineteen Members present, exclusive of the Speaker,—namely, Mr. Allen, Mr. Bell, Mr. Buchanan, Mr. Dalgleish, Mr. Dangar, Mr. Eagar, Mr. W. Forster, Mr. Gordon, Mr. Haworth, Mr. Holroyd, Mr. Lackey, Mr. Macleay, Mr. Macpherson, Mr. Martin, Mr. Morris, Mr. Piddington, Mr. Redman, Mr. Rusden, and Mr. Wisdom,—the Speaker adjourned the House at twenty-one minutes before Twelve o'clock, until To-morrow at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, JANUARY 14.

QUESTIONS :—

1. MR. DRIVER *to ask* THE SECRETARY FOR PUBLIC WORKS,—Is it intended to place any sum of money upon the Supplementary Estimates for the erection of a Court House and Lock-up in the Town of Rockley?
2. MR. DRIVER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Is it true that the Bridge across Pepper's Creek, near Rockley, is at present in a highly dangerous condition, and altogether unsafe for traffic of any description?
 - (2.) Is it intended to take immediate steps for the repair of such Bridge?
3. MR. DRIVER *to ask* THE COLONIAL TREASURER,—
 - (1.) Was Mr. J. C. Thornwaite the Contractor for the supply of all Dated Stamps, Types, and Seals, for the Post Office, for the year 1863?
 - (2.) Was all the work required for the Post Office during that year given to the said J. C. Thornwaite?
 - (3.) If not, to whom was the same given, and for what reason?
 - (4.) Has any interim Contract been entered into for 450 Seals, 450 Obliterating Stamps, and 50 extra sets of Type; if so, with whom, and for what amount?
 - (5.) Is not the amount of such last mentioned Contract very much in excess of the Contract of Mr. J. C. Thornwaite?
4. MR. DRIVER *to ask* THE COLONIAL TREASURER,—
 - (1.) Is it true that the Colonial Treasurer has promised, on his own responsibility, to grant, gratuitously, a most valuable water frontage in the Harbour of Port Jackson, near the Queen's Wharf, together with some adjoining land, for coaling purposes, for the exclusive use of the Steam-boats running between Sydney, Manly Beach, and Watson's Bay?
 - (2.) Is there any objection to state to the House the reasons for making such promise?
5. MR. LUCAS *to ask* THE COLONIAL SECRETARY,—Whether it is the intention of the Government to reduce the price of the *Government Gazette*?

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Supply; Resumption of the Committee.
2. Treasury Bills Bill; second reading.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRIS *to move* the following Resolutions *seriatim* :—

That in the opinion of this House it is desirable,—

 - (1.) That so much of the South-western portion of New South Wales as has distinct Commercial interests from the rest of the Colony be declared a separate District or Province, to be called the Riverine Province, and defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
 - (4.) That immediate and efficient steps may be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province may be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province may be divided into ten Electoral Districts, each returning one Member to the Legislative Assembly.
 - (7.) That in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser may be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, shall be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser shall exist or be allowed.
 - (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
 - (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions,

2. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
3. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
4. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
5. MR. GARRETT to move, That there be laid upon the Table of this House,—
 - (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 - (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
 - (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
6. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

“Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
7. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
8. MR. DANGAR to move, That there be laid upon the Table of this House,—
 - (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 - (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 - (3.) Copies of the final Decision in the case as made by the Minister for Lands.
9. MR. LACKEY to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
10. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
11. MR. DALGLEISH to move,—
 - (1.) That a Select Committee be appointed, with power to send for Persons and Papers, to inquire into, and report upon, the subject matter of a Petition, presented by him on 25th November, 1863, from Proprietors and others, in reference to obstructions to Darling Harbour.
 - (2.) That such Committee consist of the following Members:—Mr. Martin, Mr. Eagar, Mr. Cowper, Mr. Love, Mr. Faucett, Mr. Redman, Mr. Smart, Dr. Lang, and the Mover.
12. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the neighbouring Colonies of Queensland and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
13. MR. PIDDINGTON to move, That the Petition presented by him on 30th December, 1863, from the Inhabitants of the Manning River, respecting the necessity for establishing a Punt and constructing a Bridge near Wingham, be printed.

14. MR. ALEXANDER to move, That the two Petitions presented by him on the 5th January, from the Proprietors of the *Goulburn Herald* and *Goulburn Chronicle*, and from the Employés of the Goulburn Newspapers, respectively, be printed.
15. MR. STEWART to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney.
 (2.) That such Committee consist of Mr. Wilson, Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, and the Mover.
 (3.) That the Proceedings of, and Minutes of Evidence taken before the Select Committee, appointed on 21st October last, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
16. MR. SAMUEL to move, That there be laid upon the Table of this House,—
 (1.) A Return, by the Official Assignees of Insolvent Estates, shewing the amounts of Undivided Assets in their hands, or subject to their control respectively, on the 1st day of January, 1864, belonging to each respective Insolvent Estate assigned to such Assignees, specifying the names of the Bank or Banks in which such Assets are deposited; and the amounts remaining in such Banks, belonging to each separate Estate, on the said 1st January, 1864.
 (2.) A Return showing the total amount of Assets collected in each Insolvent Estate, during the three years ending on 31st December, 1863; the total amount of Law Costs paid out of the Assets of each Estate; and the names of the Attorneys to whom such Costs have been paid; stating also whether such Law Costs have been so paid with or without the sanction of the Chief Commissioner of Insolvent Estates.
 (3.) A Return shewing the amounts of Security Bonds given by each Official Assignee, for the faithful performance of his duties; the names of the Bondsmen; and the amount for which each is liable to Government.
17. MR. DRIVER to move, That the Petition presented by him on the 7th January, from Mr. Cyril Cecil, be printed.
18. MR. STEWART to move,—
 (1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.
 (2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.
 (3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.
19. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to authorize the Distillation and Sale of Spirits distilled from the fermented juice of the grape.
20. MR. WISDOM to move, That the Petition presented by him on the 8th January, from Manus Strain and party, Miners of Kiandra, be printed.
21. MR. SADLEIR to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
22. MR. HART to move, That there be laid upon the Table of this House, before the further consideration in Committee of Supply of the Estimates of Expenditure for 1864, a Schedule shewing in detail the proposed distribution or intended appropriation of the sums submitted in the said Estimates under the following heads, and also shewing in parallel columns the distribution and expenditure, as far as can be ascertained, of the moncy voted for similar services for the year 1863:—

Volunteers:—

General Staff	£756
Artillery	713
Rifles	1,858
Naval Brigade	4,000

Miscellaneous:—

Police Magistrates	19,220
Aylums for the Infirm and Destitute ...	9,000
Expenses attending the preparation of Electoral Lists	5,500
Do. of Returning Officers	1,250

Sheriff:—

Country Bailiffs	£775
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Quarter Sessions:—

6 Crown Prosecutors	£3,000
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<i>Post Office :—</i>	
Country Postmasters	£12,000
Inland Mails	60,000
<i>Colonial Storekeeper :—</i>	
Stores for Public Service	£35,000
Fuel and Light for departments in Sydney ...	4,000
<i>Printing Office :—</i>	
Compositors, Pressmen, &c.	£13,850
<i>Survey of Lands :—</i>	
5 District Surveyors, at £780	£3,900
6 Surveyors, at £665	3,930
5 Do. at £555	2,775
80 Wages and provisions to Surveying parties	7,125
Commission to Land Agents, &c.	6,000
<i>Occupation of Lands :—</i>	
2 Commissioners of Crown Lands, at £500 ...	£1,000
4 Do. at £450	1,800
5 Do. at £400	2,000
13 Bailiffs, at £183	2,379
11 Camp-keepers, at £40	440
<i>Gold Fields :—</i>	
4 Commissioners, at £500	£2,000
7 Assistant do., at £450	3,150
7 Do. 2nd class, at £350	2,450
7 Sub-Commissioners, at £275	1,925
25 Camp-keepers, at £50	1,250
<i>Roads :—</i>	
8 Superintendents of Minor Roads, at £350...	£2,800
8 Overseers, at £200	1,600
For the Construction and Maintenance of Subordinate Roads	70,000
For Minor Roads and Bridges	10,500
Towards planting and improving certain reserved lands in the City of Sydney ...	2,000
<i>Railways :—</i>	
Expenses of 126 miles of Railway, including maintenance, &c.	£85,490
30 Station Masters	5,460
<i>Public Works and Buildings :—</i>	
For repairs to Public Buildings generally ...	£12,000
Furniture and Fittings for Public Offices ...	4,000
Police Buildings	30,000
Gaols, Court Houses, and Lock-ups	15,000
Harbour Defences	5,000

23. MR. SADLEIR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Central Police Court of all Juvenile Offenders brought before the said Court for the last two years, specifying sex, age, offence charged, sentence, or whether admonished; whether able to read and write; names of Magistrates presiding; all cases of Juvenile Witnesses, during said period, whose testimony could not be taken on oath, owing to their ignorance of the obligations of an oath, if there be any record of the same.
24. MR. TIGHE to move,—
(1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
(2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
25. MR. MARTIN to move, That leave be granted to bring in a Bill to amend an Act intituled, "*An Act to incorporate the Proprietors of a certain Banking Company called the Bank of New South Wales, and for other purposes therein mentioned.*"
26. MR. REDMAN to move, That the application by Robert Isbester and party, to the Government, for compensation arising out of the illegal appointment of a Chairman of the Appeal Court under the Gold Fields Act, be referred for the consideration and report of the Committee now sitting to consider and report upon the Working of the Gold Fields Act.
27. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for

eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.

28. MR. SADLEIR to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
29. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
30. MR. BUNNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
31. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
32. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
33. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
 - (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Church and School Lands Trust Bill; second reading.
2. Juvenile Reformatories Bill; second reading.
3. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
4. City Bank Bill; second reading.
5. Law of Evidence in Criminal Cases Amendment Bill; second reading.
6. Dog Nuisance Abatement Bill; second reading.
7. Moruya Silver Mining Company's Incorporation Bill; second reading.
8. Cox's Marriage Settlement Bill; second reading.
9. Smoke Nuisance Abatement Bill; second reading.
10. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.

11. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
12. Vexatious Indictments Prevention Bill; second reading.
13. Debate on the Motion of Mr. Harpur:—
 - "(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - "(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."
14. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
15. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—
 - "(1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - "(1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - "(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - "(3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - "(4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - "(5.) That "finding everything" shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - "(6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 - "(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner,"—Upon which Mr. Holroyd had moved the Previous Question.
16. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
17. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
18. Presbyterian College Bill; second reading.
19. Municipalities Law Amendment Bill; to be considered in Committee.
20. Metropolitan Corporation Bill; to be further considered in Committee.
21. Public Service Superannuation Bill; to be further considered in Committee.
22. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

TUESDAY, JANUARY 19.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.

2. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
3. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000, for a Railway from Muswellbrook to Mudgee.
4. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
5. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Mlawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
6. MR. LUCAS to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Smart, and the Mover.
7. MR. LUCAS to move, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.
8. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return, of the following Correspondence with reference to the defalcation of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
9. MR. BUSDEN to move, That there be laid upon the Table of this House,—
 - (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs "Yarrowford," or "Whitmore," and of "Shannon Vale," situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.
 - (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of these runs were fixed or determined.
 - (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.
10. MR. ARNOLD to move, That there be laid upon the Table of this House, a Return shewing the amounts expended in the various Districts of the Colony, since 1856, for Court House, Gaol, and Police Accommodation, together with the approximate value of such buildings in each District previously existing; such Return to apply to all cases where the collective value of such buildings exceeds £2,000.
11. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.
12. MR. GARRETT to move, That the Petition presented by him on the 6th January, from certain Journeymen Printers, against the proposed Postage Rate on Newspapers, be printed.
13. MR. DANGAR to move, That there be a Call of the House on Friday the 12th of February next.

WEDNESDAY, JANUARY 20.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WILSON to move,—
 - (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

ORDER OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.
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FRIDAY,

FRIDAY, JANUARY 22.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Impounding Bill; to be further considered in Committee.

FRIDAY, JANUARY 29.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.

TUESDAY, FEBRUARY 2.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
3. MR. BUCHANAN to move, That there be laid upon the Table of this House, a Return of the Expenses in the year 1860 of the Colonial Storekeeper's Department, and in the years 1861, 1862, and 1863, of Stores and Stationery, specifying in the latter the salaries of the persons employed in the branches of Police, Stationery, Harbour Defences, and Light House, Stores, &c., and distinguishing the cost of Conveyance, Packing, Stationery, and Paper for Printing, Stores, and Fuel and Light.
4. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
5. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
6. MR. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
7. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
8. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
9. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December last, in the case of *Wells v. Hawley*.



New South Wales.

No. 92.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 14 JANUARY, 1864.

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

Questions on Notice Paper for to-day:—

- (1.) Court House and Lock-up at Rockley:—Mr. Driver asked the Secretary for Public Works, pursuant to Notice No. 1,—Is it intended to place any sum of money upon the Supplementary Estimates for the erection of a Court House and Lock-up in the Town of Rockley?

Mr. Holroyd answered:—A plan and estimate of a Court and Watch House at Rockley have been obtained from the Colonial Architect, and tenders will be invited when the £15,000 on the Estimates of the present year for “Gaols, Court Houses, and Lock-ups,” shall have passed the Legislature.

- (2.) Bridge at Pepper’s Creek, near Rockley:—Mr. Driver asked the Secretary for Public Works, pursuant to Notice No. 2,—

(1.) Is it true that the Bridge across Pepper’s Creek, near Rockley, is at present in a highly dangerous condition, and altogether unsafe for traffic of any description?

(2.) Is it intended to take immediate steps for the repair of such Bridge?

Mr. Holroyd answered:—Nothing whatever is known, in either my Department or the Department of Lands, of the Bridge in question.

- (3.) Mr. J. C. Thornwaite—Post Office Stamps, Types, and Seals:—Mr. Driver asked the Colonial Treasurer, pursuant to Notice No. 3,—

(1.) Was Mr. J. C. Thornwaite the Contractor for the supply of all Dated Stamps, Types, and Seals, for the Post Office, for the year 1863?

(2.) Was all the work required for the Post Office during that year given to the said J. C. Thornwaite?

(3.) If not, to whom was the same given, and for what reason?

(4.) Has any interim Contract been entered into for 450 Seals, 450 Obliterating Stamps, and 50 extra sets of Type; if so, with whom, and for what amount?

(5.) Is not the amount of such last mentioned Contract very much in excess of the Contract of Mr. J. C. Thornwaite?

Mr. Eagar answered:—

(1.) He was the contractor at the beginning of 1863, but his contract was cancelled in the beginning of that year on account of bad work.

(2.) No.

(3.) To John Sands, the successful tenderer, on Thornwaite’s default.

(4.) A contract to that effect has been entered into with John Sands.

(5.) It is slightly in excess, but the stamps will be procured from England, and will be of a superior character.

- (4.) Harbour Steam Boat Accommodation near Queen’s Wharf:—Mr. Driver asked the Colonial Treasurer, pursuant to Notice No. 4,—

(1.) Is it true that the Colonial Treasurer has promised, on his own responsibility, to grant, gratuitously, a most valuable water frontage in the Harbour of Port Jackson, near the Queen’s Wharf, together with some adjoining land, for coaling purposes, for the exclusive use of the Steam-boats running between Sydney, Manly Beach, and Watson’s Bay?

(2.) Is there any objection to state to the House the reasons for making such promise?

Mr. Eagar answered,—The facts in connexion with this matter are not correctly stated by the Honorable Member. On the the 4th November last I received a Petition, signed by 2,000 citizens, complaining “of the very unsuitable position of that portion of the Circular Quay then set apart for the embarkation and landing of the numerous passengers by the Harbour steam packets, being at the extreme north end at the eastern side of the said Quay,” and requesting

requesting that a more convenient position, nearer to the terminus of the rail and tramway, might be reserved on again leasing the Quay. After consultation with the Superintendent of Harbours, I consented to reserve from lease a frontage of 157 feet at the old Queen's Wharf, giving up to the lessees in lieu thereof an equal frontage out of the Harbour steamer's reserve of 306 feet at the north-eastern extremity of the Quay. The site so allotted is reserved (in terms of the conditions under which the wharf is leased) "for the use of the Watson's Bay and Manly "Beach steamers, and such Harbour steamers as the Secretary for Finance and Trade "shall from time to time direct." * I may add that while the public convenience is greatly consulted in the change now made, no loss has accrued to the Revenue; on the contrary, the Circular Quay, which has been leased for three years, since the new site was reserved, now lets for £4,120 per annum, as against the previous rental of £3,260 per annum.

(5.) Price of *Government Gazette*:—Mr. Lucas asked the Colonial Secretary, pursuant to Notice No. 5,—Whether it is the intention of the Government to reduce the price of the *Government Gazette*?

Mr. W. Forster answered:—The Government have no such intention at present.

2. Prevention and Cure of Scab in Sheep Bill:—Mr. Morris moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly having had under consideration the Legislative Council's Message, dated the 7th instant, in reference to certain Amendments made by the Assembly in the Prevention and Cure of Scab in Sheep Bill, does not insist upon its said Amendments.

Legislative Assembly Chamber,

Sydney, 14th January, 1864.

Speaker.

Question put and passed.

3. Site for Proposed Wharf at Shoalhaven:—Mr. Robertson presented a Petition from certain Magistrates, Gentry, Landholders, Tenant Farmers, and other Residents of Shoalhaven, against the proposed construction of a Wharf at Terrara, and praying that Bunnadari Ferry may be substituted for that place as the site of the proposed Wharf.

Petition received.

4. Ways and Means—Restoration of lapsed Order:—Mr. Eagar, *with the concurrence of the House*, moved, without notice, That the further consideration in Committee of Ways and Means, which lapsed on the 13th instant, for want of a Quorum, be restored to the Paper, and stand an Order of the Day for this day.

Question put and passed.

5. Motion Withdrawn:—Mr. Morris withdrew the Motion standing in his name, No. 1. on the Notice Paper for to-day.

6. Bridge over the River Hunter at Pitnacree:—Mr. Darvall presented a Petition from certain Inhabitants of Maitland, Morpeth, Paterson, Clarence Town, Dungog, Largs, Bolwarra, Mulbring, and their Vicinities, praying that, for the reasons therein set forth, the Works at the said Bridge may be continued, in preference to the erection of a Bridge at "The Falls," West Maitland.

Petition received.

7. Postponements:—The Orders of the Day of Government Business, (No. 1), for the Resumption of the Committee of Supply, and (No. 2), for the second reading of the Treasury Bills Bill, postponed, respectively, on motion of Mr. Eagar, until to-morrow.

8. Ways and Means:—The Restored Order for the Resumption of the Committee having been read,—On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

The Chairman reported progress, and asked leave to sit again to-morrow

Question proposed,—That the Committee have leave to sit again to-morrow.

Motion made by Mr. Wilson, and Question,—That the Question be amended, by adding at the end thereof the words "to take precedence of all other Business,"—put and passed (after Debate).

Question then,—That the Committee have leave to sit again to-morrow, to take precedence of all other Business,—put and passed.

The Chairman also reported, That the Committee had come to some Resolutions. Ordered, on motion of the Chairman, that the said Resolutions be received to-morrow.

The House adjourned, on motion of Mr. Martin, at twenty minutes after Eleven o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, JANUARY 15.

QUESTIONS :—

1. MR. BUCHANAN *to ask* THE SECRETARY FOR LANDS,—Will he lay upon the Table of the House, a copy of the opinion of the Crown Law Officers respecting the re-hearing, before the Appeal Court at Bathurst, of the case of *Thompson v. Symes*?
2. MR. BUCHANAN *to ask* THE SECRETARY FOR LANDS,—Will he lay upon the Table of the House, a copy of the reason assigned by the Appeal Court at Bathurst, for their refusal to re-hear the case of *Thompson v. Symes*?
3. MR. EGAN *to ask* THE SECRETARY FOR LANDS,—Whether any Petition from the Inhabitants of Young, and others in Sydney, has been presented to the Executive Council, praying that the restrictions which prevent the Chinese from working the Gold Fields of Burrangong may be removed; and if so, whether the Secretary for Lands will have any objection to its being laid on the Table of the House?
4. MR. COWPER *to ask* THE COLONIAL TREASURER,—
 - (1.) Why the Treasurer's Statement of the Consolidated Revenue, which was laid upon the Table of the House on the 2nd December last, commences only on the 1st November instead of from the 15th October last, the day on which Mr. Smart handed over the Treasury to Mr. Eagar?
 - (2.) What was the amount of the Cash Balance in the Bank at the credit of the Consolidated Revenue on that date?
 - (3.) What was the amount of the Cash Balance in the Bank, at the credit of the Consolidated Revenue, on the evening of 31st December, 1863?
 - (4.) Why were not the sums of £14,654 15s. 2d. and £43,663 9s. 9d., described in the Treasurer's Statement as recoverable from the Loans Fund, for advances out of the Consolidated Revenue, paid over to the Consolidated Revenue Fund before that Statement was prepared?
 - (5.) Why is a deduction made in the Treasurer's Statements of the sums of £2,444 18s. 6d. and £7,820 respectively, for Refunds and Charges of Collection, from the gross amount of Revenue received?
5. MR. DRIVER *to ask* THE SECRETARY FOR LANDS,—Is there any objection to lay upon the Table of this House, a Return shewing the number of acres free selected in terms of the Crown Lands Alienation Act of 1861, specifying the Districts in which the same have been selected, and the amounts respectively paid thereon?
6. MR. DRIVER *to ask* THE COLONIAL TREASURER,—
 - (1.) How many Licenses have been issued under the provisions of the Act of Council, 26 Victoria, No. 16?
 - (2.) Is there any objection to lay upon the Table of this House, a Return shewing the Districts in which such Licenses were issued, and the amounts received thereon?

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Church and School Lands Trust Bill; second reading.
2. Juvenile Reformatories Bill; second reading.
3. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
4. City Bank Bill; second reading.
5. Law of Evidence in Criminal Cases Amendment Bill; second reading.
6. Dog Nuisance Abatement Bill; second reading.
7. Moruya Silver Mining Company's Incorporation Bill; second reading.
8. Cox's Marriage Settlement Bill; second reading.
9. Smoke Nuisance Abatement Bill; second reading.
10. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
11. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
12. Vexatious Indictments Prevention Bill; second reading.
13. Debate on the Motion of Mr. Harpur :—
 - "(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - "(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."
14. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.

15. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—
- “(1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—
- “(1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- “(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- “(3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- “(4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- “(5.) That “finding everything” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “(6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.
16. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
17. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
18. Presbyterian College Bill; second reading.
19. Municipalities Law Amendment Bill; to be considered in Committee.
20. Metropolitan Corporation Bill; to be further considered in Committee.
21. Public Service Superannuation Bill; to be further considered in Committee.
22. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION:—

1. MR. ROBERTSON to move, That the Petition presented by him on 14th January, relative to a Wharf at Shoalhaven, be printed.
2. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
3. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
4. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
5. MR. GARRETT to move, That there be laid upon the Table of this House,—
 - (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 - (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
 - (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.

6. MR. ROTTON to move,—
 (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—
 “Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 “Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
7. MR. DANGAR to move,—
 (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
8. MR. DANGAR to move, That there be laid upon the Table of this House,—
 (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 (3.) Copies of the final Decision in the case as made by the Minister for Lands.
9. MR. LACKEY to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
10. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
11. MR. DALGLEISH to move,—
 (1.) That a Select Committee be appointed, with power to send for Persons and Papers, to inquire into, and report upon, the subject matter of a Petition, presented by him on 25th November, 1863, from Proprietors and others, in reference to obstructions to Darling Harbour.
 (2.) That such Committee consist of the following Members:—Mr. Martin, Mr. Eagar, Mr. Cowper, Mr. Love, Mr. Faucett, Mr. Redman, Mr. Smart, Dr. Lang, and the Mover.
12. MR. HART to move,—
 (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
13. MR. PIDDINGTON to move, That the Petition presented by him on 30th December, 1863, from the Inhabitants of the Manning River, respecting the necessity for establishing a Punt and constructing a Bridge near Wingham, be printed.
14. MR. ALEXANDER to move, That the two Petitions presented by him on the 5th January, from the Proprietors of the *Goulburn Herald* and *Goulburn Chronicle*, and from the Employés of the Goulburn Newspapers, respectively, be printed.
15. MR. STEWART to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney.
 (2.) That such Committee consist of Mr. Wilson, Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, and the Mover.
 (3.) That the Proceedings of, and Minutes of Evidence taken before the Select Committee, appointed on 21st October last, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
16. MR. SAMUEL to move, That there be laid upon the Table of this House,—
 (1.) A Return, by the Official Assignees of Insolvent Estates, shewing the amounts of Undivided Assets in their hands, or subject to their control respectively, on the 1st day of January, 1864, belonging to each respective Insolvent Estate assigned to such Assignees, specifying the names of the Bank or Banks in which such Assets are deposited; and the amounts remaining in such Banks, belonging to each separate Estate, on the said 1st January, 1864.

- (2.) A Return shewing the total amount of Assets collected in each Insolvent Estate, during the three years ending on 31st December, 1863; the total amount of Law Costs paid out of the Assets of each Estate; and the names of the Attorneys to whom such Costs have been paid; stating also whether such Law Costs have been so paid with or without the sanction of the Chief Commissioner of Insolvent Estates.
- (3.) A Return shewing the amounts of Security Bonds given by each Official Assignee, for the faithful performance of his duties; the names of the Bondsmen; and the amount for which each is liable to Government.
17. MR. DRIVER to move, That the Petition presented by him on the 7th January, from Mr. Cyril Cecil, be printed.
18. MR. STEWART to move,—
- (1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.
- (2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.
- (3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.
19. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to authorize the Distillation and Sale of Spirits distilled from the fermented juice of the grape.
20. MR. WISDOM to move, That the Petition presented by him on the 8th January, from Manus Strain and party, Miners of Kiandra, be printed.
21. MR. SADLER to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
22. MR. HART to move, That there be laid upon the Table of this House, before the further consideration in Committee of Supply of the Estimates of Expenditure for 1864, a Schedule shewing in detail the proposed distribution or intended appropriation of the sums submitted in the said Estimates under the following heads, and also shewing in parallel columns the distribution and expenditure, as far as can be ascertained, of the moneys voted for similar services for the year 1863 :—

<i>Volunteers :—</i>		
General Staff		£756
Artillery		713
Rifles		1,858
Naval Brigade		4,000
<i>Miscellaneous :—</i>		
Police Magistrates		19,220
Asylums for the Infirm and Destitute ...		9,000
Expenses attending the preparation of Electoral Lists		5,500
Do. of Returning Officers		1,250
<i>Sheriff :—</i>		
Country Bailiffs		£775
<i>Quarter Sessions :—</i>		
6 Crown Prosecutors		£3,000
<i>Post Office :—</i>		
Country Postmasters		£12,000
Inland Mails		60,000
<i>Colonial Storekeeper :—</i>		
Stores for Public Service		£35,000
Fuel and Light for departments in Sydney ...		4,000
<i>Printing Office :—</i>		
Compositors, Pressmen, &c.		£18,850
<i>Survey of Lands :—</i>		
5 District Surveyors, at £780		£3,900
6 Surveyors, at £665		3,930
5 Do. at £555		2,775
80 Wages and provisions to Surveying parties		7,125
Commission to Land Agents, &c.		6,000
<i>Occupation of Lands :—</i>		
2 Commissioners of Crown Lands, at £500 ...		£1,000
4 Do. at £450		1,800
5 Do. at £400		2,000
13 Bailiffs, at £183		2,379
11 Camp-keepers, at £40		440

Gold Fields :—

4 Commissioners, at £500	£2,000
7 Assistant do., at £450	3,150
7 Do. 2nd class, at £350	2,450
7 Sub-Commissioners, at £275	1,925
25 Camp-keepers, at £50	1,250

Roads :—

8 Superintendents of Minor Roads, at £350...	£2,800
8 Overseers, at £200	1,600
For the Construction and Maintenance of Subordinate Roads	70,000
For Minor Roads and Bridges	10,500
Towards planting and improving certain reserved lands in the City of Sydney ...	2,000

Railways :—

Expenses of 126 miles of Railway, including maintenance, &c.	£85,490
30 Station Masters	5,460

Public Works and Buildings :—

For repairs to Public Buildings generally ...	£12,000
Furniture and Fittings for Public Offices ...	4,000
Police Buildings	30,000
Gaols, Court Houses, and Lock-ups	15,000
Harbour Defences	5,000

23. MR. SADLEIR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Central Police Court of all Juvenile Offenders brought before the said Court for the last two years, specifying sex, age, offence charged, sentence, or whether admonished; whether able to read and write; names of Magistrates presiding; all cases of Juvenile Witnesses, during said period, whose testimony could not be taken on oath, owing to their ignorance of the obligations of an oath, if there be any record of the same.
24. MR. TIGHE to move,—
 (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
 (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dagleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
25. MR. MARTIN to move, That leave be granted to bring in a Bill to amend an Act intituled, "*An Act to incorporate the Proprietors of a certain Banking Company called 'the Bank of New South Wales, and for other purposes therein mentioned.'*"
26. MR. REDMAN to move, That the application by Robert Isbester and party, to the Government, for compensation arising out of the illegal appointment of a Chairman of the Appeal Court under the Gold Fields Act, be referred for the consideration and report of the Committee now sitting to consider and report upon the Working of the Gold Fields Act.
27. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
28. MR. SADLEIR to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
29. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.

30. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly these which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
31. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
32. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
33. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Supply; Resumption of the Committee.
2. Treasury Bills Bill; second reading.
3. Ways and Means; Reception of Report of Committee.

TUESDAY, JANUARY 19.

QUESTIONS:—

1. MR. RAPER to ask THE SECRETARY FOR LANDS,—Do the Government intend to accept Mr. Gannon's offer of eight acres of land, for a Public Cemetery, situated in the Parish of St. George?
2. MR. EGAN to ask THE COLONIAL TREASURER,—
 - (1.) The amount of drawback paid upon Wine in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (2.) The amount of drawback paid upon Ale and Beer, in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (3.) The amount of drawback paid upon Tea, in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (4.) The amount of drawback paid upon Sugar Refined, in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (5.) The amount of drawback paid upon Sugar in Bond, in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (6.) The amount of drawback paid upon Coffee, in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (7.) The amount of drawback paid upon Chicory, in 1861, 1862, and 1863, shewing the total amount paid in each year?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
2. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.

3. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000, for a Railway from Muswellbrook to Mudgee.
4. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
5. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
6. MR. LUCAS to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Smart, and the Mover.
7. MR. LUCAS to move, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.
8. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
9. MR. RUSDEN to move, That there be laid upon the Table of this House,—
 - (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs "Yarrowford," or "Whitmore," and of "Shannon Vale," situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.
 - (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of these runs were fixed or determined.
 - (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.
10. MR. ARNOLD to move, That there be laid upon the Table of this House, a Return shewing the amounts expended in the various Districts of the Colony, since 1856, for Court House, Gaol, and Police Accommodation, together with the approximate value of such buildings in each District previously existing; such Return to apply to all cases where the collective value of such buildings exceeds £2,000.
11. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.
12. MR. GARRETT to move, That the Petition presented by him on the 6th January, from certain Journeyman Printers, against the proposed Postage Rate on Newspapers, be printed.
13. MR. DANGAR to move, That there be a Call of the House on Friday the 12th of February next.
14. MR. DARVAL to move, That the Petition presented by him on 14th January, relative to a Bridge over the River Hunter, at Pitnacree, be printed.

WEDNESDAY, JANUARY 20.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
 - (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

2. MR. EAGAR to move, That it be a Sessional Order of this House, for the remainder of the present Session, that, unless otherwise ordered, the Resumption of the Committee of Ways and Means stand an Order of the Day, as of course, on each day on which Government Business shall have precedence.

ORDER OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.

FRIDAY, JANUARY 22.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Impounding Bill; to be further considered in Committee.

FRIDAY, JANUARY 29.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. CUNNEEN to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.

TUESDAY, FEBRUARY 2.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864.—
 (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
3. MR. BUCHANAN to move, That there be laid upon the Table of this House, a Return of the Expenses in the year 1860 of the Colonial Storekeeper's Department, and in the years 1861, 1862, and 1863, of Stores and Stationery, specifying in the latter the salaries of the persons employed in the branches of Police, Stationery, Harbour Defences, and Light House, Stores, &c., and distinguishing the cost of Conveyance, Packing, Stationery, and Paper for Printing, Stores, and Fuel and Light.
4. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the Railway Fines paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
5. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
6. MR. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
7. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
8. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
9. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December last, in the case of Wells *v.* Hawley.
10. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.

TUESDAY,

TUESDAY, FEBRUARY 9.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. MORRIS to move the following Resolutions *seriatim* :—

That in the opinion of this House it is desirable,—

(1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.

(2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.

(3.) That a branch of the Supreme Court, with Judge, officers, and its appendages ; a Registrar's Office ; a branch Land and Survey Office ; and Commissioner of Crown Lands Office ; and all other necessary public offices ; be established in the said province.

(4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.

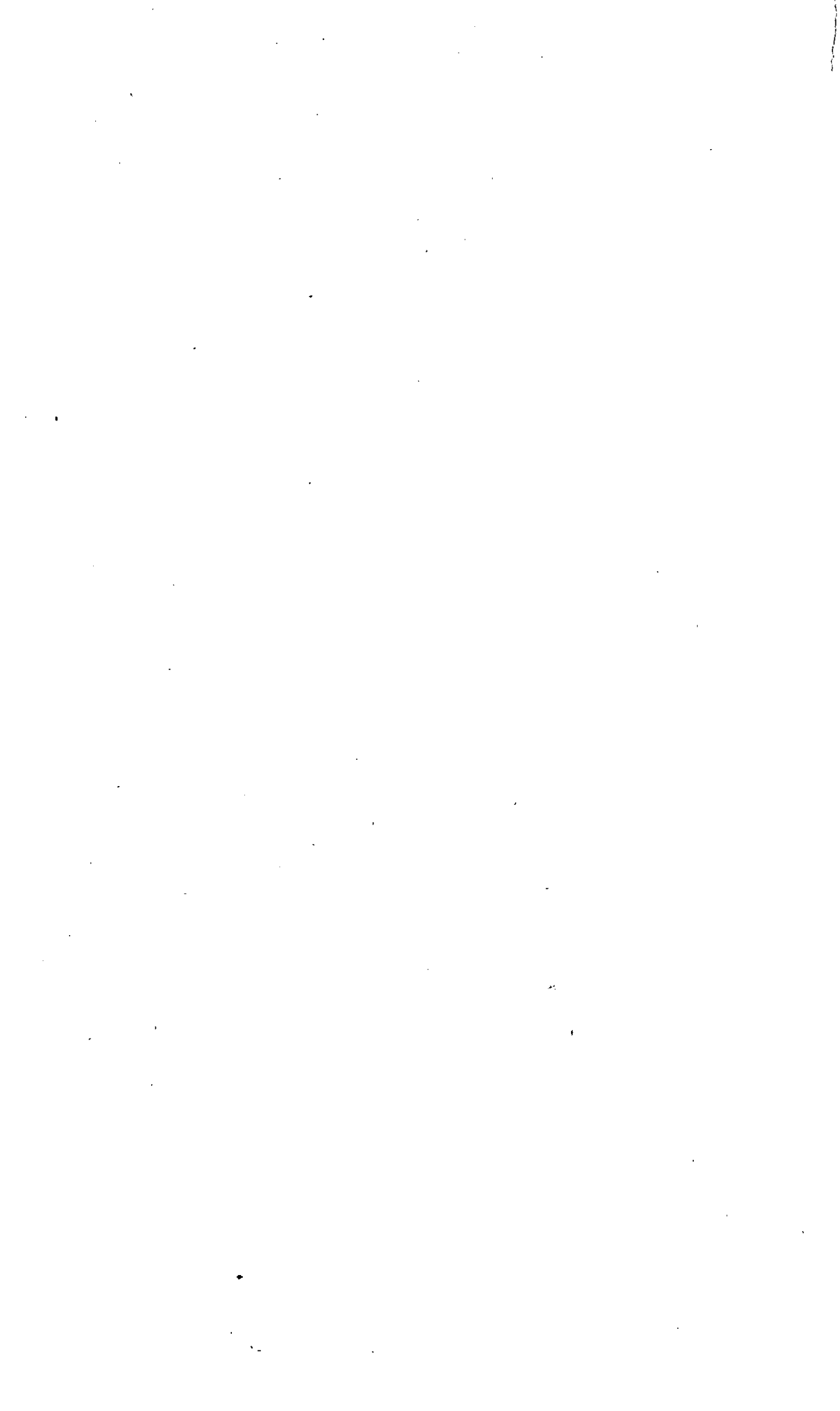
(5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.

(6.) That the Riverine Province should return ten Members to the Legislative Assembly.

(7.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought ; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.

(8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.

(9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.



New South Wales.

No. 93.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 15 JANUARY, 1864.

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

Questions on Notice Paper for to-day :—

(1.) Appeal *in re* Thompson *v.* Symes—Administration of Justice :—Mr. Buchanan asked the Secretary for Lands, pursuant to Notices Nos. 1 and 2,—

(1.) Will he lay upon the Table of the House, a copy of the opinion of the Crown Law Officers respecting the re-hearing, before the Appeal Court at Bathurst, of the case of Thompson *v.* Symes ?

(2.) Will he lay upon the Table of the House, a copy of the reason assigned by the Appeal Court at Bathurst, for their refusal to re-hear the case of Thompson *v.* Symes ?

Mr. Wilson answered :—

(1.) There will be no objection to lay a copy of the opinion on the Table.

(2.) So far as the Government is informed, the Court did not refuse to re-hear the case, and consequently did not assign any reason for their refusal. The Court, through their Chairman, merely stated a doubt that had arisen, and requested legal advice, which advice was given accordingly.

(2.) Restrictions on Chinese at Burrangong :—Mr. Egan asked the Secretary for Lands, pursuant to Notice No. 3,—Whether any Petition from the Inhabitants of Young, and others in Sydney, has been presented to the Executive Council, praying that the restrictions which prevent the Chinese from working the Gold Fields of Burrangong may be removed; and if so, whether the Secretary for Lands will have any objection to its being laid on the Table of the House ?

Mr. Wilson answered :—A Petition was received, but not as stated by the Honorable Member, from the Inhabitants of Young, and others. The parties signing the Petition are 5 Agents of Banks, 16 Storekeepers, 1 Builder, 1 Butcher, 1 Saddler, 1 Solicitor, 1 Commission Agent, 3 Sydney Merchants, 1 Goulburn Merchant, and 4 Chinamen residing in Sydney, making in all 34. There will be no objection on the part of the Government to produce the Petition.

(3.) Financial Particulars :—

Mr. Cowper asked the Colonial Treasurer, pursuant to Notice No. 4,—

(1.) Why the Treasurer's Statement of the Consolidated Revenue, which was laid upon the Table of the House on the 2nd December last, commences only on the 1st November instead of from the 15th October last, the day on which Mr. Smart handed over the Treasury to Mr. Eagar ?

(2.) What was the amount of the Cash Balance in the Bank at the credit of the Consolidated Revenue on that date ?

(3.) What was the amount of the Cash Balance in the Bank, at the credit of the Consolidated Revenue, on the evening of 31st December, 1863 ?

(4.) Why were not the sums of £14,654 15s. 2d. and £43,663 9s. 9d., described in the Treasurer's Statement as recoverable from the Loans Fund, for advances out of the Consolidated Revenue, paid over to the Consolidated Revenue Fund before that Statement was prepared ?

(5.) Why is a deduction made in the Treasurer's Statements of the sums of £2,444 18s. 6d. and £7,820 respectively, for Refunds and Charges of Collection, from the gross amount of Revenue received ?

Mr.

Mr. Eagar answered:—I beg to answer the Honorable Member's Questions as follows,—

- (1.) In making up my Statement of Consolidated Revenue, Part 1, it was necessary to fix upon a convenient date at which to ascertain the outstanding public engagements. Finding that the several Public Officers, authorized to draw against the Consolidated Revenue, furnished to the Treasury a monthly list of cheques drawn up to, and including the last day of each month, I considered the desirable course would be, to avail myself of existing arrangements; and I fixed accordingly upon the 1st November, as the point of time nearest to the 15th October when those arrangements could be made use of. On this determination, the Auditor General caused the whole of the cheques of Public Officers, advised as having been drawn to the 31st October inclusive, to be posted up in his Books, against the several Parliamentary Appropriations; and I was thus enabled to state accurately "the amount of outstanding Liabilities at 31st October, 1863, under Appropriation Acts, and the Schedule Reserves under the Constitution Act," as per Item No. 5, in Part 1. of Ways and Means.
 - (2.) The amount of the Cash Balance in the Bank of New South Wales, at the Credit of the Consolidated Revenue on the 15th October, 1863, subject to outstanding cheques of Public Officers not then presented, and to repayment of Advances in England out of Loan Funds for Revenue purposes, was £87,343 14s. 11d.
 - (3.) There was no Cash Balance in the Bank of New South Wales, at the credit of the Consolidated Revenue on the evening of the 31st December, 1863. On that evening, the Consolidated Revenue Account was overdrawn to the extent of £43,415 0s. 11d.
 - (4.) My knowledge of the sums referred to arose from a communication from the Auditor General, dated the 10th November, 1863, which I trust the Honorable Member will accept as a sufficient reason why the moneys were not paid over to the Consolidated Revenue before the 1st November, at which date the statement was commenced to be prepared.
 - (5.) Experience having shewn that the Revenue is subjected to certain "Refunds and Charges on Collection," altogether irrespective of the expenses of departments charged with such collection, it was considered the safer course, in estimating Revenue, to take those special deductions into account, and shew the Revenue "Net" instead of "Gross," as far as they were concerned.
- (4.) Lands Free Selected:—Mr. Driver asked the Secretary for Lands, pursuant to Notice No. 5,—Is there any objection to lay upon the Table of this House, a Return shewing the number of acres free selected in terms of the Crown Lands Alienation Act of 1861, specifying the Districts in which the same have been selected, and the amounts respectively paid thereon?
- Mr. Wilson answered,—The Return now in course of preparation on the Order of the House of Assembly on the 26th November last, on the motion of Mr. Piddington, contains all the particulars above desired, and even more. Its completion may be anticipated by the 31st March next.
- (5.) Licenses under 26 Vic., No. 16 :—Mr. Driver asked the Colonial Treasurer, pursuant to Notice No. 6,—
- (1.) How many Licenses have been issued under the provisions of the Act of Council, 26 Victoria, No. 16?
 - (2.) Is there any objection to lay upon the Table of this House, a Return shewing the Districts in which such Licenses were issued, and the amounts received thereon?
- Mr. Eagar answered:—
- (1.) The total number of Licenses is 49, and the amount received is £49.
 - (2.) As soon as I am able to do so by the forms of the House, I shall have much pleasure in laying the Return upon the Table.
2. Motion Withdrawn:—Mr. Hart withdrew the Motion standing in his name, No. 12, on the Notice Paper for to-day.
3. Papers:—
- (1.) Mr. Wilson laid upon the Table the undermentioned Papers:—
 - (1.) Return to Order, in reference to "Isbester and Harrison," made by this House, on motion of Mr. Redman, on 9 December, 1863.
 - (2.) Schedule of Lands authorized to be dedicated to Public Purposes, in accordance with the 5th Section of the 25th Victoria, No. 1, ("substituted for Document (erroneous) ordered to be printed on 22 July, 1863.") (*See Votes and Proceedings No. 18, Entry 2⁽³⁾.*)
Ordered to be printed.
 - (2.) Mr. Eagar laid upon the Table, Return, dated 14th January, 1864, shewing the number of Licenses issued, the Districts in which issued, and the Amounts received thereon, under the provisions of the Act, 26 Vict., No. 16.
Ordered to be printed.
4. Motion Withdrawn:—Mr. Piddington, on behalf of Mr. Burns, withdrew the Motion standing in the name of Mr. Burns, No. 30 on the Notice Paper for to-day.
5. Ways and Means:—On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

The Chairman reported progress and asked leave to sit again on Tuesday next. Question proposed, That the Committee have leave to sit again on Tuesday next. Debate ensued.

Motion made by Mr. Love, and Question put (after Debate), That the Question be amended by adding at the end thereof, the words, "to take precedence of all other Business."

Division called for:—But, there being no Tellers for the Noes, no Division could be had, and the Speaker declared the Question to have passed in the Affirmative.

Whereupon Question,—That the Committee have leave to sit again on Tuesday next, to take precedence over all other Business,—put and passed.

The Chairman also reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman, that the said Resolution be received on Tuesday next.

The House adjourned, on motion of Mr. Martin, at four minutes before Ten o'clock, until Tuesday next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, JANUARY 19.

QUESTIONS:—

1. MR. RAPER *to ask* THE SECRETARY FOR LANDS,—Do the Government intend to accept Mr. Gannon's offer of eight acres of land, for a Public Cemetery, situated in the Parish of St. George?
2. MR. EGAN *to ask* THE COLONIAL TREASURER,—
 - (1.) The amount of drawback paid upon Wine in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (2.) The amount of drawback paid upon Ale and Beer, in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (3.) The amount of drawback paid upon Tea, in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (4.) The amount of drawback paid upon Sugar Refined, in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (5.) The amount of drawback paid upon Sugar in Bond, in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (6.) The amount of drawback paid upon Coffee, in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (7.) The amount of drawback paid upon Chicory, in 1861, 1862, and 1863, shewing the total amount paid in each year?

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DARVALL *to move*, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
2. MR. DARVALL *to move* for leave to bring in a Bill to further amend The District Courts Act of 1858.
3. MR. TERRY *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000, for a Railway from Muswellbrook to Mudgee.

4. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
5. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
6. MR. LUCAS to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Smart, and the Mover.
7. MR. LUCAS to move, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.
8. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
9. MR. RUSDEN to move, That there be laid upon the Table of this House,—
 - (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs "Yarrowford," or "Whitmore," and of "Shannon Vale," situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.
 - (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of these runs were fixed or determined.
 - (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.
10. MR. ARNOLD to move, That there be laid upon the Table of this House, a Return shewing the amounts expended in the various Districts of the Colony, since 1856, for Court House, Gaol, and Police Accommodation, together with the approximate value of such buildings in each District previously existing; such Return to apply to all cases where the collective value of such buildings exceeds £2,000.
11. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.
12. MR. GARRETT to move, That the Petition presented by him on the 6th January, from certain Journeymen Printers, against the proposed Postage Rate on Newspapers, be printed.
13. MR. DANCAR to move, That there be a Call of the House on Friday the 12th of February next.
14. MR. DARVALL to move, That the Petition presented by him on 14th January, relative to a Bridge over the River Hunter, at Pitnacree, be printed.
15. MR. ROBERTSON to move, That the Petition presented by him on 14th January, relative to a Wharf at Shoalhaven, be printed.
16. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
17. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
18. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
19. MR. GARRETT to move, That there be laid upon the Table of this House,—
 - (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 - (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
 - (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.

20. MR. ROTTON to move,—
 (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—
 “Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 “Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
21. MR. DANGAR to move,—
 (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
22. MR. DANGAR to move, That there be laid upon the Table of this House,—
 (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 (3.) Copies of the final Decision in the case as made by the Minister for Lands.
23. MR. LACKEY to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
24. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate; to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
25. MR. DALGLEISH to move,—
 (1.) That a Select Committee be appointed, with power to send for Persons and Papers, to inquire into, and report upon, the subject matter of a Petition, presented by him on 25th November, 1863, from Proprietors and others, in reference to obstructions to Darling Harbour.
 (2.) That such Committee consist of the following Members:—Mr. Martin, Mr. Eagar, Mr. Cowper, Mr. Love, Mr. Faucett, Mr. Redman, Mr. Smart, Dr. Lang, and the Mover.
26. MR. PIDDINGTON to move, That the Petition presented by him on 30th December, 1863, from the Inhabitants of the Manning River, respecting the necessity for establishing a Punt and constructing a Bridge near Wingham, be printed.
27. MR. ALEXANDER to move, That the two Petitions presented by him on the 5th January, from the Proprietors of the *Goulburn Herald* and *Goulburn Chronicle*, and from the Employés of the Goulburn Newspapers, respectively, be printed.
28. MR. STEWART to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney.
 (2.) That such Committee consist of Mr. Wilson, Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Saddleir, Mr. Dalgleish, and the Mover.
 (3.) That the Proceedings of, and Minutes of Evidence taken before the Select Committee, appointed on 21st October last, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
29. MR. SAMUEL to move, That there be laid upon the Table of this House,—
 (1.) A Return, by the Official Assignees of Insolvent Estates, shewing the amounts of Undivided Assets in their hands, or subject to their control respectively, on the 1st day of January, 1864, belonging to each respective Insolvent Estate assigned to such Assignees, specifying the names of the Bank or Banks in which such Assets are deposited; and the amounts remaining in such Banks, belonging to each separate Estate, on the said 1st January, 1864.
 (2.) A Return shewing the total amount of Assets collected in each Insolvent Estate, during the three years ending on 31st December, 1863; the total amount of Law Costs paid out of the Assets of each Estate; and the names of the Attorneys to whom such Costs have been paid; stating also whether such Law Costs have been so paid with or without the sanction of the Chief Commissioner of Insolvent Estates.
 (3.) A Return shewing the amounts of Security Bonds given by each Official Assignee, for the faithful performance of his duties; the names of the Bondsmen; and the amount for which each is liable to Government.
30. MR. DRIVER to move, That the Petition presented by him on the 7th January, from Mr. Cyril Cecil, be printed.

31. MR. STEWART to move,—
 (1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.
 (2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.
 (3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.
32. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to authorize the Distillation and Sale of Spirits distilled from the fermented juice of the grape.
33. MR. WISDOM to move, That the Petition presented by him on the 8th January, from Manus Strain and party, Miners of Kiandra, be printed.
34. MR. SADDLER to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
35. MR. HART to move, That there be laid upon the Table of this House, before the further consideration in Committee of Supply of the Estimates of Expenditure for 1864, a Schedule shewing in detail the proposed distribution or intended appropriation of the sums submitted in the said Estimates under the following heads, and also shewing in parallel columns the distribution and expenditure, as far as can be ascertained, of the moneys voted for similar services for the year 1863 :—

Volunteers :—

General Staff	£756
Artillery	713
Rifles	1,858
Naval Brigade	4,000

Miscellaneous :—

Police Magistrates	19,220
Asylums for the Infirm and Destitute ...	9,000
Expenses attending the preparation of Electoral Lists	5,500
Do. of Returning Officers	1,250

Sheriff :—

Country Bailiffs	£775
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Quarter Sessions :—

6 Crown Prosecutors	£3,000
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Post Office :—

Country Postmasters	£12,000
Inland Mails	60,000

Colonial Storekeeper :—

Stores for Public Service	£35,000
Fuel and Light for departments in Sydney ...	4,000

Printing Office :—

Compositors, Pressmen, &c.	£13,850
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Survey of Lands :—

5 District Surveyors, at £780	£3,900
6 Surveyors, at £665	3,930
5 Do. at £555	2,775
80 Wages and provisions to Surveying parties	7,125
Commission to Land Agents, &c.	6,000

Occupation of Lands :—

2 Commissioners of Crown Lands, at £500 ...	£1,000
4 Do. at £450	1,800
5 Do. at £400	2,000
13 Bailiffs, at £188	2,379
11 Camp-keepers, at £40	440

Gold Fields :—

4 Commissioners, at £500	£2,000
7 Assistant do., at £450	3,150
7 Do. 2nd class, at £350	2,450
7 Sub-Commissioners, at £275	1,925
25 Camp-keepers, at £50	1,250

Roads :—

Roads :—

8 Superintendents of Minor Roads, at £350...	£2,800
8 Overseers, at £200	1,600
For the Construction and Maintenance of Subordinate Roads	70,000
For Minor Roads and Bridges	10,500
Towards planting and improving certain reserved lands in the City of Sydney ...	2,000

Railways :—

Expenses of 126 miles of Railway, including maintenance, &c.	£85,490
30 Station Masters	5,460

Public Works and Buildings :—

For repairs to Public Buildings generally ...	£12,000
Furniture and Fittings for Public Offices ...	4,000
Police Buildings	30,000
Gaols, Court Houses, and Lock-ups	15,000
Harbour Defences	5,000

36. MR. SADDLEIR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Central Police Court of all Juvenile Offenders brought before the said Court for the last two years, specifying sex, age, offence charged, sentence, or whether admonished; whether able to read and write; names of Magistrates presiding; all cases of Juvenile Witnesses, during said period, whose testimony could not be taken on oath, owing to their ignorance of the obligations of an oath, if there be any record of the same.
37. MR. TIGHE to move,—
 (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
 (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Saddleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
38. MR. MARTIN to move, That leave be granted to bring in a Bill to amend an Act intituled, "*An Act to incorporate the Proprietors of a certain Banking Company called the Bank of New South Wales, and for other purposes therein mentioned.*"
39. MR. REDMAN to move, That the application by Robert Isbester and party, to the Government, for compensation arising out of the illegal appointment of a Chairman of the Appeal Court under the Gold Fields Act, be referred for the consideration and report of the Committee now sitting to consider and report upon the Working of the Gold Fields Act.
40. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
41. MR. SADDLEIR to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
42. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
43. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
44. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 (2.)

- (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
- (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
- (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
45. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Church and School Lands Trust Bill ; second reading.
2. Juvenile Reformatories Bill ; second reading.
3. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
4. City Bank Bill ; second reading.
5. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
6. Dog Nuisance Abatement Bill ; second reading.
7. Moruya Silver Mining Company's Incorporation Bill ; second reading.
8. Cox's Marriage Settlement Bill ; second reading.
9. Smoke Nuisance Abatement Bill ; second reading.
10. Proposed Punt on the Parranatta River at Ryde ; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parranatta River at Ryde, and making approaches thereto ; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
11. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee " on the Harbour Defences, laid upon the Table by him on 9th September, be now " adopted by this House."
12. Vexatious Indictments Prevention Bill ; second reading.
13. Debate on the Motion of Mr. Harpur:—
 - " (1.) That a Select Committee, with power to send for persons and papers, be " appointed to inquire into and report upon the truth of the allegations contained in " the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - " (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, " Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and " the Mover."
14. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
15. Railway Communication ; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—
 - " (1.) That in order more satisfactorily to carry out Railway Communication in the " Colony, this House is of opinion that it is desirable that Contracts should be made " with some responsible Contractor or Contractors, for the completion of present " and further extensions ; and with this view, some well known responsible Con- " tractor or Contractors should be requested to prepare an Estimate and submit a " Tender to the Government, for constructing certain Railways in New South Wales, " in accordance with the following conditions:—
 - " (1.) To make and completely finish within three years from the time of sign- " ing the Contract, a single Line of Railway to Goulburn from the termination " of the present extension, for which Contracts have been taken ; to find every- " thing except Land ; uphold and keep the same in repair for a period of one " year after completion.
 - " (2.) To make and completely finish, within three years from the time of sign- " ing the Contract, a single Line of Railway to Bathurst, from the extension " beyond Penrith, for which Contracts have been taken ; to find everything " except Land ; uphold and keep the same in repair for a period of one year " after completion.

" (3.)

- “(3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- “(4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- “(5.) That “finding everything” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “(6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner,”—Upon which Mr. Holroyd had moved the Previous Question.
16. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
17. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
18. Presbyterian College Bill; second reading.
19. Municipalities Law Amendment Bill; to be considered in Committee.
20. Metropolitan Corporation Bill; to be further considered in Committee.
21. Public Service Superannuation Bill; to be further considered in Committee.
22. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Supply; Resumption of the Committee.
2. Treasury Bills Bill; second reading.
3. Ways and Means; Reception of Reports of Committee.

WEDNESDAY, JANUARY 20.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. Mr. WILSON to move,—
 - (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.
2. Mr. EAGAR to move, That it be a Sessional Order of this House, for the remainder of the present Session, that, unless otherwise ordered, the Resumption of the Committee of Ways and Means stand an Order of the Day, as of course, on each day on which Government Business shall have precedence.

ORDER OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.

FRIDAY, JANUARY 22.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Impounding Bill; to be further considered in Committee.

FRIDAY, JANUARY 29.

OTHER BUSINESS—NOTICE OF MOTION:—

1. Mr. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.

TUESDAY,

TUESDAY, FEBRUARY 2.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
3. MR. BUCHANAN to move, That there be laid upon the Table of this House, a Return of the Expenses in the year 1860 of the Colonial Storekeeper's Department, and in the years 1861, 1862, and 1863, of Stores and Stationery, specifying in the latter the salaries of the persons employed in the branches of Police, Stationery, Harbour Defences, and Light House, Stores, &c., and distinguishing the cost of Conveyance, Packing, Stationery, and Paper for Printing, Stores, and Fuel and Light.
4. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
5. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
6. MR. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
7. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
8. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
9. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December last, in the case of Wells *v.* Hawley.
10. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.

TUESDAY, FEBRUARY 9.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MORRIS to move the following Resolutions *seriatim* :—

That in the opinion of this House it is desirable,—

 - (1.) That the Western portion of New South Wales,—to be defined by the following bounds, *viz.* :—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
 - (4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.

(6.)

(6.) That the Riverine Province should return ten Members to the Legislative Assembly.

(7.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.

(8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.

(9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.

2. MR. HART to move,—

(1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.

(2.) That a survey of the country between those points should immediately be made to determine the most desirable route.

(3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.

3. MR. HART to move for leave to bring in a Bill to amend the Jurisdiction in Insolvency.

4. MR. HART to move, That this House, having had under its consideration the Return laid upon the Table, on the 3rd July, 1863, relative to the disposal or management of the Old Burial Ground in George-street, is of opinion that the same ought to be set apart as a Reserve for the Inhabitants of Sydney.

5. MR. HART to move, That this House, having had under its consideration the Report of the Select Committee of the Assembly, upon the case of Mr. William Sims Bell, laid upon the Table on the 2nd day of December, 1862, is of opinion:—

(1.) That it clearly appears by the Evidence appended to the said Report, that the land forming the subject of the Petitioner's claim was granted to his father, Mr. Archibald Bell, by Letters Patent under the hand of Lieutenant-Colonel Paterson, bearing date the 3rd day of October, 1809, and was never formally surrendered to the Government by the Grantee, or by the Petitioner.

(2.) That the Government having taken possession of the said land for public purposes, and not upon the ground that the Petitioner or his father had ever forfeited their right thereto, the said William Sims Bell is entitled to compensation for the land so resumed.

(3.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.

TUESDAY, FEBRUARY 16.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—

(1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.

(2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.



New South Wales.

No. 94.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 19 JANUARY, 1864.

1. The House met pursuant to adjournment; The Speaker took the Chair.
 Questions on Notice Paper for to-day :—
 (1.) Land for a Public Cemetery :—Mr. Raper asked the Secretary for Lands, pursuant to Notice No. 1,—Do the Government intend to accept Mr. Gannon's offer of eight acres of land, for a Public Cemetery, situated in the Parish of St. George?
 Mr. Wilson answered :—The Surveyor General having reported that the land is suitable for the purpose of a Public Cemetery, it is the intention of Government to accept Mr. Gannon's offer.
(Mr. Egan withdrew the Question standing in his name, No. 2.)
2. Motions Withdrawn :—
 (1.) Mr. Darvall withdrew the Motions standing in his name, Nos. 1 and 2 on the Notice Paper for to-day.
 (2.) Mr. Rusden withdrew the Motion standing in his name, No. 9 on the Notice Paper for to-day.
3. Papers :—Mr. Wilson laid upon the Table the undermentioned Papers :—
 (1.) Return to Order, in reference to "Arbitration on Improvements of Mr. Berry at Shoalhaven," made by this House, on motion of Mr. Sadleir, on 29th December, 1863.
 Ordered to be printed.
 (2.) Legal Opinion (signed "P. Faucett") respecting Appeal *in re* Thompson *v.* Symes. *(See Votes and Proceedings of 15 January, Entry 1.)*
Ordered, on motion of Mr. Wilson, to be referred to the Select Committee now sitting on the Working of the Gold Fields Act.
4. Proposed New Tariff—Import Duty on Boots and Shoes :—Mr. Samuel presented a Petition from certain Consumers of Boots and Shoes, against the proposed duty on those articles.
 Petition received.
5. Motions Withdrawn :—
 (1.) Mr. Terry withdrew the Motion standing in his name, No. 3 on the Notice Paper for to-day.
 (2.) Mr. Dangar withdrew the Motion standing in his name, No. 13 on the Notice Paper for to-day.
6. Proposed New Tariff—Import Duty on Boots and Shoes :—Mr. Samuel, *with the concurrence of the House*, moved, without notice, That the Petition from certain Consumers of Boots and Shoes, against the proposed duty on those articles, presented by him this day, be printed.
 Question put and passed.
 Ordered to be printed.
7. Church and School Lands :—Mr. Cunneen presented a Petition from certain Residents of Pitt Town, in favor of the vesting of these Lands in Trustees for the support of Religion and Education.
 Petition received.

8. **Ways and Means** :—On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.
The Chairman reported progress, and obtained leave to sit again To-morrow.
The Chairman also reported that the Committee had come to some Resolutions.
Ordered, on motion of the Chairman, that the said Resolutions be received To-morrow.
The House adjourned, on motion of Mr. Martin, at twenty-three minutes after Eleven o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, JANUARY 20.

QUESTIONS :—

1. **MR. GARRETT to ask THE COLONIAL TREASURER**,—What amount was due to the Government from the Sydney Corporation, to 1st January instant, for interest on Water and Sewerage Debentures?
2. **MR. RUSDEN to ask THE MINISTER FOR LANDS**,—Has he any objection to state whether the latter part of the 5th Clause of the Crown Lands Alienation Act—with reference to the Reserves for Agricultural purposes made on Pastoral Runs, being laid before Parliament before such reservation or dedication is made, one month before proclaiming them—has been complied with; if it has not, will he state the exception?
3. **MR. SADLER to ask THE SECRETARY FOR PUBLIC WORKS**,—Whether he is aware of the very imperfect ventilation of the tunnels on the Railway lines, and the danger to life in consequence?

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. **MR. WILSON to move**,—
(1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
(2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.
2. **MR. EAGAR to move**, That it be a Sessional Order of this House, for the remainder of the present Session, that, unless otherwise ordered, the Resumption of the Committee of Ways and Means stand an Order of the Day, as of, course, on each day on which Government Business shall have precedence.

ORDERS OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.
2. Ways and Means; Resumption of the Committee.
3. Supply; Resumption of the Committee.
4. Treasury Bills Bill; second reading.
5. Ways and Means; Reception of Reports of Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. **MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle**, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
2. **MR. GARRETT to move**,—
(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.

(2.)

- (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighc, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
3. MR. LUCAS to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
- (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Smart, and the Mover.
4. MR. LUCAS to move, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.
5. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry:—
- (1.) With the Government and any person or persons.
- (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
- (3.) With the Chief Commissioner and F. W. Perry.
- (4.) With the Chief Commissioner and any person or persons.
- (5.) With the Crown Solicitor and any person or persons.
6. MR. ARNOLD to move, That there be laid upon the Table of this House, a Return shewing the amounts expended in the various Districts of the Colony, since 1856, for Court House, Gaol, and Police Accommodation, together with the approximate value of such buildings in each District previously existing; such Return to apply to all cases where the collective value of such buildings exceeds £2,000.
7. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.
8. MR. GARRETT to move, That the Petition presented by him on the 6th January, from certain Journeymen Printers, against the proposed Postage Rate on Newspapers, be printed.
9. MR. DARVALL to move, That the Petition presented by him on 14th January, relative to a Bridge over the River Hunter, at Pitnacree, be printed.
10. MR. ROBERTSON to move, That the Petition presented by him on 14th January, relative to a Wharf at Shoalhaven, be printed.
11. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
12. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
13. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
14. MR. GARRETT to move, That there be laid upon the Table of this House,—
- (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
- (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
- (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
15. MR. ROTTON to move,—
- (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—
- “Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
- “Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
- this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
- (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
16. MR. DANGAR to move,—
- (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
- (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.

17. MR. DANGAR to move, That there be laid upon the Table of this House,—
 (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 (3.) Copies of the final Decision in the case as made by the Minister for Lands.
18. MR. LACKEY to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
19. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
20. MR. DALGLEISH to move,—
 (1.) That a Select Committee be appointed, with power to send for Persons and Papers, to inquire into, and report upon, the subject matter of a Petition, presented by him on 25th November, 1863, from Proprietors and others, in reference to obstructions to Darling Harbour.
 (2.) That such Committee consist of the following Members:—Mr. Martin, Mr. Eagar, Mr. Cowper, Mr. Love, Mr. Faucett, Mr. Redman, Mr. Smart, Dr. Lang, and the Mover.
21. MR. PIDDINGTON to move, That the Petition presented by him on 30th December, 1863, from the Inhabitants of the Manning River, respecting the necessity for establishing a Punt and constructing a Bridge near Wingham, be printed.
22. MR. ALEXANDER to move, That the two Petitions presented by him on the 5th January, from the Proprietors of the *Goulburn Herald* and *Goulburn Chronicle*, and from the Employés of the Goulburn Newspapers, respectively, be printed.
23. MR. STEWART to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney.
 (2.) That such Committee consist of Mr. Wilson, Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, and the Mover.
 (3.) That the Proceedings of, and Minutes of Evidence taken before the Select Committee, appointed on 21st October last, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
24. MR. SAMUEL to move, That there be laid upon the Table of this House,—
 (1.) A Return, by the Official Assignees of Insolvent Estates, showing the amounts of Undivided Assets in their hands, or subject to their control respectively, on the 1st day of January, 1864, belonging to each respective Insolvent Estate assigned to such Assignees, specifying the names of the Bank or Banks in which such Assets are deposited; and the amounts remaining in such Banks, belonging to each separate Estate, on the said 1st January, 1864.
 (2.) A Return showing the total amount of Assets collected in each Insolvent Estate, during the three years ending on 31st December, 1863; the total amount of Law Costs paid out of the Assets of each Estate; and the names of the Attorneys to whom such Costs have been paid; stating also whether such Law Costs have been so paid with or without the sanction of the Chief Commissioner of Insolvent Estates.
 (3.) A Return shewing the amounts of Security Bonds given by each Official Assignee, for the faithful performance of his duties; the names of the Bondsmen; and the amount for which each is liable to Government.
25. MR. DRIVER to move, That the Petition presented by him on the 7th January, from Mr. Cyril Cecil, be printed.
26. MR. STEWART to move,—
 (1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.
 (2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.
 (3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.
27. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to authorize the Distillation and Sale of Spirits distilled from the fermented juice of the grape.
28. MR. WISDOM to move, That the Petition presented by him on the 5th January, from Manus Strain and party, Miners of Kiandra, be printed.

29. MR. SADLER to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
30. MR. HART to move, That there be laid upon the Table of this House, before the further consideration in Committee of Supply of the Estimates of Expenditure for 1864, a Schedule shewing in detail the proposed distribution or intended appropriation of the sums submitted in the said Estimates under the following heads, and also shewing in parallel columns the distribution and expenditure, as far as can be ascertained, of the moneys voted for similar services for the year 1863 :—

<i>Volunteers :—</i>	
General Staff	£756
Artillery	713
Rifles	1,853
Naval Brigade	4,000
<i>Miscellaneous :—</i>	
Police Magistrates	19,220
Asylums for the Infirm and Destitute ...	9,000
Expenses attending the preparation of Electoral Lists	5,500
Do. of Returning Officers	1,250
<i>Sheriff :—</i>	
Country Bailiffs	£775
<i>Quarter Sessions :—</i>	
6 Crown Prosecutors	£3,000
<i>Post Office :—</i>	
Country Postmasters	£12,000
Inland Mails	60,000
<i>Colonial Storekeeper :—</i>	
Stores for Public Service	£35,000
Fuel and Light for departments in Sydney ...	4,000
<i>Printing Office :—</i>	
Compositors, Pressmen, &c.	£13,850
<i>Survey of Lands :—</i>	
5 District Surveyors, at £780	£3,900
6 Surveyors, at £665	3,930
5 Do. at £555	2,775
80 Wages and provisions to Surveying parties	7,125
Commission to Land Agents, &c.	6,000
<i>Occupation of Lands :—</i>	
2 Commissioners of Crown Lands, at £500 ...	£1,000
4 Do. at £450	1,800
5 Do. at £400	2,000
13 Bailiffs, at £183	2,379
11 Camp-keepers, at £40	440
<i>Gold Fields :—</i>	
4 Commissioners, at £500	£2,000
7 Assistant do., at £450	3,150
7 Do. 2nd class, at £350	2,450
7 Sub-Commissioners, at £275	1,925
25 Camp-keepers, at £50	1,250
<i>Roads :—</i>	
8 Superintendents of Minor Roads, at £350 ...	£2,800
8 Overseers, at £200	1,600
For the Construction and Maintenance of Subordinate Roads	70,000
For Minor Roads and Bridges	10,500
Towards planting and improving certain reserved lands in the City of Sydney ...	2,000
<i>Railways :—</i>	
Expenses of 126 miles of Railway, including maintenance, &c.	£85,490
30 Station Masters	5,460
<i>Public Works and Buildings :—</i>	
For repairs to Public Buildings generally ...	£12,000
Furniture and Fittings for Public Offices ...	4,000
Police Buildings	30,000
Gaols, Court Houses, and Lock-ups	15,000
Harbour Defences	5,000

31. MR. SADLEIR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Central Police Court of all Juvenile Offenders brought before the said Court for the last two years, specifying sex, age, offence charged, sentence, or whether admonished; whether able to read and write; names of Magistrates presiding; all cases of Juvenile Witnesses, during said period, whose testimony could not be taken on oath, owing to their ignorance of the obligations of an oath, if there be any record of the same.
32. MR. TIGHE to move,—
 (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
 (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
33. MR. MARTIN to move, That leave be granted to bring in a Bill to amend an Act intituled, "*An Act to incorporate the Proprietors of a certain Banking Company called the Bank of New South Wales, and for other purposes therein mentioned.*"
34. MR. REDMAN to move, That the application by Robert Isbester and party, to the Government, for compensation arising out of the illegal appointment of a Chairman of the Appeal Court under the Gold Fields Act, be referred for the consideration and report of the Committee now sitting to consider and report upon the Working of the Gold Fields Act.
35. MR. MACPIERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
36. MR. SADLEIR to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
37. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
38. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
39. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
40. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
 (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 (2.)

- (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
- (3.) The extent of each contract.
- (4.) The rate of progress upon each contract in miles, and money paid per month.
- (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
- (6.) The names of sureties.
- (7.) The amount of per-centage retained in each case till completion of contract.
- (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Church and School Lands Trust Bill ; second reading.
2. Juvenile Reformatories Bill ; second reading.
3. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
4. City Bank Bill ; second reading.
5. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
6. Dog Nuisance Abatement Bill ; second reading.
7. Moruya Silver Mining Company's Incorporation Bill ; second reading.
8. Cox's Marriage Settlement Bill ; second reading.
9. Smoke Nuisance Abatement Bill ; second reading.
10. Proposed Punt on the Parramatta River at Ryde ; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto ; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
11. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee " on the Harbour Defences, laid upon the Table by him on 9th September, be now " adopted by this House."
12. Vexatious Indictments Prevention Bill ; second reading.
13. Debate on the Motion of Mr. Harpur:—
 - " (1.) That a Select Committee, with power to send for persons and papers, be " appointed to inquire into and report upon the truth of the allegations contained in " the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - " (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, " Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and " the Mover."
14. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
15. Railway Communication ; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—
 - " (1.) That in order more satisfactorily to carry out Railway Communication in the " Colony, this House is of opinion that it is desirable that Contracts should be made " with some responsible Contractor or Contractors, for the completion of present " and further extensions ; and with this view, some well known responsible Con- " tractor or Contractors should be requested to prepare an Estimate and submit a " Tender to the Government, for constructing certain Railways in New South Wales, " in accordance with the following conditions:—
 - " (1.) To make and completely finish within three years from the time of sign- " ing the Contract, a single Line of Railway to Goulburn from the termination " of the present extension, for which Contracts have been taken ; to find every- " thing except Land ; uphold and keep the same in repair for a period of one " year after completion.
 - " (2.) To make and completely finish, within three years from the time of sign- " ing the Contract, a single Line of Railway to Bathurst, from the extension " beyond Peurith, for which Contracts have been taken ; to find everything " except Land ; uphold and keep the same in repair for a period of one year " after completion.
 - " (3.) To make and completely finish, within four years from the time of signing " the Contract, a single Line of Railway from Singleton to Murrurundi ; to find " everything except Land, and uphold and keep the same in repair for a period " of one year after completion.
 - " (4.) That the Government furnish the Contractors invited to Tender, with a " copy of such Surveys or Plans and Sections, as far as they have been made " for the above Lines ; or that may be useful in preparing such Tender.
 - " (5.) That " finding everything " shall include setting out the Works, Rails, " Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, " Fencing, Level Crossings with Gates where required, suitable Stations with " Platforms, Road Approaches, and everything else that may be required to com- " plete a single Line of Railway to render it fit for Traffic.
 - " (6.) That the Contractors shall receive payment in New South Wales Govern- " ment Debentures at par, bearing interest at the rate of £5 per centum per " annum, and terminable in thirty years.
 - " (2.) That this House is further of opinion, that for the purpose of paying off such " loans as may be hereafter raised, two per cent. upon such amount shall be every " year

- “ year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner,”—Upon which Mr. Holroyd had moved the Previous Question.
16. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
 17. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
 18. Presbyterian College Bill ; second reading.
 19. Municipalities Law Amendment Bill ; to be considered in Committee.
 20. Metropolitan Corporation Bill ; to be further considered in Committee.
 21. Public Service Superannuation Bill ; to be further considered in Committee.
 22. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, JANUARY 22.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Impounding Bill ; to be further considered in Committee.
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TUESDAY, JANUARY 26.

QUESTION :—

1. MR. EGAN *to ask* THE COLONIAL TREASURER,—
 - (1.) The amount of drawback paid upon Wine in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (2.) The amount of drawback paid upon Ale and Beer, in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (3.) The amount of drawback paid upon Tea, in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (4.) The amount of drawback paid upon Sugar Refined, in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (5.) The amount of drawback paid upon Sugar in Bond, in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (6.) The amount of drawback paid upon Coffee, in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (7.) The amount of drawback paid upon Chicory, in 1861, 1862, and 1863, shewing the total amount paid in each year ?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DANGAR to move, That there be a Call of the House on Friday the 19th of February next.
 2. MR. CUNNEEN to move, That the Petition presented by him on 19th January, relative to the Church and School Lands, be printed.
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FRIDAY, JANUARY 29.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
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TUESDAY, FEBRUARY 2.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.

2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
3. MR. BUCHANAN to move, That there be laid upon the Table of this House, a Return of the Expenses in the year 1860 of the Colonial Storekeeper's Department, and in the years 1861, 1862, and 1863, of Stores and Stationery, specifying in the latter the salaries of the persons employed in the branches of Police, Stationery, Harbour Defences, and Light House, Stores, &c., and distinguishing the cost of Conveyance, Packing, Stationery, and Paper for Printing, Stores, and Fuel and Light.
4. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
5. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
6. MR. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
7. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
8. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
9. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December last, in the case of Wells *v.* Hawley.
10. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
11. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
12. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.

TUESDAY, FEBRUARY 9.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MORRIS to move the following Resolutions *seriatim* :—
That in the opinion of this House it is desirable,—
(1.) That the Western portion of New South Wales,—to be defined by the following bounds, *viz.* :—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.
(2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
(3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
(4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
(5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.
(6.) That the Riverine Province should return ten Members to the Legislative Assembly.
(7.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.

(8.)

- (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
- (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
2. MR. HART to move,—
- (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
- (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
- (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
3. MR. HART to move for leave to bring in a Bill to amend the Jurisdiction in Insolvency.
4. MR. HART to move, That this House, having had under its consideration the Return laid upon the Table, on the 3rd July, 1863, relative to the disposal or management of the Old Burial Ground in George-street, is of opinion that the same ought to be set apart as a Reserve for the Inhabitants of Sydney.
5. MR. HART to move, That this House, having had under its consideration the Report of the Select Committee of the Assembly, upon the case of Mr. William Sims Bell, laid upon the Table on the 2nd day of December, 1862, is of opinion :—
- (1.) That it clearly appears by the Evidence appended to the said Report, that the land forming the subject of the Petitioner's claim was granted to his father, Mr. Archibald Bell, by Letters Patent under the hand of Lieutenant-Colonel Paterson, bearing date the 3rd day of October, 1809, and was never formally surrendered to the Government by the Grantee, or by the Petitioner.
- (2.) That the Government having taken possession of the said land for public purposes, and not upon the ground that the Petitioner or his father had ever forfeited their right thereto, the said William Sims Bell is entitled to compensation for the land so resumed.
- (3.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.

TUESDAY, FEBRUARY 16.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
- (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
2. MR. RUSDEN to move, That there be laid upon the Table of this House,—
- (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs "Yarrowford," or "Whitmore," and of "Shannon Vale," situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.
- (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of these runs were fixed or determined.
- (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.
3. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.

New South Wales.

No. 95.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 20 JANUARY, 1864.

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

Questions on Notice Paper for to-day :—

- (1.) Interest due on Water and Sewerage Debentures :—Mr. Garrett asked the Colonial Treasurer, pursuant to Notice No. 1,—What amount was due to the Government from the Sydney Corporation, to 1st January instant, for interest on Water and Sewerage Debentures?

Mr. Eagar answered :—The amount is £44,164 18s. 11d.

- (2.) Agricultural Reserves on Pastoral Runs :—Mr. Rusden asked the Minister for Lands, pursuant to Notice No. 2,—Has he any objection to state whether the latter part of the 5th Clause of the Crown Lands Alienation Act—with reference to the Reserves for Agricultural purposes made on Pastoral Runs, being laid before Parliament before such reservation or dedication is made, one month before proclaiming them—has been complied with; if it has not, will he state the exception?

Mr. Wilson answered :—It is believed that the requirements of the 5th Clause of the Crown Lands Alienation Act have been duly complied with in every case to which that Clause is applicable. But it does not apply to the class of reserves alluded to by the Honorable Member.

- (3.) Ventilation in Railway Tunnels :—Mr. Sadlier asked the Secretary for Public Works, pursuant to Notice No. 3,—Whether he is aware of the very imperfect ventilation of the tunnels on the Railway lines, and the danger to life in consequence?

Mr. Holroyd answered :—I am not aware.

2. Proposed New Tariff—Import Duty on Boots and Shoes :—Mr. Emanuel presented a Petition from certain Consumers of Boots and Shoes, residents of Goulburn and surrounding District, against the proposed Duty on those articles.

And the same having been read at length by the Clerk by direction of the Speaker,—

Petition received.

3. Papers :—

- (1.) Mr. Wilson laid upon the Table, Copy of a Petition (without date) to the Governor and Executive Council, from certain Bankers, Merchants, Storekeepers, and Tradesmen of the Town of Young, and of the City of Sydney, praying for the removal of existing restrictions to the operations of Chinese on the Burrangong Gold Field ;—together with copy of reply of Under Secretary for Lands thereto, dated 11 December, 1863.

Ordered to be printed.

- (2.) Mr. W. Forster laid upon the Table, Copy of Correspondence respecting the question of the Removal of Insane Persons from the Hyde Park Asylum for the Infirm and Destitute to the Lunatic Asylum.

Ordered, on motion of Mr. W. Forster, to be printed, and referred to the Select Committee now sitting on the Present State and Management of Lunatic Asylums.

4. Proposed New Tariff—Import Duty on Boots and Shoes:—Mr. Samuel presented a Petition from certain Consumers of Boots and Shoes, against the proposed duty on those articles.
Petition received.
5. Proposed Postage Rate on Newspapers:—Dr. Lang presented a Petition from certain Inhabitants of Taralga, against the proposed Postage Rate on Newspapers.
Petition received.
6. Motion Withdrawn:—Mr. Wilson withdrew the Motion standing in his name, No. 1 on the Notice Paper of Government Business for to-day.
7. Days for Committee of Ways and Means (*Sessional Order*):—Mr. Eagar moved, pursuant to notice, That it be a Sessional Order of this House, for the remainder of the present Session, that, unless otherwise ordered, the Resumption of the Committee of Ways and Means stand an Order of the Day, as of course, on each day on which Government Business shall have precedence.
Debate ensued.
Question put and passed.

8. Postponements:—

(1.) The Order of the Day for the second reading of the Members of Parliament Railway Tolls Exemption Bill postponed, on motion of Mr. Holroyd (after Debate), until this day fortnight.

(2.) The Order of the Day for the Resumption of the Committee of Ways and Means postponed, on motion of Mr. Eagar, until the Order of the Day for the Reception of Reports of Committee of Ways and Means shall have been disposed of.

(3.) The Orders of the Day, for the Resumption of the Committee of Supply, and for the second reading of the Treasury Bills Bill, postponed, respectively, on motion of Mr. Eagar, until To-morrow.

9. Ways and Means:—On the Order of the Day for the Reception of Reports of the Committee of Ways and Means being read, the Chairman of Committees reported from that Committee several Resolutions, which were read a first time, as follow:—

(11.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged the Import Duty following, namely:—

On Candles (except Candles made entirely of Tallow in an unprepared state)—per lb.	£	s.	d.
	0	0	1

(12.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged the Import Duty following, namely:—

On Confectionery and Preserves—per lb.	0	0	2
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(13.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged the Import Duty following, namely:—

On Rice—per ton	2	0	0
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(14.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged the Import Duty following, namely:—

On Hops—per lb.	0	0	3
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(15.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged the Import Duty following, namely:—

On Malt—per bushel	0	0	6
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(16.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged in lieu of the duties on Cigars imposed by the Act, 25 Vict., No. 10, the Import Duty following, namely:—

On Cigars—per lb.	0	5	0
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(17.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged in lieu of the duties on Coffee and Chicory imposed by the Act, 19 Vict., No. 14, the Import Duties following, namely:—

On Coffee and Chicory—per lb.	0	0	3
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(18.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged the Import Duty following, namely:—

On Carriages either put together or in parts, and constructed so as to run on 4 wheels, and on each portion of the body of any Carriage constructed so as to run on 4 wheels which does not with other portions forming part of the same cargo constitute the entire body—each	10	0	0
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On Carriages either put together or in parts, and constructed so as to run on 2 wheels, and on each portion of the body of any Carriage constructed so as to run on 2 wheels which does not with other portions forming part of the same cargo constitute the entire body—each	5	0	0
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(19.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged the Import Duty following, namely:—

On Furniture, wholly or in part manufactured, in which wood is the sole or chief material—per cubic foot measured outside the package	0	1	6
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On Musical Instruments—per cubic foot measured outside the package	0	1	6
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The said Resolutions were then, on motion of Mr. Eagar, read a second time, and agreed to.

10. Ways and Means :—The Order of the Day for the Resumption of the Committee having been read,—On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

The Chairman reported progress, and obtained leave to sit again to-morrow.

The Chairman also reported that the Committee had come to some Resolutions.

Ordered, on motion of the Chairman, that the said Resolutions be received to-morrow.

The House adjourned, on motion of Mr. Martin, at half-past Eleven o'clock, until To-morrow at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, JANUARY 21.

QUESTIONS :—

1. MR. GARRETT *to ask* THE COLONIAL SECRETARY,—
(1.) Have the Executive Council determined that the sentence of Death passed on Thomas M'Conn, for attempted Murder and Robbery, is to be carried out?
(2.) What Members of the Executive were present when such decision was arrived at?
(3.) Was the decision arrived at unanimously?
2. MR. GARRETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—As the Government have ceased to collect Tolls on the Glebe Island Bridge, which was constructed by money raised on Loan, is it intended to abandon the collection of Tolls on all other Public Works constructed by money raised on Loan; if so, from what funds do the Government intend to defray the interest of the money spent in the erection of such Public Works?
3. MR. STEWART *to ask* THE COLONIAL TREASURER,—
(1.) What number of Colonial registered vessels were wrecked during the year 1863?
(2.) What were the names and tonnage of such vessels, and cause of wreck?
(3.) What number of lives were lost in each?
4. MR. COWPER *to ask* THE COLONIAL TREASURER :—
(1.) Has the sum of £58,318 4s. 11d., stated by the Auditor General to be due to the Consolidated Revenue from the Loans Fund, been paid over to that Fund; and if so, on what date was it paid?
(2.) Was the overdraft of £43,415 0s. 11d., on the 31st December, 1863, irrespective of the debt due to the Consolidated Revenue from the Loans Fund?
(3.) Were the Charges of Collection, deducted by the Treasurer in his statement of Ways and Means, paid under authority of Parliament?
(4.) Has the £40,000 lent to the Mint by the Savings Bank been repaid; and if so, on what date was it paid?
5. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether it is the intention of the Government to remove the Tram Rails and Way in Pitt-street; if so, when?

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Supply; Resumption of the Committee.
2. Treasury Bills Bill; second reading.
3. Ways and Means; Resumption of the Committee.
4. Ways and Means; Reception of Report of Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

- MR. MORRIS *to move*, That it be a Sessional Order of this House for the remainder of the present Session,—
(1.) That every Motion or Order of the Day to which, on the Question being put from the Chair—"Whether there is any objection to its being a 'formal' Motion or Order of the Day?"—no objection shall be taken, shall be deemed to be a "formal" Motion or Order of the Day.

(2.)

- (2.) That before the ordinary business of each day shall be entered upon, the Speaker shall call over the various Notices of Motion and Orders of the Day of which such ordinary Business consists, and on any such Motion or Order being called, it shall be competent for the Member, otherwise entitled to move it, to have the above question put with reference thereto; and such "formal" Motions or Orders of the Day shall be disposed of in the relative order in which they stand on the Business Paper, taking precedence of all the other Motions and Orders of the Day.
- (3.) That no debate shall be allowed upon any of such "formal" Motions or Orders of the Day, but that the House may proceed to division thereupon, without debate, as in the case of the motion for the first reading of a Bill.
- (4.) That in consequence of any such "formal" Orders of the Day having been disposed of as aforesaid, it shall not be held that the House has proceeded to the Orders of the Day upon the Business Paper, so as to exclude thereafter the presentation of Petitions, or the reception of Notices of Motion.
2. DR. LANG to move, That the Petition presented by him on the 20th January, from certain Inhabitants of Taralga, against the proposal to impose a tax upon Newspapers, be printed.
 3. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
 4. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
 5. MR. LUCAS to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Smart, and the Mover.
 6. MR. LUCAS to move, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.
 7. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
 8. MR. ARNOLD to move, That there be laid upon the Table of this House, a Return shewing the amounts expended in the various Districts of the Colony, since 1856, for Court House, Gaol, and Police Accommodation, together with the approximate value of such buildings in each District previously existing; such Return to apply to all cases where the collective value of such buildings exceeds £2,000.
 9. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.
 10. MR. GARRETT to move, That the Petition presented by him on the 6th January, from certain Journeymen Printers, against the proposed Postage Rate on Newspapers, be printed.
 11. MR. DARVALL to move, That the Petition presented by him on 14th January, relative to a Bridge over the River Hunter, at Pitnacree, be printed.
 12. MR. ROBERTSON to move, That the Petition presented by him on 14th January, relative to a Wharf at Shoalhaven, be printed.
 13. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
 14. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
 15. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
 16. MR. GARRETT to move, That there be laid upon the Table of this House,—
 - (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 - (2.)

- (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
- (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
17. MR. ROTTON to move,—
- (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—
- “Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
- “Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service.”—
- this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
- (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
18. MR. DANGAR to move,—
- (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
- (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
19. MR. DANGAR to move, That there be laid upon the Table of this House,—
- (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
- (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
- (3.) Copies of the final Decision in the case as made by the Minister for Lands.
20. MR. LACKY to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
21. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
22. MR. DALGLEISH to move,—
- (1.) That a Select Committee be appointed, with power to send for Persons and Papers, to inquire into, and report upon, the subject matter of a Petition, presented by him on 25th November, 1863, from Proprietors and others, in reference to obstructions to Darling Harbour.
- (2.) That such Committee consist of the following Members:—Mr. Martin, Mr. Eagar, Mr. Cowper, Mr. Love, Mr. Faucett, Mr. Redman, Mr. Smart, Dr. Lang, and the Mover.
23. MR. PIDDINGTON to move, That the Petition presented by him on 30th December, 1863, from the Inhabitants of the Manning River, respecting the necessity for establishing a Punt and constructing a Bridge near Wingham, be printed.
24. MR. ALEXANDER to move, That the two Petitions presented by him on the 5th January, from the Proprietors of the *Goulburn Herald* and *Goulburn Chronicle*, and from the Employés of the Goulburn Newspapers, respectively, be printed.
25. MR. STEWART to move,—
- (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney.
- (2.) That such Committee consist of Mr. Wilson, Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, and the Mover.
- (3.) That the Proceedings of, and Minutes of Evidence taken before the Select Committee, appointed on 21st October last, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
26. MR. SAMUEL to move, That there be laid upon the Table of this House,—
- (1.) A Return, by the Official Assignees of Insolvent Estates, shewing the amounts of Undivided Assets in their hands, or subject to their control respectively, on the 1st day of January, 1864, belonging to each respective Insolvent Estate assigned to such Assignees, specifying the names of the Bank or Banks in which such Assets are deposited; and the amounts remaining in such Banks, belonging to each separate Estate, on the said 1st January, 1864.
- (2.) A Return shewing the total amount of Assets collected in each Insolvent Estate, during the three years ending on 31st December, 1863; the total amount of Law Costs paid out of the Assets of each Estate; and the names of the Attorneys to whom such Costs have been paid; stating also whether such Law Costs have been so paid with or without the sanction of the Chief Commissioner of Insolvent Estates.

- (8.) A Return shewing the amounts of Security Bonds given by each Official Assignee, for the faithful performance of his duties; the names of the Bondsmen; and the amount for which each is liable to Government.
27. MR. DRIVER to move, That the Petition presented by him on the 7th January, from Mr. Cyril Cecil, be printed.
28. MR. STEWART to move,—
- (1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.
- (2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.
- (3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.
29. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to authorize the Distillation and Sale of Spirits distilled from the fermented juice of the grape.
30. MR. WISDOM to move, That the Petition presented by him on the 8th January, from Manus Strain and party, Miners of Kiandra, be printed.
31. MR. SADDLER to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
32. MR. HART to move, That there be laid upon the Table of this House, before the further consideration in Committee of Supply of the Estimates of Expenditure for 1864, a Schedule shewing in detail the proposed distribution or intended appropriation of the sums submitted in the said Estimates under the following heads, and also shewing in parallel columns the distribution and expenditure, as far as can be ascertained, of the moneys voted for similar services for the year 1863:—

Volunteers:—

General Staff	£756
Artillery	713
Rifles	1,858
Naval Brigade	4,000

Miscellaneous:—

Police Magistrates	19,220
Asylums for the Infirm and Destitute	9,000
Expenses attending the preparation of Electoral Lists	5,500
Do. of Returning Officers	1,250

Sheriff:—

Country Bailiffs	£775
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Quarter Sessions:—

6 Crown Prosecutors	£3,000
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Post Office:—

Country Postmasters	£12,000
Inland Mails	60,000

Colonial Storekeeper:—

Stores for Public Service	£35,000
Fuel and Light for departments in Sydney	4,000

Printing Office:—

Compositors, Pressmen, &c.	£13,850
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Survey of Lands:—

5 District Surveyors, at £780	£3,900
6 Surveyors, at £665	3,930
5 Do. at £555	2,775
80 Wages and provisions to Surveying parties	7,125
Commission to Land Agents, &c.	6,000

Occupation of Lands:—

2 Commissioners of Crown Lands, at £500	£1,000
4 Do. at £450	1,800
5 Do. at £400	2,000
13 Bailiffs, at £183	2,379
11 Camp-keepers, at £40	440

Gold Fields:—

4 Commissioners, at £500	£2,000
7 Assistant do., at £450	3,150
7 Do. 2nd class, at £350	2,450
7 Sub-Commissioners, at £275	1,925
25 Camp-keepers, at £50	1,250

Roads:—

Roads :—

8 Superintendents of Minor Roads, at £350...	£2,800
8 Overseers, at £200	1,600
For the Construction and Maintenance of Subordinate Roads	70,000
For Minor Roads and Bridges	10,500
Towards planting and improving certain reserved lands in the City of Sydney	2,000

Railways :—

Expenses of 126 miles of Railway, including maintenance, &c.	£85,490
30 Station Masters	5,460

Public Works and Buildings :—

For repairs to Public Buildings generally ...	£12,000
Furniture and Fittings for Public Offices ...	4,000
Police Buildings	30,000
Gaols, Court Houses, and Lock-ups	15,000
Harbour Defences	5,000

33. MR. SADLEIR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Central Police Court of all Juvenile Offenders brought before the said Court for the last two years, specifying sex, age, offence charged, sentence, or whether admonished; whether able to read and write; names of Magistrates presiding; all cases of Juvenile Witnesses, during said period, whose testimony could not be taken on oath, owing to their ignorance of the obligations of an oath, if there be any record of the same.
34. MR. TIGHE to move,—
 (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
 (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
35. MR. MARTIN to move, That leave be granted to bring in a Bill to amend an Act intituled, "*An Act to incorporate the Proprietors of a certain Banking Company called 'the Bank of New South Wales, and for other purposes therein mentioned.'*"
36. MR. REDMAN to move, That the application by Robert Isbester and party, to the Government, for compensation arising out of the illegal appointment of a Chairman of the Appeal Court under the Gold Fields Act, be referred for the consideration and report of the Committee now sitting to consider and report upon the Working of the Gold Fields Act.
37. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
38. MR. SADLEIR to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
39. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
40. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
41. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 (2.)

(2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

(3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

(4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

42. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—

(1.) The names of all Contractors who have been engaged upon Railway works in this Colony.

(2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.

(3.) The extent of each contract.

(4.) The rate of progress upon each contract in miles, and money paid per month.

(5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.

(6.) The names of sureties.

(7.) The amount of per-centage retained in each case till completion of contract.

(8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY :—

1. Church and School Lands Trust Bill ; second reading.
2. Juvenile Reformatories Bill ; second reading.
3. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
4. City Bank Bill ; second reading.
5. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
6. Dog Nuisance Abatement Bill ; second reading.
7. Moruya Silver Mining Company's Incorporation Bill ; second reading.
8. Cox's Marriage Settlement Bill ; second reading.
9. Smoke Nuisance Abatement Bill ; second reading.
10. Proposed Punt on the Parramatta River at Ryde ; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto ; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
11. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee " on the Harbour Defences, laid upon the Table by him on 9th September, be now " adopted by this House."
12. Vexatious Indictments Prevention Bill ; second reading.
13. Debate on the Motion of Mr. Harpur :—
 " (1.) That a Select Committee, with power to send for persons and papers, be " appointed to inquire into and report upon the truth of the allegations contained in " the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 " (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, " Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and " the Mover."
14. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
15. Railway Communication ; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—
 " (1.) That in order more satisfactorily to carry out Railway Communication in the " Colony, this House is of opinion that it is desirable that Contracts should be made " with some responsible Contractor or Contractors, for the completion of present " and further extensions ; and with this view, some well known responsible Con- " tractor or Contractors should be requested to prepare an Estimate and submit a " Tender to the Government, for constructing certain Railways in New South Wales, " in accordance with the following conditions :—
 " (1.) To make and completely finish within three years from the time of sign- " ing the Contract, a single Line of Railway to Goulburn from the termination " of the present extension, for which Contracts have been taken ; to find every- " thing except Land ; uphold and keep the same in repair for a period of one " year after completion.
 " (2.) To make and completely finish, within three years from the time of sign- " ing the Contract, a single Line of Railway to Bathurst, from the extension " beyond Penrith, for which Contracts have been taken ; to find everything " except Land ; uphold and keep the same in repair for a period of one year " after completion.

" (3.)

- “(3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- “(4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines; or that may be useful in preparing such Tender.
- “(5.) That “finding everything” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “(6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.
16. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
17. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
18. Presbyterian College Bill; second reading.
19. Municipalities Law Amendment Bill; to be considered in Committee.
20. Metropolitan Corporation Bill; to be further considered in Committee.
21. Public Service Superannuation Bill; to be further considered in Committee.
22. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, JANUARY 22.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Impounding Bill; to be further considered in Committee.

TUESDAY, JANUARY 26.

QUESTION:—

1. MR. EGAN to ask THE COLONIAL TREASURER,—
- (1.) The amount of drawback paid upon Wine in 1861, 1862, and 1863, shewing the total amount paid in each year?
- (2.) The amount of drawback paid upon Ale and Beer, in 1861, 1862, and 1863, shewing the total amount paid in each year?
- (3.) The amount of drawback paid upon Tea, in 1861, 1862, and 1863, shewing the total amount paid in each year?
- (4.) The amount of drawback paid upon Sugar Refined, in 1861, 1862, and 1863, shewing the total amount paid in each year?
- (5.) The amount of drawback paid upon Sugar in Bond, in 1861, 1862, and 1863, shewing the total amount paid in each year?
- (6.) The amount of drawback paid upon Coffee, in 1861, 1862, and 1863, shewing the total amount paid in each year?
- (7.) The amount of drawback paid upon Chicory, in 1861, 1862, and 1863, shewing the total amount paid in each year?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR to move, That there be a Call of the House on Friday the 19th of February next.
2. MR. CUNNEEN to move, That the Petition presented by him on 19th January, relative to the Church and School Lands, be printed.

FRIDAY, JANUARY 29.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. CUNNEEN to move,—
- (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
- (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.

TUESDAY,

TUESDAY, FEBRUARY 2.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
3. MR. BUCHANAN to move, That there be laid upon the Table of this House, a Return of the Expenses in the year 1860 of the Colonial Storekeeper's Department, and in the years 1861, 1862, and 1863, of Stores and Stationery, specifying in the latter the salaries of the persons employed in the branches of Police, Stationery, Harbour Defences, and Light House, Stores, &c., and distinguishing the cost of Conveyance, Packing, Stationery, and Paper for Printing, Stores, and Fuel and Light.
4. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
5. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
6. MR. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
7. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
8. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
9. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December last, in the case of Wells *v.* Hawley.
10. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
11. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
12. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.

WEDNESDAY, FEBRUARY 3.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WILSON to move,—
 - (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

ORDER OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.

TUESDAY,

TUESDAY, FEBRUARY 9.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MORRIS to move the following Resolutions *sciatim*:—
That in the opinion of this House it is desirable,—
 - (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz.:—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
 - (4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province should return ten Members to the Legislative Assembly.
 - (7.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.
 - (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
 - (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
2. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
3. MR. HART to move for leave to bring in a Bill to amend the Jurisdiction in Insolvency.
4. MR. HART to move, That this House, having had under its consideration the Return laid upon the Table, on the 3rd July, 1863, relative to the disposal or management of the Old Burial Ground in George-street, is of opinion that the same ought to be set apart as a Reserve for the Inhabitants of Sydney.
5. MR. HART to move, That this House, having had under its consideration the Report of the Select Committee of the Assembly, upon the case of Mr. William Sims Bell, laid upon the Table on the 2nd day of December, 1862, is of opinion:—
 - (1.) That it clearly appears by the Evidence appended to the said Report, that the land forming the subject of the Petitioner's claim was granted to his father, Mr. Archibald Bell, by Letters Patent under the hand of Lieutenant-Colonel Paterson, bearing date the 3rd day of October, 1809, and was never formally surrendered to the Government by the Grantee, or by the Petitioner.
 - (2.) That the Government having taken possession of the said land for public purposes, and not upon the ground that the Petitioner or his father had ever forfeited their right thereto, the said William Sims Bell is entitled to compensation for the land so resumed.
 - (3.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.

TUESDAY,

TUESDAY, FEBRUARY 16.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
 2. MR. RUSDEN to move, That there be laid upon the Table of this House,—
 - (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs "Yarrowford," or "Whitmore," and of "Shannon Vale," situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.
 - (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of these runs were fixed or determined.
 - (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.
 3. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
-

New South Wales.

No. 96.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 21 JANUARY, 1864.

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

Questions on Notice Paper for to-day:—

- (1.) Sentence of Death passed on Thomas M'Cann:—Mr. Garrett asked the Colonial Secretary, pursuant to Notice No. 1,—

(1.) Have the Executive Council determined that the sentence of Death passed on Thomas M'Cann, for attempted Murder and Robbery, is to be carried out?

(2.) What Members of the Executive were present when such decision was arrived at?

(3.) Was the decision arrived at unanimously?

Mr. W. Forster answered:—

(1.) Yes.

(2 and 3.) The information asked for in these two questions appears to me to be of such a nature as ought only to be communicated by the Governor in compliance with an Address from either House of Parliament.

- (2.) Tolls on certain Public Works:—Mr. Garrett asked the Secretary for Public Works, pursuant to Notice No. 2,—As the Government have ceased to collect Tolls on the Glebe Island Bridge, which was constructed by money raised on Loan, is it intended to abandon the collection of Tolls on all other Public Works constructed by money raised on Loan; if so, from what funds do the Government intend to defray the interest of the money spent in the erection of such Public Works?

Mr. Holroyd answered:—It is not the intention of the Government to abandon the collection of Tolls.

(Mr. Stewart withdrew the Question standing in his name, No. 3.)

- (3.) Financial Particulars:—Mr. Cowper asked the Colonial Treasurer, pursuant to Notice No. 4,—

(1.) Has the sum of £58,318 4s. 11d., stated by the Auditor General to be due to the Consolidated Revenue from the Loans Fund, been paid over to that Fund; and if so, on what date was it paid?

(2.) Was the overdraft of £43,415 0s. 11d., on the 31st December, 1863, irrespective of the debt due to the Consolidated Revenue from the Loans Fund?

(3.) Were the Charges of Collection, deducted by the Treasurer in his statement of Ways and Means, paid under authority of Parliament?

(4.) Has the £40,000 lent to the Mint by the Savings Bank been repaid; and if so, on what date was it paid?

Mr. Eagar answered:—

(1.) Yes, on the 14th November, 1863.

(2.) Regarding it as connected with No. 1,—Yes.

(3.) These "refunds" and "charges on collections" form a primary charge on the Revenue, and are treated by the Auditor General as "unclassified expenditure." They are deducted in the Ways and Means, 1863 and 1864, in order to shew the net Consolidated Revenues of those years. A like deduction from the Revenue of 1862 was made by my predecessor in his statement of Ways and Means, dated 3rd September, 1863.

(4.) Yes, on 24th December, 1863.

(4.)

(4.) Pitt-street Tramway :—Mr. Dangar asked the Secretary for Public Works, pursuant to Notice No. 5,—Whether it is the intention of the Government to remove the Tram Rails and Way in Pitt-street ; if so, when ?

Mr. Holroyd answered :—The Government have no such intention.

2. Member of Legislative Council as Witness :—Mr. Cowper moved, That the following Message be carried to the Legislative Council :—

MR. PRESIDENT,

The Legislative Assembly having appointed a Select Committee “ to inquire into and report upon the circumstances connected with the Mortgage on the property of the Scots Church, Sydney, in favour of the Collector of Internal Revenue, and also to consider whether any equitable claims exist for cancelling the said mortgage,” and that Committee being desirous to examine the Honorable John Hubert Plunkett, Q.C., Member of the Legislative Council, in reference thereto, requests that the Legislative Council will give leave to its said Member to attend and be examined by the said Committee, on such day and days as shall be arranged between him and the said Committee.

*Legislative Assembly Chamber,
Sydney, 21st January, 1864.*

Speaker.

Question put and passed.

3. Postponements :—

(1.) The Orders of the Day for the Resumption of the Committee of Supply, and for the second reading of the Treasury Bills Bill, postponed, respectively, on motion of Mr. Eagar, until Wednesday next.

(2.) The Order of the Day for the Resumption of the Committee of Ways and Means postponed, on motion of Mr. Eagar, until the Order of the Day for the Reception of the Report of the Committee of Ways and Means shall have been disposed of.

4. Ways and Means :—On the Order of the Day for the Reception of the Report of the Committee of Ways and Means being read, the Chairman of Committees reported from that Committee two Resolutions, which were read a first time, as follow :—

(20.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged the Import Duty following, namely :—

On Boots and Shoes—per cubic foot measured outside the	£	s.	d.
package	0	6	0

(21.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged the Import Duty following, namely :—

On Saddlery and Harness—per cubic foot measured outside	£	s.	d.
the package	0	6	0

Mr. Eagar then moved, That these Resolutions be now read a second time.
Debate ensued.

Question put.

The House divided.

Ayes, 21.

Noes, 16.

Mr. Martin,	Mr. Love,	Mr. Burdekin,	Mr. Piddington,
Mr. W. Forster,	Mr. Driver,	Mr. Alexander,	Mr. Weekes,
Mr. Eagar,	Mr. Bell,	Mr. Tighe,	<i>Tellers.</i>
Mr. Wilson,	Mr. Lackey,	Mr. Garrett,	
Mr. Macpherson,	Mr. Raper,	Mr. Egan,	Mr. Robertson,
Mr. Dalgleish,	Mr. Gordon,	Mr. Cowper,	Mr. C. Cowper, junr.
Mr. Allen,	Mr. Wisdom,	Dr. Lang,	
Mr. Lucas,	<i>Tellers.</i>	Mr. Sadleir,	
Mr. Holroyd,		Mr. Leary,	
Mr. Morris,	Mr. Buchanan,	Mr. Samuel,	
Mr. Cunneen,	Mr. Macleay,	Mr. Terry,	
Mr. Stewart,		Mr. Caldwell,	

Resolutions thereupon read a second time.

Mr. Leary then moved, That all the words of the Resolution numbered (20.) be omitted.

Debate ensued.

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

The House divided.

Ayes, 18.

Noes, 16.

Mr. Martin,	Mr. Stewart,	Mr. Alexander,	Mr. C. Cowper, junr.,
Mr. W. Forster,	Mr. Love,	Mr. Tighe,	Mr. Piddington,
Mr. Eagar,	Mr. Bell,	Mr. Leary,	Mr. Caldwell,
Mr. Wilson,	Mr. Lackey,	Mr. Egan,	Mr. Weekes,
Mr. Macpherson,	Mr. Raper,	Mr. Cowper,	Mr. Garrett,
Mr. Dalgleish,	Mr. Gordon,	Dr. Lang,	<i>Tellers.</i>
Mr. Allen,	<i>Tellers.</i>	Mr. Sadleir,	
Mr. Lucas,		Mr. Terry,	Mr. Burdekin,
Mr. Holroyd,	Mr. Macleay,	Mr. Samuel,	Mr. Robertson.
Mr. Morris,	Mr. Buchanan,		

Mr. Garrett then moved, That all the words of the Resolution numbered (21.) be omitted.

Debate ensued.

Question

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

The House divided.

Ayes, 20.		Noes, 16.	
Mr. W. Forster,	Mr. Love,	Mr. Garrett,	Mr. Piddington,
Mr. Martin,	Mr. Driver,	Mr. Tighe,	Mr. Weekes,
Mr. Holroyd,	Mr. Bell,	Mr. Leary,	Mr. Alexander,
Mr. Eagar,	Mr. Lackey,	Mr. Egan,	<i>Tellers.</i>
Mr. Wilson,	Mr. Raper,	Mr. Cowper,	
Mr. Macpherson,	Mr. Gordon,	Dr. Lang,	Mr. Burdckin,
Mr. Dagleish,	Mr. Buchanan,	Mr. Sadleir,	Mr. Robertson.
Mr. Allen,	<i>Tellers.</i>	Mr. Samuel,	
Mr. Morris,		Mr. Terry,	
Mr. Cunneen,	Mr. Macleay,	Mr. C. Cowper, junr.,	
Mr. Stewart,	Mr. Lucas.	Mr. Caldwell,	

Whercupon, Motion made by Mr. Eagar and Question put,—That the Resolutions, as read, be now agreed to.

The House divided.

Ayes, 20.		Noes, 16.	
Mr. W. Forster,	Mr. Driver,	Mr. Tighe,	Mr. Piddington,
Mr. Martin,	Mr. Bell,	Mr. Garrett,	Mr. Weekes,
Mr. Holroyd,	Mr. Lackey,	Mr. Leary,	Mr. Alexander,
Mr. Eagar,	Mr. Raper,	Mr. Egan,	<i>Tellers.</i>
Mr. Wilson,	Mr. Gordon,	Mr. Cowper,	
Mr. Macpherson,	Mr. Buchanan,	Dr. Lang,	Mr. Burdckin,
Mr. Dagleish,	Mr. Macleay,	Mr. Sadleir,	Mr. Robertson.
Mr. Allen,	<i>Tellers.</i>	Mr. Samuel,	
Mr. Morris,		Mr. Terry,	
Mr. Stewart,	Mr. Lucas,	Mr. C. Cowper, junr.,	
Mr. Love,	Mr. Wisdom.	Mr. Caldwell,	

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

(1.) Parnell's Trust Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to enable William Parnell and Charles Parnell the surviving trustees of the will of Thomas Parnell deceased to sell certain sheep and cattle stations and stock being part of the trust property and to invest the money to arise from such sale upon the trusts of the said will,*" returns the same to the Legislative Assembly, without amendment.

Legislative Council Chamber,

Sydney, 21st January, 1864.

T. A. MURRAY,

President.

(2.) Member of Legislative Council as Witness:—

MR. SPEAKER,

In answer to the Message from the Legislative Assembly, dated the 21st January, 1864, requesting leave for the Honorable John Hubert Plunkett, Q.C., a Member of the Legislative Council, to attend and be examined before a Select Committee of the Legislative Assembly, appointed "to inquire into and report upon the circumstances connected with the Mortgage on the property of the Scots Church, Sydney, in favour of the Collector of Internal Revenue, and also to consider whether any equitable claims exist for cancelling the said Mortgage," the Council acquaints the Assembly that leave has been granted to its said Member to attend and be examined by the said Committee, if he think fit.

Legislative Council Chamber,

Sydney, 21st January, 1864.

T. A. MURRAY,

President.

6. Ways and Means:—The Order of the Day for the Resumption of the Committee having been read,—On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

The Chairman reported progress, and asked leave to sit again To-morrow.

Question proposed,—That the Committee have leave to sit again To-morrow.

Mr. Wilson moved, That the Question be amended by adding at the end thereof the words "to take precedence of all other Business."

Debate ensued.

And the House continuing to sit until after Midnight:—

FRIDAY, 22 JANUARY, 1864, A.M.

Question,—That the words proposed to be added be there added.—put and passed. Question then put,—That the Committee have leave to sit again To-morrow, to take precedence of all other Business.

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

The Chairman also reported that the Committee had come to some Resolutions.

Ordered, on motion of the Chairman, that the said Resolutions be received To-morrow.

The House adjourned, on motion of Mr. Martin, at fourteen minutes after Twelve o'clock, A.M., until Three o'clock, P.M., This Day.

JOHN HAY,
Speaker.

NOTICES

4

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, JANUARY 22.

QUESTIONS :—

1. MR. STEWART *to ask* THE COLONIAL TREASURER,—
 - (1.) What number of Colonial registered vessels were wrecked during the year 1863 ?
 - (2.) What were the names and tonnage of such vessels, and cause of wreck ?
 - (3.) What number of lives were lost in each ?
2. MR. TERRY *to ask* THE SECRETARY FOR PUBLIC WORKS,—If the deduction in the Railway Charges has caused any increase or diminution in the weekly money returns ; and, if so, to what extent ?
3. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Has the Government accepted, or do they intend to accept, the resignation of Mr. Micklethwaite ?
 - (2.) Has the Government dismissed Mr. George Hall ; if not, do they intend to dismiss him ?
4. MR. EGAN *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Whether a Petition has been received by him, adopted at a Public Meeting by the Inhabitants of Moruya, praying that a Road be made from the Township to the place where the Steamer loads and unloads ?
 - (2.) If so, what course does the Government intend to adopt in reference to the said Petition ?
5. MR. CUNNEEN *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Is it the intention of the Government, under the new arrangement with respect to the Subordinate Roads of the Colony, to establish Local Trusts for the expenditure of the money upon the same ?
 - (2.) If not, by whom will the money granted for the repairs of such Roads be expended ; and in what manner—by day labour or by contract ?
6. MR. CUNNEEN *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Will a sum of money (in addition to that already voted) be required for the completion of the Blacktown, Windsor, and Richmond Railway ?
 - (2.) If so, what amount, and what steps will the Government take to have the amount required voted by Parliament, in order that no delay in the completion of the line may take place for want of funds ?

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Ways and Means ; Resumption of the Committee.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Impounding Bill ; to be further considered in Committee.
2. Church and School Lands Trust Bill ; second reading.
3. Juvenile Reformatories Bill ; second reading.
4. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
5. City Bank Bill ; second reading.
6. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
7. Dog Nuisance Abatement Bill ; second reading.
8. Moruya Silver Mining Company's Incorporation Bill ; second reading.
9. Cox's Marriage Settlement Bill ; second reading.
10. Smoke Nuisance Abatement Bill ; second reading.
11. Proposed Punt on the Parramatta River at Ryde ; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto ; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
12. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
13. Vexatious Indictments Prevention Bill ; second reading.
14. Debate on the Motion of Mr. Harpur :—
 - " (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - " (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."
15. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
16. Railway Communication ; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—
 - " (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made
" with

“ with some responsible Contractor or Contractors, for the completion of present
 “ and further extensions ; and with this view, some well known responsible Con-
 “ tractor or Contractors should be requested to prepare an Estimate and submit a
 “ Tender to the Government, for constructing certain Railways in New South Wales,
 “ in accordance with the following conditions :—

“ (1.) To make and completely finish within three years from the time of sign-
 “ ing the Contract, a single Line of Railway to Goulburn from the termination
 “ of the present extension, for which Contracts have been taken ; to find every-
 “ thing except Land ; uphold and keep the same in repair for a period of one
 “ year after completion.

“ (2.) To make and completely finish, within three years from the time of sign-
 “ ing the Contract, a single Line of Railway to Bathurst, from the extension
 “ beyond Penrith, for which Contracts have been taken ; to find everything
 “ except Land ; uphold and keep the same in repair for a period of one year
 “ after completion.

“ (3.) To make and completely finish, within four years from the time of signing
 “ the Contract, a single Line of Railway from Singleton to Murrurundi ; to find
 “ everything except Land, and uphold and keep the same in repair for a period
 “ of one year after completion.

“ (4.) That the Government furnish the Contractors invited to Tender, with a
 “ copy of such Surveys or Plans and Sections, as far as they have been made
 “ for the above Lines, or that may be useful in preparing such Tender.

“ (5.) That “ finding everything ” shall include setting out the Works, Rails,
 “ Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts,
 “ Fencing, Level Crossings with Gates where required, suitable Stations with
 “ Platforms, Road Approaches, and everything else that may be required to com-
 “ plete a single Line of Railway to render it fit for Traffic.

“ (6.) That the Contractors shall receive payment in New South Wales Govern-
 “ ment Debentures at par, bearing interest at the rate of £5 per centum per
 “ annum, and terminable in thirty years.

“ (2.) That this House is further of opinion, that for the purpose of paying off such
 “ loans as may be hereafter raised, two per cent. upon such amount shall be every
 “ year taken from the Consolidated Revenue and invested either in the purchase
 “ of Debentures or other securities, and the interest and compound interest accruing
 “ from such securities shall be annually invested in the like manner.”—Upon
 which Mr. Holroyd had moved the Previous Question.

17. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the
 “ opinion of this House there ought to be a Silver and Copper Coinage issued from
 “ the Sydney Branch of the Royal Mint.”
18. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the
 motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into
 “ a Committee of the Whole to consider the propriety of adopting an Address to
 “ the Governor, praying that His Excellency will be pleased to place upon the
 “ Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment
 “ of an annual Pension of that amount to Mrs. Caroline Chisholm.”
19. Presbyterian College Bill ; second reading.
20. Municipalities Law Amendment Bill ; to be considered in Committee.
21. Metropolitan Corporation Bill ; to be further considered in Committee.
22. Public Service Superannuation Bill ; to be further considered in Committee.
23. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing
 this Bill.

NOTICES OF MOTION :—

1. MR. MORRIS to move, That it be a Sessional Order of this House for the remainder
 of the present Session,—
 (1.) That every Motion or Order of the Day to which, on the Question being put
 from the Chair—“ Whether there is any objection to its being a ‘ formal ’ Motion
 “ or Order of the Day ? ”—no objection shall be taken, shall be deemed to be a
 “ formal ” Motion or Order of the Day.
 (2.) That before the ordinary business of each day shall be entered upon, the
 Speaker shall call over the various Notices of Motion and Orders of the Day of
 which such ordinary Business consists, and on any such Motion or Order being
 called, it shall be competent for the Member, otherwise entitled to move it, to
 have the above question put with reference thereto ; and such “ formal ” Motions
 or Orders of the Day shall be disposed of in the relative order in which they stand
 on the Business Paper, taking precedence of all the other Motions and Orders of
 the Day.
 (3.) That no debate shall be allowed upon any of such “ formal ” Motions or Orders
 of the Day, but that the House may proceed to division thereupon, without debate,
 as in the case of the motion for the first reading of a Bill.
 (4.) That in consequence of any such “ formal ” Orders of the Day having been
 disposed of as aforesaid, it shall not be held that the House has proceeded to the
 Orders of the Day upon the Business Paper, so as to exclude thereafter the
 presentation of Petitions, or the reception of Notices of Motion.
2. DR. LANG to move, That the Petition presented by him on the 20th January, from
 certain Inhabitants of Taralga, against the proposal to impose a tax upon News-
 papers, be printed.

3. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
4. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
5. MR. LUCAS to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Smart, and the Mover.
6. MR. LUCAS to move, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.
7. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
8. MR. ARNOLD to move, That there be laid upon the Table of this House, a Return shewing the amounts expended in the various Districts of the Colony, since 1856, for Court House, Gaol, and Police Accommodation, together with the approximate value of such buildings in each District previously existing; such Return to apply to all cases where the collective value of such buildings exceeds £2,000.
9. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.
10. MR. GARRETT to move, That the Petition presented by him on the 6th January, from certain Journeymen Printers, against the proposed Postage Rate on Newspapers, be printed.
11. MR. DARVALL to move, That the Petition presented by him on 14th January, relative to a Bridge over the River Hunter, at Pitnacree, be printed.
12. MR. ROBERTSON to move, That the Petition presented by him on 14th January, relative to a Wharf at Shoalhaven, be printed.
13. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
14. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
15. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
16. MR. GARRETT to move, That there be laid upon the Table of this House,—
 - (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 - (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
 - (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
17. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

18. MR. DANGAR to move,—
 (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
19. MR. DANGAR to move, That there be laid upon the Table of this House,—
 (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 (3.) Copies of the final Decision in the case as made by the Minister for Lands.
20. MR. LUCKEY to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
21. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
22. MR. DALGLEISH to move,—
 (1.) That a Select Committee be appointed, with power to send for Persons and Papers, to inquire into, and report upon, the subject matter of a Petition, presented by him on 25th November, 1863, from Proprietors and others, in reference to obstructions to Darling Harbour.
 (2.) That such Committee consist of the following Members:—Mr. Martin, Mr. Eagar, Mr. Cowper, Mr. Love, Mr. Faucett, Mr. Redman, Mr. Smart, Dr. Lang, and the Mover.
23. MR. PIDDINGTON to move, That the Petition presented by him on 30th December, 1863, from the Inhabitants of the Manning River, respecting the necessity for establishing a Punt and constructing a Bridge near Wingham, be printed.
24. MR. ALEXANDER to move, That the two Petitions presented by him on the 5th January, from the Proprietors of the *Goulburn Herald* and *Goulburn Chronicle*, and from the Employés of the Goulburn Newspapers, respectively, be printed.
25. MR. STEWART to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney.
 (2.) That such Committee consist of Mr. Wilson, Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, and the Mover.
 (3.) That the Proceedings of, and Minutes of Evidence taken before the Select Committee, appointed on 21st October last, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
26. MR. SAMUEL to move, That there be laid upon the Table of this House,—
 (1.) A Return, by the Official Assignees of Insolvent Estates, shewing the amounts of Undivided Assets in their hands, or subject to their control respectively, on the 1st day of January, 1864, belonging to each respective Insolvent Estate assigned to such Assignees, specifying the names of the Bank or Banks in which such Assets are deposited; and the amounts remaining in such Banks, belonging to each separate Estate, on the said 1st January, 1864.
 (2.) A Return shewing the total amount of Assets collected in each Insolvent Estate, during the three years ending on 31st December, 1863; the total amount of Law Costs paid out of the Assets of each Estate; and the names of the Attorneys to whom such Costs have been paid; stating also whether such Law Costs have been so paid with or without the sanction of the Chief Commissioner of Insolvent Estates.
 (3.) A Return showing the amounts of Security Bonds given by each Official Assignee, for the faithful performance of his duties; the names of the Bondsmen; and the amount for which each is liable to Government.
27. MR. DRIVER to move, That the Petition presented by him on the 7th January, from Mr. Cyril Cecil, be printed.
28. MR. STEWART to move,—
 (1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.
 (2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.
 (3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.

29. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to authorize the Distillation and Sale of Spirits distilled from the fermented juice of the grape.
30. MR. WISDOM to move, That the Petition presented by him on the 8th January, from Manus Strain and party, Miners of Kiandra, be printed.
31. MR. SADLER to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
32. MR. HART to move, That there be laid upon the Table of this House, before the further consideration in Committee of Supply of the Estimates of Expenditure for 1864, a Schedule shewing in detail the proposed distribution or intended appropriation of the sums submitted in the said Estimates under the following heads, and also shewing in parallel columns the distribution and expenditure, as far as can be ascertained, of the moneys voted for similar services for the year 1863:—

<i>Volunteers :—</i>	
General Staff	£756
Artillery	713
Rifles	1,858
Naval Brigade	4,000
<i>Miscellaneous :—</i>	
Police Magistrates	19,220
Asylums for the Infirm and Destitute ...	9,000
Expenses attending the preparation of Electoral Lists	5,500
Do. of Returning Officers	1,250
<i>Sheriff :—</i>	
Country Bailiffs	£775
<i>Quarter Sessions :—</i>	
6 Crown Prosecutors	£3,000
<i>Post Office :—</i>	
Country Postmasters	£12,000
Inland Mails	60,000
<i>Colonial Storekeeper :—</i>	
Stores for Public Service	£35,000
Fuel and Light for departments in Sydney ...	4,000
<i>Printing Office :—</i>	
Compositors, Pressmen, &c.	£13,850
<i>Survey of Lands :—</i>	
5 District Surveyors, at £780	£3,900
6 Surveyors, at £665	3,930
5 Do. at £555	2,775
80 Wages and provisions to Surveying parties	7,125
Commission to Land Agents, &c.	6,000
<i>Occupation of Lands :—</i>	
2 Commissioners of Crown Lands, at £500 ...	£1,000
4 Do. at £450	1,800
5 Do. at £400	2,000
13 Bailiffs, at £183	2,379
11 Camp-keepers, at £40	440
<i>Gold Fields :—</i>	
4 Commissioners, at £500	£2,000
7 Assistant do., at £450	3,150
7 Do. 2nd class, at £350	2,450
7 Sub-Commissioners, at £275	1,925
25 Camp-keepers, at £50	1,250
<i>Roads :—</i>	
8 Superintendents of Minor Roads, at £350 ...	£2,800
8 Overseers, at £200	1,600
For the Construction and Maintenance of Subordinate Roads	70,000
For Minor Roads and Bridges	10,500
Towards planting and improving certain reserved lands in the City of Sydney ...	2,000
<i>Railways :—</i>	
Expenses of 126 miles of Railway, including maintenance, &c.	£85,490
30 Station Masters	5,460
<i>Public Works and Buildings :—</i>	
For repairs to Public Buildings generally ...	£12,000
Furniture and Fittings for Public Offices ...	4,000
Police Buildings	30,000
Gaols, Court Houses, and Lock-ups	15,000
Harbour Defences	5,000

33. MR. SADLEIR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Central Police Court of all Juvenile Offenders brought before the said Court for the last two years, specifying sex, age, offence charged, sentence, or whether admonished; whether able to read and write; names of Magistrates presiding; all cases of Juvenile Witnesses, during said period, whose testimony could not be taken on oath, owing to their ignorance of the obligations of an oath, if there be any record of the same.
34. MR. TIGHE to move,—
 (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
 (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
35. MR. MARTIN to move, That leave be granted to bring in a Bill to amend an Act intituled, "*An Act to incorporate the Proprietors of a certain Banking Company called 'the Bank of New South Wales, and for other purposes therein mentioned.'*"
36. MR. REDMAN to move, That the application by Robert Isbester and party, to the Government, for compensation arising out of the illegal appointment of a Chairman of the Appeal Court under the Gold Fields Act, be referred for the consideration and report of the Committee now sitting to consider and report upon the Working of the Gold Fields Act.
37. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and showing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
38. MR. SADLEIR to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
39. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
40. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
41. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
42. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
 (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.

- (3.) The extent of each contract.
- (4.) The rate of progress upon each contract in miles, and money paid per month.
- (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
- (6.) The names of sureties.
- (7.) The amount of per-centage retained in each case till completion of contract.
- (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Ways and Means ; Reception of Report of Committee.

TUESDAY, JANUARY 26.

QUESTIONS :—

- I. MR. EGAN *to ask* THE COLONIAL TREASURER,—
 - (1.) The amount of drawback paid upon Wine in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (2.) The amount of drawback paid upon Ale and Beer, in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (3.) The amount of drawback paid upon Tea, in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (4.) The amount of drawback paid upon Sugar Refined, in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (5.) The amount of drawback paid upon Sugar in Bond, in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (6.) The amount of drawback paid upon Coffee, in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (7.) The amount of drawback paid upon Chicory, in 1861, 1862, and 1863, shewing the total amount paid in each year ?
2. MR. DARVALL *to ask* THE COLONIAL SECRETARY,—
 - (1.) What number of Sovereigns and Half-sovereigns have been coined at the Sydney Mint, and the cost of that establishment during the year 1863, and the amount of charges received by that establishment ?
 - (2.) What has been the cost of the Escort Service during that period, and the amount of Escort Charges paid on Uncoined Gold ?
 - (3.) What quantity of Colonial Gold Coin has, during that period, been shipped from Sydney and Melbourne respectively to England, and from Sydney to Melbourne ?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DANGAR *to move*, That there be a Call of the House on Friday the 19th of February next.
2. MR. CUNNEEN *to move*, That the Petition presented by him on 19th January, relative to the Church and School Lands, be printed.

WEDNESDAY, JANUARY 27.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Supply ; Resumption of the Committee.
2. Treasury Bills Bill ; second reading.

FRIDAY, JANUARY 29.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. CUNNEEN *to move*,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.

TUESDAY, FEBRUARY 2.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. C. COWPER, JUNR., *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.

2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *vid Wagga Wagga*, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
3. MR. BUCHANAN to move, That there be laid upon the Table of this House, a Return of the Expenses in the year 1860 of the Colonial Storekeeper's Department, and in the years 1861, 1862, and 1863, of Stores and Stationery, specifying in the latter the salaries of the persons employed in the branches of Police, Stationery, Harbour Defences, and Light House, Stores, &c., and distinguishing the cost of Conveyance, Packing, Stationery, and Paper for Printing, Stores, and Fuel and Light.
4. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
5. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
6. MR. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
7. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
8. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
9. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December last, in the case of *Wells v. Hawley*.
10. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
11. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
12. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.

WEDNESDAY, FEBRUARY 3.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. WILSON to move,—
 - (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

ORDER OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill ; second reading.
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TUESDAY, FEBRUARY 9.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRIS to move the following Resolutions *seriatim* :—

That in the opinion of this House it is desirable,—

 - (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.

(3.)

- (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
- (4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
- (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.
- (6.) That the Riverine Province should return ten Members to the Legislative Assembly.
- (7.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.
- (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
- (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
2. MR. HART to move,—
- (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
- (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
- (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
3. MR. HART to move for leave to bring in a Bill to amend the Jurisdiction in Insolvency.
4. MR. HART to move, That this House, having had under its consideration the Return laid upon the Table, on the 3rd July, 1863, relative to the disposal or management of the Old Burial Ground in George-street, is of opinion that the same ought to be set apart as a Reserve for the Inhabitants of Sydney.
5. MR. HART to move, That this House, having had under its consideration the Report of the Select Committee of the Assembly, upon the case of Mr. William Sims Bell, laid upon the Table on the 2nd day of December, 1862, is of opinion:—
- (1.) That it clearly appears by the Evidence appended to the said Report, that the land forming the subject of the Petitioner's claim was granted to his father, Mr. Archibald Bell, by Letters Patent under the hand of Lieutenant-Colonel Paterson, bearing date the 3rd day of October, 1809, and was never formally surrendered to the Government by the Grantee, or by the Petitioner.
- (2.) That the Government having taken possession of the said land for public purposes, and not upon the ground that the Petitioner or his father had ever forfeited their right thereto, the said William Sims Bell is entitled to compensation for the land so resumed.
- (3.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.

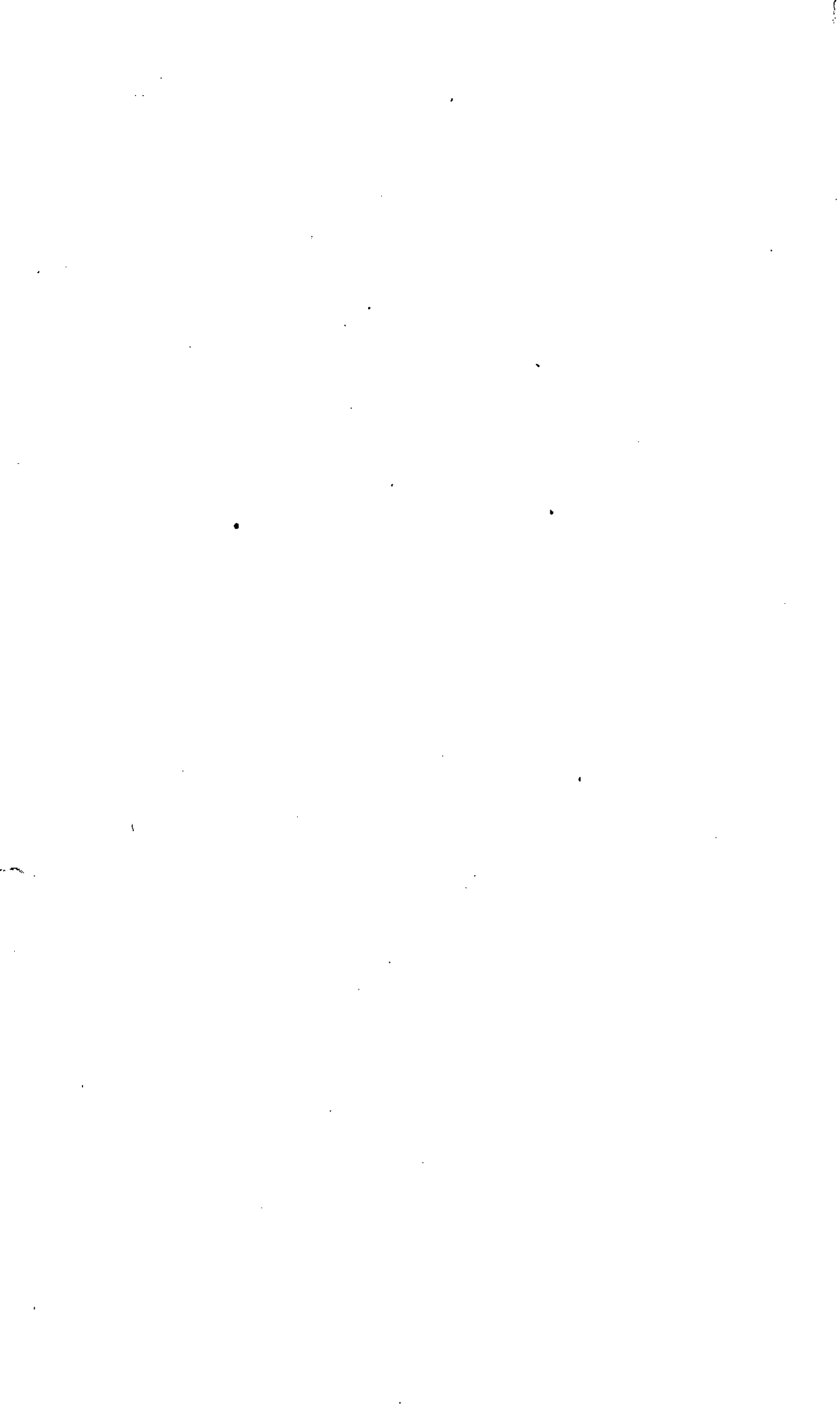
TUESDAY, FEBRUARY 16.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
- (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
2. MR. RUSDEN to move, That there be laid upon the Table of this House,—
- (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs "Yarrowford," or "Whitmore," and of "Shannon Vale," situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.

- (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of these runs were fixed or determined.
- (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.
3. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
4. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return showing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
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[Price, 1s.]



New South Wales.

No. 97.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 22 JANUARY, 1864.

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

Questions on Notice Paper for to-day :—

- (1.) Colonial Vessels Wrecked in 1863 :—Mr. Stewart asked the Colonial Treasurer, pursuant to Notice No. 1,—

(1.) What number of Colonial registered vessels were wrecked during the year 1863 ?

(2.) What were the names and tonnage of such vessels, and cause of wreck ?

(3.) What number of lives were lost in each ?

Mr. Eagar answered :—

(1.) The number of Colonial Registered Vessels known to have been wrecked in 1863, is sixteen.

(2 and 3.) The following is a return of the names, tonnage, lives lost, and cause of wreck :—

Names.	Tons.	Lives lost.	Cause of Wreck.
Australia	50	None ..	Lost by getting on shore in Broad Sound, Queensland.
Echo	20	"	Wrecked on passage between Shoalhaven and Sydney, off Long Point.
Absalom	25	"	Wrecked on Long Spit, in getting to sea from Macleay River.
Duke of Wellington..	87	5	Two saved. Foundered after slipping from Bellambi.
Pluto (s)	136	9	Left Sydney in July last, for Brisbane, but never arrived there.
Acacia	218	None..	Lost on Hokianga Bar.
Regent Bird	34	6	Left the Macleay River for Sydney, but never arrived.
Antagonist	287	None..	Lost in Torres Straits.
Mimosa (s)	95	2	Struck a rock off Bunga Head, and sunk.
T. S. Mort (s)	525	Not known.	Abandoned at sea between New Zealand and Sydney in July last. There was a crew of twenty-six men on board, which have not since been heard of.
Prince of Denmark ..	69	None ..	Wrecked by driving on the Chesterfield Group.
Black Diamond	101	"	Foundered off Cape Hawke. Crew landed at Seal Rock Bay.
Rebecca	68	"	Lost on Baffle Creek Bar, Queensland.
Maori	288	"	Foundered at her anchors off Pt. Western.
Sarah Dent	16	5	Capsized going into Port Stephens.
Herculean	92	None ..	Got on shore going into Newcastle.
Total	2,111	27	and 26 missing from the "T. S. Mort."

- (2.) Alteration in Railway Charges :—Mr. Terry asked the Secretary for Public Works, pursuant to Notice No. 2,—If the deduction in the Railway Charges has caused any increase or diminution in the weekly money returns; and, if so, to what extent?

Mr.

Mr. Holroyd answered :—The alteration in the rates took place on 1st November. The following are the gross returns for the four months before (July, August, September, and October), and the two months (November and December) since the reduction :—

July	...	...	...	...	£11,118
August	...	...	...	...	10,055
September	...	...	...	...	11,559
October	...	...	...	...	10,543
					10,654
November	...	...	...	...	10,654
December	...	...	...	...	13,146

(3.) Mr. Micklethwaite and Mr. George Hall :—Mr. Lucas asked the Secretary for Public Works, pursuant to Notice No. 3,—

(1.) Has the Government accepted, or do they intend to accept, the resignation of Mr. Micklethwaite ?

(2.) Has the Government dismissed Mr. George Hall; if not, do they intend to dismiss him ?

Mr. Holroyd answered :—

(1.) Mr. Micklethwaite's resignation has been accepted.

(2.) All action in Mr. Hall's case having been taken out of the hands of the Government by the Select Committee appointed to inquire into the state of the Public Works Department, that gentleman has not been dismissed.

(4.) Road from Moruya to Steamer :—Mr. Egan asked the Secretary for Lands, pursuant to Notice No. 4,—

(1.) Whether a Petition has been received by him, adopted at a Public Meeting by the Inhabitants of Moruya, praying that a Road be made from the Township to the place where the Steamer loads and unloads ?

(2.) If so, what course does the Government intend to adopt in reference to the said Petition ?

Mr. Wilson answered :—

(1.) A Petition was received, but only on the 14th instant, and has been forwarded to the Surveyor for report.

(2.) Until such report is received, it cannot be stated what course will be taken.

(5.) Local Trusts for Subordinate Road Expenditure :—Mr. Cunneen asked the Secretary for Public Works, pursuant to Notice No. 5,—

(1.) Is it the intention of the Government, under the new arrangement with respect to the Subordinate Roads of the Colony, to establish Local Trusts for the expenditure of the money upon the same ?

(2.) If not, by whom will the money granted for the repairs of such Roads be expended; and in what manner—by day labour or by contract ?

Mr. Holroyd answered :—

(1.) A Bill for the gradual transfer of Minor Roads to Trusts is now in the hands of the Parliamentary Draftsman.

(2.) For the present it is proposed to expend the money to be voted under the Commissioner for Main Roads, by contract and task, in the manner in which works on the Main Roads have been carried out.

(6.) Blacktown, Windsor, and Richmond Railway :—Mr. Cunneen asked the Secretary for Public Works, pursuant to Notice No. 6,—

(1.) Will a sum of money (in addition to that already voted) be required for the completion of the Blacktown, Windsor, and Richmond Railway ?

(2.) If so, what amount, and what steps will the Government take to have the amount required voted by Parliament, in order that no delay in the completion of the line may take place for want of funds ?

Mr. Holroyd answered :—

(1.) An additional sum of £10,000 will be required for the completion of the works.

(2.) Application will be made to Parliament for a supplementary vote for this purpose.

2. Special Adjournment :—Mr. Martin, *with the concurrence of the House*, moved, without notice, That this House, at its rising, do adjourn until Three o'clock on Wednesday next.

Debate ensued.

Question put and passed.

3. Assent to Bill :—The following Message from His Excellency the Governor was delivered by Mr. Martin, and read by the Speaker :—

JOHN YOUNG,

Message No. 16.

Governor.

A Bill, intituled, "*An Act for the prevention and cure of Scab in Sheep*," as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper officer for enrolment, in the manner required by law.

Government House,

Sydney, 21st January, 1864.

4. Ways and Means :—On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

The

The Chairman reported progress, and obtained leave to sit again on Wednesday next.

The Chairman also reported that the Committee had come to some Resolutions.

Ordered, on motion of the Chairman, that the said Resolutions be received on Wednesday next.

5. Postponements :—The undermentioned Orders of the Day of Other Business postponed, respectively, on motion of the Members named, as follows :—
 (1.) Order No. 1, until this day week—Mr. Robertson.
 (2.) Order No. 2, until this day week—Mr. Macpherson.
 (3.) Order No. 3, until this day week—Mr. Cowper.
 (4.) Order No. 4, until this day week—Mr. Macleay.

6. City Bank Bill (Order No. 5 of Other Business), on motion of Mr. Cowper, read a second time.

Whereupon, on motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.

The Chairman having reported the Bill without amendment, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time this day week.

7. Postponements :—The undermentioned Orders of the Day of Other Business postponed, respectively, on motion of the Members named, as follows :—

- (1.) Order No. 6, until this day fortnight—Mr. Leary.
 (2.) Order No. 7, until this day week—Mr. Piddington.

8. Moruya Silver Mining Company's Incorporation Bill (Order No. 8 of Other Business), on motion of Mr. Leary, read a second time.

Whereupon, on motion of Mr. Leary, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.

The Chairman reported progress, and obtained leave to sit again this day fortnight.

9. Cox's Marriage Settlement Bill (Order No. 9 of Other Business), on motion of Mr. Holroyd, read a second time.

Whereupon, on motion of Mr. Holroyd, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.

The Chairman having reported the Bill without amendment, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time this day week.

10. Postponements :—The undermentioned Orders of the Day of Other Business, postponed respectively, on motion of the Members named, as follows :—

- (1.) Order No. 10, until this day fortnight—Mr. Morris.
 (2.) Order No. 11, until this day fortnight—Mr. Terry.
 (3.) Order No. 12, until this day fortnight—Mr. Holroyd.
 (4.) Order No. 13, until this day fortnight—Mr. Garrett.

11. Mr. N. L. Kentish :—On the Order of the Day (No. 14 of Other Business), viz. —
 Debate on the Motion of Mr. Harpur :—

“ (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.

“ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover,”—

being read,—

Mr. Harpur moved, That this Order of the Day “ stand an Order of the Day for this day week.”

Debate ensued.

Mr. Garrett moved, That the Question be amended by omitting the words “ stand an Order of the Day for this day week,” with a view to inserting in their place the words “ be discharged from the Paper.”

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

The House divided.

Ayes, 14.

Mr. Bell,	Mr. Driver,
Mr. Macleay,	<i>Tellers.</i>
Mr. Martin,	
Mr. Wilson,	Mr. Harpur,
Mr. W. Forster,	Mr. Holroyd.
Mr. Burdekin,	
Mr. Eagar,	
Mr. Wisdom,	
Mr. Redman,	
Mr. Flett,	
Mr. Lucas,	

Noes, 9.

Mr. Terry,
Mr. Sutherland,
Mr. Dalgleish,
Mr. Allen,
Mr. Stewart,
Mr. Leary,
Mr. Garrett,
<i>Tellers.</i>
Mr. Cowper,
Mr. Morris.

Original Question then put and passed.

The House adjourned, on motion of Mr. Martin, at six minutes after Eleven o'clock,—standing so adjourned until *Three o'clock on Wednesday next.*

JOHN HAY,
Speaker.

NOTICES

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

WEDNESDAY, JANUARY 27.

QUESTIONS :—

1. MR. BURDEKIN *to ask* THE SECRETARY FOR PUBLIC WORKS,—Is any money available at present for improving the Crossing at Breeza?
2. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) By whose authority Mr. Kemp—assistant to Mr. Moore, Director of the Botanical Gardens—was suspended?
 - (2.) Is there any charge pending against Mr. Kemp, bailiff of the Government Domain and Hyde Park; if so, by whom made?
3. MR. DANGAR *to ask* THE COLONIAL TREASURER,—
 - (1.) How many extra Tide-waiters and Landing-waiters have been appointed to the Customs Department, since the 1st January, under the new Tariff?
 - (2.) What amounts have the Government paid for extra assistance in the collection of the new duties?
 - (3.) The names of the officers appointed, since the Tariff was altered, permanent or otherwise?
4. MR. EGAN *to ask* THE COLONIAL TREASURER,—
 - (1.) The amount of drawback paid upon Wine in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (2.) The amount of drawback paid upon Ale and Beer, in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (3.) The amount of drawback paid upon Tea, in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (4.) The amount of drawback paid upon Sugar Refined, in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (5.) The amount of drawback paid upon Sugar in Bond, in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (6.) The amount of drawback paid upon Coffee, in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (7.) The amount of drawback paid upon Chicory, in 1861, 1862, and 1863, shewing the total amount paid in each year?
5. MR. DARVALL *to ask* THE COLONIAL SECRETARY,—
 - (1.) What number of Sovereigns and Half-sovereigns have been coined at the Sydney Mint, and the cost of that establishment during the year 1863, and the amount of charges received by that establishment?
 - (2.) What has been the cost of the Escort Service during that period, and the amount of Escort Charges paid on Uncoined Gold?
 - (3.) What quantity of Colonial Gold Coin has, during that period, been shipped from Sydney and Melbourne respectively to England, and from Sydney to Melbourne?

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. EGAN *to move* for leave to bring in a Bill for granting Duties of Customs.

ORDERS OF THE DAY :—

1. Supply; Resumption of the Committee.
2. Treasury Bills Bill; second reading.
3. Ways and Means; Resumption of the Committee.
4. Ways and Means; Reception of Report of Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DANGAR *to move*, That there be a Call of the House on Friday the 19th of February next.
2. MR. CUNNEEN *to move*, That the Petition presented by him on 19th January, relative to the Church and School Lands, be printed.
3. MR. MORRIS *to move*, That it be a Sessional Order of this House for the remainder of the present Session,—
 - (1.) That every Motion or Order of the Day to which, on the Question being put from the Chair—"Whether there is any objection to its being a 'formal' Motion 'or Order of the Day?'"—no objection shall be taken, shall be deemed to be a "formal" Motion or Order of the Day.
 - (2.) That before the ordinary business of each day shall be entered upon, the Speaker shall call over the various Notices of Motion and Orders of the Day of which such ordinary Business consists, and on any such Motion or Order being called, it shall be competent for the Member, otherwise entitled to move it, to have the above question put with reference thereto; and such "formal" Motions or Orders of the Day shall be disposed of in the relative order in which they stand on the Business Paper; taking precedence of all the other Motions and Orders of the Day.
 - (3.) That no debate shall be allowed upon any of such "formal" Motions or Orders of the Day, but that the House may proceed to division thereupon, without debate, as in the case of the motion for the first reading of a Bill.

(4.)

- (4.) That in consequence of any such "formal" Orders of the Day having been disposed of as aforesaid, it shall not be held that the House has proceeded to the Orders of the Day upon the Business Paper, so as to exclude thereafter the presentation of Petitions, or the reception of Notices of Motion.
4. DR. LANG to move, That the Petition presented by him on the 20th January, from certain Inhabitants of Taralga, against the proposal to impose a tax upon Newspapers, be printed.
 5. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
 6. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
 7. MR. LUCAS to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Smart, and the Mover.
 8. MR. LUCAS to move, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.
 9. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry:—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
 10. MR. ARNOLD to move, That there be laid upon the Table of this House, a Return shewing the amounts expended in the various Districts of the Colony, since 1856, for Court House, Gaol, and Police Accommodation, together with the approximate value of such buildings in each District previously existing; such Return to apply to all cases where the collective value of such buildings exceeds £2,000.
 11. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.
 12. MR. GARRETT to move, That the Petition presented by him on the 6th January, from certain Journeymen Printers, against the proposed Postage Rate on Newspapers, be printed.
 13. MR. DANVALL to move, That the Petition presented by him on 14th January, relative to a Bridge over the River Hunter, at Pitnacree, be printed.
 14. MR. ROBERTSON to move, That the Petition presented by him on 14th January, relative to a Wharf at Shoalhaven, be printed.
 15. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
 16. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
 17. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
 18. MR. GARRETT to move, That there be laid upon the Table of this House,—
 - (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 - (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
 - (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
 19. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

" Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

" Your

- “ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
- (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
20. MR. DANGAR to move,—
 (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
21. MR. DANGAR to move, That there be laid upon the Table of this House,—
 (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 (3.) Copies of the final Decision in the case as made by the Minister for Lands.
22. MR. LACKEY to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
23. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
24. MR. DALGLEISH to move,—
 (1.) That a Select Committee be appointed, with power to send for Persons and Papers, to inquire into, and report upon, the subject matter of a Petition, presented by him on 25th November, 1863, from Proprietors and others, in reference to obstructions to Darling Harbour.
 (2.) That such Committee consist of the following Members:—Mr. Martin, Mr. Eagar, Mr. Cowper, Mr. Love, Mr. Faucett, Mr. Redman, Mr. Smart, Dr. Lang, and the Mover.
25. MR. PIDDINGTON to move, That the Petition presented by him on 30th December, 1863, from the Inhabitants of the Manning River, respecting the necessity for establishing a Punt and constructing a Bridge near Wingham, be printed.
26. MR. ALEXANDER to move, That the two Petitions presented by him on the 5th January, from the Proprietors of the *Goulburn Herald* and *Goulburn Chronicle*, and from the Employés of the Goulburn Newspapers, respectively, be printed.
27. MR. STEWART to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney.
 (2.) That such Committee consist of Mr. Wilson, Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, and the Mover.
 (3.) That the Proceedings of, and Minutes of Evidence taken before the Select Committee, appointed on 21st October last, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
28. MR. SAMUEL to move, That there be laid upon the Table of this House,—
 (1.) A Return, by the Official Assignees of Insolvent Estates, shewing the amounts of Undivided Assets in their hands, or subject to their control respectively, on the 1st day of January, 1864, belonging to each respective Insolvent Estate assigned to such Assignees, specifying the names of the Bank or Banks in which such Assets are deposited; and the amounts remaining in such Banks, belonging to each separate Estate, on the said 1st January, 1864.
 (2.) A Return shewing the total amount of Assets collected in each Insolvent Estate, during the three years ending on 31st December, 1863; the total amount of Law Costs paid out of the Assets of each Estate; and the names of the Attorneys to whom such Costs have been paid; stating also whether such Law Costs have been so paid with or without the sanction of the Chief Commissioner of Insolvent Estates.
 (3.) A Return shewing the amounts of Security Bonds given by each Official Assignee, for the faithful performance of his duties; the names of the Bondsmen; and the amount for which each is liable to Government.
29. MR. DRIVER to move, That the Petition presented by him on the 7th January, from Mr. Cyril Cecil, be printed.
30. MR. STEWART to move,—
 (1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.

(2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.

(3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.

31. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to authorize the Distillation and Sale of Spirits distilled from the fermented juice of the grape.
32. MR. WISDOM to move, That the Petition presented by him on the 8th January, from Manus Strain and party, Miners of Kiangra, be printed.
33. MR. SADLER to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
34. MR. HART to move, That there be laid upon the Table of this House, before the further consideration in Committee of Supply of the Estimates of Expenditure for 1864, a Schedule shewing in detail the proposed distribution or intended appropriation of the sums submitted in the said Estimates under the following heads, and also shewing in parallel columns the distribution and expenditure, as far as can be ascertained, of the moneys voted for similar services for the year 1863 :—

Volunteers :—

General Staff	£756
Artillery	713
Rifles	1,858
Naval Brigade	4,000

Miscellaneous :—

Police Magistrates	19,220
Asylums for the Infirm and Destitute	9,000
Expenses attending the preparation of Electoral Lists	5,500
Do. of Returning Officers	1,250

Sheriff :—

Country Bailiffs	£775
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Quarter Sessions :—

6 Crown Prosecutors	£3,000
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Post Office :—

Country Postmasters	£12,000
Inland Mails	60,000

Colonial Storekeeper :—

Stores for Public Service	£35,000
Fuel and Light for departments in Sydney	4,000

Printing Office :—

Compositors, Pressmen, &c.	£13,850
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Survey of Lands :—

5 District Surveyors, at £780	£3,900
6 Surveyors, at £665	3,930
5 Do. at £555	2,775
80 Wages and provisions to Surveying parties	7,125
Commission to Land Agents, &c.	6,000

Occupation of Lands :—

2 Commissioners of Crown Lands, at £500	£1,000
4 Do. at £450	1,800
5 Do. at £400	2,000
13 Bailiffs, at £183	2,379
11 Camp-keepers, at £40	440

Gold Fields :—

4 Commissioners, at £500	£2,000
7 Assistant do., at £450	3,150
7 Do. 2nd class, at £350	2,450
7 Sub-Commissioners, at £275	1,925
25 Camp-keepers, at £50	1,250

Roads :—

8 Superintendents of Minor Roads, at £350	£2,800
8 Overseers, at £200	1,600
For the Construction and Maintenance of Subordinate Roads	70,000
For Minor Roads and Bridges	10,500
Towards planting and improving certain reserved lands in the City of Sydney	2,000

Railways :—

Expenses of 126 miles of Railway, including maintenance, &c.	£85,490
30 Station Masters	5,460

Public Works and Buildings :—

For repairs to Public Buildings generally ...	£12,000
Furniture and Fittings for Public Offices ...	4,000
Police Buildings ...	30,000
Goals, Court Houses, and Lock-ups ...	15,000
Harbour Defences ...	5,000

35. MR. SADLEIR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Central Police Court of all Juvenile Offenders brought before the said Court for the last two years, specifying sex, age, offence charged, sentence, or whether admonished; whether able to read and write; names of Magistrates presiding; all cases of Juvenile Witnesses, during said period, whose testimony could not be taken on oath, owing to their ignorance of the obligations of an oath, if there be any record of the same.
36. MR. TIGHE to move,—
 (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
 (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
37. MR. MARTIN to move, That leave be granted to bring in a Bill to amend an Act intituled, “*An Act to incorporate the Proprietors of a certain Banking Company called “the Bank of New South Wales, and for other purposes therein mentioned.”*”
38. MR. REDMAN to move, That the application by Robert Isbester and party, to the Government, for compensation arising out of the illegal appointment of a Chairman of the Appeal Court under the Gold Fields Act, be referred for the consideration and report of the Committee now sitting to consider and report upon the Working of the Gold Fields Act.
39. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to show the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
40. MR. SADLEIR to move for leave to bring in a Bill, intituled “A Bill to promote Elementary Education and the establishment of Industrial Schools.”
41. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
42. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
43. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

44. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—

- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
- (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
- (3.) The extent of each contract.
- (4.) The rate of progress upon each contract in miles, and money paid per month.
- (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
- (6.) The names of sureties.
- (7.) The amount of per-centage retained in each case till completion of contract.
- (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY :—

1. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
2. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—

“(1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—

“(1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

“(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

“(3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

“(4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

“(5.) That “finding everything” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

“(6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

“(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.
3. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
4. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
5. Presbyterian College Bill; second reading.
6. Municipalities Law Amendment Bill; to be considered in Committee.
7. Metropolitan Corporation Bill; to be further considered in Committee.
8. Public Service Superannuation Bill; to be further considered in Committee.
9. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

THURSDAY,

THURSDAY, JANUARY 28.

QUESTION :—

1. MR. GARRETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—What Minor Roads have been removed from under the control and management of the Lands Department to that of the Department of Public Works?

FRIDAY, JANUARY 29.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Impounding Bill ; to be further considered in Committee.
2. Church and School Lands Trust Bill ; second reading.
3. Juvenile Reformatories Bill ; second reading.
4. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
5. City Bank Bill ; third reading.
6. Dog Nuisance Abatement Bill ; second reading.
7. Cox's Marriage Settlement Bill ; third reading.
8. Debate on Motion of Mr. Harpur :—
 “ (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 “ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”

NOTICES OF MOTION :—

1. MR. CUNNEEN to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
2. MR. SABLEIR to move,—
 (1.) That for the more efficient and economical working of the Railways, and with a view to encourage private enterprise—lessen the system of Government centralization, so liable to abuse—it is the opinion of this House that the present system of Railway management be abandoned, and said Railways be farmed out, so that they may be worked by contract.
 (2.) That with a view to relieve the Consolidated Revenue of the Colony from a large and capricious expenditure of the public funds for local purposes, calculated to vitiate the independence of the Representatives of the people, to encourage a vicious system of patronage and centralization, it is, in the opinion of this House, desirable to establish throughout the Colony, having regard to local population, County or District Councils (being elective), empowered to carry out local taxation, aided by proportionate annual grants from the Legislature, for local purposes.
 (3.) That the foregoing Resolutions be presented, by Address, to His Excellency the Governor.

TUESDAY, FEBRUARY 2.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orango.
 (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
3. MR. BUCHANAN to move, That there be laid upon the Table of this House, a Return of the Expenses in the year 1860 of the Colonial Storekeeper's Department, and in the years 1861, 1862, and 1863, of Stores and Stationery, specifying in the latter the salaries of the persons employed in the branches of Police, Stationery, Harbour Defences, and Light House, Stores, &c., and distinguishing the cost of Conveyance, Packing, Stationery, and Paper for Printing, Stores, and Fuel and Light.

II.

4. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
5. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
6. MR. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunnatic Asylums.
7. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
8. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
9. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December last, in the case of Wells v. Hawley.
10. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
11. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
12. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.

 WEDNESDAY, FEBRUARY 3.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WILSON to move,—
 - (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

ORDER OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.

 FRIDAY, FEBRUARY 5.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Moruya Silver Mining Company's Incorporation Bill; to be further considered in Committee.
3. Smoke Nuisance Abatement Bill; second reading.
4. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
5. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee "on the Harbour Defences, laid upon the Table by him on 9th September, be now "adopted by this House."
6. Vexatious Indictments Prevention Bill; second reading.

 TUESDAY, FEBRUARY 9.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MORRIS to move the following Resolutions *seriatim*:—
 - That in the opinion of this House it is desirable,—
 - (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz.:—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.

(3.)

- (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
- (4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
- (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.
- (6.) That the Riverine Province should return ten Members to the Legislative Assembly.
- (7.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.
- (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
- (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
2. MR. HART to move,—
- (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
- (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
- (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
3. MR. HART to move for leave to bring in a Bill to amend the Jurisdiction in Insolvency.
4. MR. HART to move, That this House, having had under its consideration the Return laid upon the Table, on the 3rd July, 1863, relative to the disposal or management of the Old Burial Ground in George-street, is of opinion that the same ought to be set apart as a Reserve for the Inhabitants of Sydney.
5. MR. HART to move, That this House, having had under its consideration the Report of the Select Committee of the Assembly, upon the case of Mr. William Sims Bell, laid upon the Table on the 2nd day of December, 1862, is of opinion:—
- (1.) That it clearly appears by the Evidence appended to the said Report, that the land forming the subject of the Petitioner's claim was granted to his father, Mr. Archibald Bell, by Letters Patent under the hand of Lieutenant-Colonel Paterson, bearing date the 3rd day of October, 1809, and was never formally surrendered to the Government by the Grantee, or by the Petitioner.
- (2.) That the Government having taken possession of the said land for public purposes, and not upon the ground that the Petitioner or his father had ever forfeited their right thereto, the said William Sims Bell is entitled to compensation for the land so resumed.
- (3.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.

TUESDAY, FEBRUARY 16.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
- (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
2. MR. RUSDEN to move, That there be laid upon the Table of this House,—
- (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs "Yarrowford," or "Whitmore," and of "Shannon Vale," situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.

(2.)

- (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of these runs were fixed or determined.
- (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.
3. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
4. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
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[Price, 1s.]



New South Wales.

No. 98.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 27 JANUARY, 1864.

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

Questions on Notice Paper for to-day :—

- (1.) Crossing at Breeza :—Mr. Burdekin asked the Secretary for Public Works, pursuant to Notice No. 1,—Is any money available at present for improving the Crossing at Breeza?

Mr. Holroyd answered :—There is no money specially allotted for this purpose, but the Cost can be defrayed from the Vote for Unclassified Roads for 1864, so soon as the nature and extent of the repairs are known. An officer of the Road Department has been instructed to report as to the Improvements required.

- (2.) Mr. Kemp—Bailiff of Government Domain, &c. :—Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 2,—

(1.) By whose authority Mr. Kemp—Assistant to Mr. Moore, Director of the Botanical Gardens—was suspended?

(2.) Is there any charge pending against Mr. Kemp, Bailiff of the Government Domain and Hyde Park; if so, by whom made?

Mr. Wilson answered :—

(1.) By Mr. Moore's.

(2.) Yes; by Mr. Moore.

- (3.) Extra Tide-waiters and Landing-waiters :—Mr. Dangar asked the Colonial Treasurer, pursuant to Notice No. 3,—

(1.) How many extra Tide-waiters and Landing-waiters have been appointed to the Customs Department, since the 1st January, under the new Tariff?

(2.) What amounts have the Government paid for extra assistance in the collection of the new duties?

(3.) The names of the Officers appointed, since the Tariff was altered, permanent or otherwise?

Mr. Eagar answered :—

(1.) No Appointments have yet been made under the new Tariff.

(2.) Extra assistance has been necessary, but it is impossible to state what part of the cost has been incurred in the collection of the New Duties, as a great portion of the time of the Extra Officers has been employed in compiling Parliamentary Returns.

(3.) The extra work has been performed by persons previously attached to the Department as supernumeraries or extra Tide-waiters.

(Mr. Egan withdrew the Question standing in his name, No. 4.)

- (4.) Sydney Mint Statistics :—Mr. Darvall asked the Colonial Secretary, pursuant to Notice No. 5,—

(1.) What number of Sovereigns and Half-sovereigns have been coined at the Sydney Mint, and the cost of that establishment during the year 1863, and the amount of charges received by that establishment?

(2.) What has been the cost of the Escort Service during that period, and the amount of Escort Charges paid on Uncoined Gold?

(3.)

(3.) What quantity of Colonial Gold Coin has, during that period, been shipped from Sydney and Melbourne respectively to England, and from Sydney to Melbourne?

Mr. Eagar answered:—The number of Sovereigns coined in the Sydney Mint during the year 1863, has been 1,255,500. The number of Half-sovereigns 558,500. The cost of the establishment during the year 1863, has been £14,245 2s. 10d. which is made up of the following items:—

Salaries and Contingencies...	£13,642	15	5
Fuel and Light	592	7	5
Postage	10	0	0

The amount received for Mint Charges was £23,602 12s. 11d.

(2.) Next as to the cost of the Escort Service during that period,—the amount was £13,801, and the Escort Charges paid on Uncoined Gold was £1,230 19s. 8d.

(3.) As to the final question, the Collector of Customs reports to me as follows:—
“There are no materials in this office for this Return. We do not know what Gold Coin is shipped from Melbourne. The Gold Coin shipped here is not shipped for England, but generally for Gallé. The only portion therefore of the Return which I could furnish is the export from Sydney to Melbourne, and it would take some time to prepare it.”

2. Church and School Lands:—Mr. Cunneen presented a Petition from certain Inhabitants of Wilberforce and the vicinity, in favour of the vesting of these lands in Trustees for the support of Religion and Education.
Petition received.
3. Papers:—
 - (1.) Mr. Eagar laid upon the Table, Letter—dated 5th November, 1863, from Office of Committee of Privy Council for Trade, Marine Department, to Treasurer New South Wales,—being further Correspondence respecting Collision between the steamers “Kembla” and “Hunter.”
Ordered to be printed
 - (2.) Mr. Holroyd laid upon the Table, Return to Order in reference to “Formation of Great South Road through North Gundagai,” made by this House, on motion of Mr. Macleay, on 29th December, 1863.
Ordered to be printed.
4. Municipality of Shoalhaven:—Mr. Robertson presented a Petition from the Ex-Aldermen of the Shoalhaven Municipality, representing that the Supreme Court having declared the said Municipality to have been illegally constituted, an Injunction had been obtained by Alexander Berry, Esq., a Ratepayer, to restrain the Corporation from acting as a Municipal body; and that, since the Injunction was made absolute, Mr. Berry had caused Execution to issue against the Petitioners for Costs incurred by himself in the matter of the Injunction;—and praying redress.
Petition received.
5. Proposed Postage Rate on Newspapers:—Mr. Morrice presented a Petition from certain Inhabitants of Sutton Forest, against the proposed Postage Rate on Newspapers.
Petition received.
6. Discharged Overseers of Minor Roads:—Mr. Robertson presented a Petition from William Gallum, A. Campbell, and Edward Ryan, late Overseers of Minor Roads, complaining of their dismissal from office; and praying redress.
Petition received.
7. Church and School Lands:—Mr. Cunneen presented a Petition from certain Residents of Sackville Reach, Hawkesbury River, and the neighbourhood, in favour of the vesting of these Lands in Trustees for the support of Religion and Education.
Petition received.
8. Customs Duties Bill:—Mr. Eagar moved, pursuant to amended notice, for leave to bring in a Bill for granting Duties of Customs, founded upon part of Resolution No. 6, and the whole of Resolutions Nos. 7 to 21 inclusive, of Ways and Means.
Question put and passed.
9. Paper:—Mr. W. Forster laid upon the Table, Return of the number of Applications, with amount of Fees, &c., under the Real Property Act, from 1st January to 31st December, 1863.
Ordered to be printed.
10. Customs Duties Bill:—Mr. Eagar having presented this Bill, Bill, intituled “A Bill for granting Duties of Customs,” read a first time.
Ordered to be printed, and read a second time to-morrow.
11. Postponements:—
 - (1.) The Order of the Day for the Resumption of the Committee of Supply postponed, on motion of Mr. Eagar, until to-morrow.
 - (2.) The Order of the Day for the second reading of the Treasury Bills postponed, on motion of Mr. Eagar, until the Order of the Day for the Reception of Report of Committee of Ways and Means shall have been disposed of.
 - (3.) The Order of the Day for the Resumption of the Committee of Ways and Means postponed, on motion of Mr. Eagar, until the Order of the Day for the second reading of the Treasury Bills shall have been disposed of.

12. Ways and Means :—On the Order of the Day for the Reception of the Report of the Committee of Ways and Means being read, the Chairman of Committees reported from that Committee several Resolutions, which were read a first time, as follow :—

(22.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged the following Stamp Duties, namely :—

On each Inland Bill of Exchange or Promissory Note for the payment to the bearer or to order at any time otherwise than on demand, of any sum of money not exceeding £25	£	s.	d.
Do. 25 and not exceeding £50	0	0	3
Do. 50 do. £100	0	0	6
Do. 50 do. £100	0	1	0

And where the same shall exceed £100, then for every £50, and also for any fractional part of £50

0 0 6

On Foreign Bills of Exchange or Promissory Notes drawn in but payable out of the Colony of New South Wales :—

If drawn singly or otherwise than in a set of three or more

{ The same duty as on an Inland Bill of the same amount and tenor.

If drawn in sets of three or more, for every Bill of each set where the sum payable thereby shall not exceed £25	0	0	1
And where it shall exceed £25 and not exceed £50	0	0	2
Do. 50 do. £100	0	0	4

And where the same shall exceed £100, then for every £50 and also any fractional part of £50... ..

0 0 2

(23.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged the following Stamp Duties, namely :—

On Conveyances of any kind upon the sale of any real estate or any interest therein, for or in respect of the principal, or only deed, instrument, or writing, whereby such real estate or interest therein may be conveyed to or vested in the purchaser or any person by his direction.

Where the purchase or consideration money therein or thereon expressed, shall exceed £25 and not exceed £50	0	5	0
And where the same shall exceed £50 and not exceed £75... ..	0	7	6
And where the same shall exceed £75 and not exceed £100.. ..	0	10	0
And where the purchase or consideration money shall exceed £100, then for every £100, and also for any fractional part of £100	0	10	0

(24.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged the following Stamp Duties, namely :—

On Conveyances or Transfers of any Squatting Station held on lease from the Crown, (including the Stock thereon,) or of any interest therein where the purchase money therein expressed shall exceed—

£100 and not exceed £200	1	0	0
And where the purchase money shall exceed £200, then for every £100, and for any fractional part of £100	0	10	0

(25.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged the following Stamp Duties, namely :—

On Mortgages of any Real Estate where the same shall be made as a security for the payment of any definite and certain sum of money advanced or lent at the time, or previously due and owing, or foreborne to be paid, being payable—

Not exceeding £50	0	1	3
Exceeding £50 and not exceeding £100	0	2	6
And where the same shall exceed £100, then for every £100, and also for any fractional part of £100	0	2	6

(26.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged the following Stamp Duties, namely :—

On Mortgages of any Squatting Station held on Lease from the Crown or of any interest therein—where the same shall be made of a security for the payment of any definite and certain sum of money advanced or lent at the time, or previously due and owing, or foreborne to be paid, being payable—

Not exceeding £100	0	2	6
And where the same shall exceed £100, then for every £100, and also for any fractional part of £100.. ..	0	2	6

(27.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged the following Stamp Duties, namely :—

Promissory Notes, payable to bearer on demand, issued by any Bank or Banking Company at the rate of for every £100 of the average annual amount in circulation as certified under 4th Vict., No. 13	2	0	0
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(28.)

(28.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged the following Stamp Duties, namely:—

On Transfer of Shares or Stock where the purchase or consideration money for the same shall not—

		£	s.	d.			£	s.	d.
Exceed	£25..0	1	3		Exceeding £225 not exceeding £250..0	12	6		
Exceeding £25 not exceeding 50..0	50..0	2	6		" 250	"	275..0	13	9
" 50	" 75 0 3 9				" 275	"	300..0	15	0
" 75	" 100..0 5 0				" 300	"	350..0	17	6
" 100	" 125..0 6 3				" 350	"	400..1	0	0
" 125	" 150..0 7 6				" 400	"	450..1	2	6
" 150	" 175..0 8 9				" 450	"	500..1	5	0
" 175	" 200..0 10 0				" 500	"	550..1	7	6
" 200	" 225..0 11 3				" 550	"	600..1	10	0
For every additional £100 or fractional part of £100							0 5 0		

Mr. Eagar then moved, That these Resolutions be now read a second time.

Debate ensued.

Question put.

The House divided.

Ayes, 27.

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|-----------------|-----------------|
| Mr. Martin, | Mr. Morris, |
| Mr. Wilson, | Mr. Lucas, |
| Mr. Eagar, | Mr. Piddington, |
| Mr. W. Forster, | Mr. Holt, |
| Mr. Faucett, | Mr. Rusden, |
| Mr. Holroyd, | Mr. Bell, |
| Mr. Haworth, | Mr. Raper, |
| Mr. Leary, | Mr. Dalgleish, |
| Mr. Samuel, | Mr. Gordon, |
| Mr. Cunneen, | Mr. Wisdom, |
| Mr. Tighe, | |
| Mr. Emanuel, | <i>Tellers.</i> |
| Mr. Alexander, | Mr. Macleay, |
| Dr. Lang, | Mr. Buchanan. |
| Mr. Stewart, | |

Noes, 12.

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|-----------------------|
| Mr. Garrett, |
| Mr. Burdckin, |
| Mr. R. Forster, |
| Mr. Terry, |
| Mr. Sadleir, |
| Mr. Egan, |
| Mr. C. Cowper, junr., |
| Mr. Morrice, |
| Mr. Dangar, |
| Mr. Cowper, |
| <i>Tellers.</i> |
| Mr. Redman, |
| Mr. Darvall. |

Resolutions thereupon read a second time.

Whereupon Mr. Eagar moved, That the House doth agree to the Resolutions as read.

Question put.

The House divided.

Ayes, 28.

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|-----------------|-----------------|
| Mr. Martin, | Mr. Morris, |
| Mr. Wilson, | Mr. Lucas, |
| Mr. Eagar, | Mr. Piddington, |
| Mr. W. Forster, | Mr. Holt, |
| Mr. Faucett, | Mr. Rusden, |
| Mr. Holroyd, | Mr. Bell, |
| Mr. Haworth, | Mr. Raper, |
| Mr. Allen, | Mr. Dalgleish, |
| Mr. Stewart, | Mr. Buchanan, |
| Mr. Cunneen, | Mr. Wisdom, |
| Mr. Tighe, | |
| Mr. Emanuel, | <i>Tellers.</i> |
| Mr. Alexander, | Mr. Gordon, |
| Mr. Samuel, | Mr. Macleay, |
| Mr. Leary, | |
| Dr. Lang, | |

Noes, 14.

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|-----------------------|
| Mr. Redman, |
| Mr. Darvall, |
| Mr. Garrett, |
| Mr. Burdckin, |
| Mr. R. Forster, |
| Mr. Terry, |
| Mr. Sadleir, |
| Mr. Cowper, |
| Mr. Egan, |
| Mr. Dangar, |
| Mr. C. Cowper, junr., |
| Mr. Morrice, |
| <i>Tellers.</i> |
| Mr. Hart, |
| Mr. Robertson. |

13. Postponement:—The Order of the Day for the second reading of the Treasury Bills Bill further postponed, on motion of Mr. Eagar, until the Order of the Day for the Resumption of the Committee of Ways and Means shall have been disposed of.

14. Ways and Means:—The Order of the Day for the Resumption of the Committee having been read,—On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of Ways and Means.

The Chairman reported progress, and obtained leave to sit again to-morrow.

The Chairman also reported, That the Committee had come to a Resolution.

Ordered, on motion of the Chairman, that the said Resolution be received to-morrow.

The House adjourned, on motion of Mr. Martin, at twenty-four minutes before Twelve o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, JANUARY 28.

QUESTIONS :—

1. MR. GARRETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—What Minor Roads have been removed from under the control and management of the Lands Department to that of the Department of Public Works?
2. MR. SADDLER *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether there is not a Tunnel beyond Picton on the Southern Line of Railway in construction, and whether he is aware of the very imperfect manner of ventilating the same, endangering the lives of the men working therein?

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Customs Duties Bill ; second reading.
2. Supply ; Resumption of the Committee.
3. Ways and Means ; Resumption of the Committee.
4. Ways and Means ; Reception of Report of Committee.
5. Treasury Bills Bill ; second reading.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DANGAR to move, That there be a Call of the House on Friday the 19th of February next.
2. MR. CUNNEEN to move, That the Petition presented by him on 19th January, relative to the Church and School Lands, be printed.
3. MR. MORRIS to move, That it be a Sessional Order of this House for the remainder of the present Session,—
 - (1.) That every Motion or Order of the Day to which, on the Question being put from the Chair—"Whether there is any objection to its being a 'formal' Motion or Order of the Day?"—no objection shall be taken, shall be deemed to be a "formal" Motion or Order of the Day.
 - (2.) That before the ordinary business of each day shall be entered upon, the Speaker shall call over the various Notices of Motion and Orders of the Day of which such ordinary Business consists, and on any such Motion or Order being called, it shall be competent for the Member, otherwise entitled to move it, to have the above question put with reference thereto ; and such "formal" Motions or Orders of the Day shall be disposed of in the relative order in which they stand on the Business Paper, taking precedence of all the other Motions and Orders of the Day.
 - (3.) That no debate shall be allowed upon any of such "formal" Motions or Orders of the Day, but that the House may proceed to division thereupon, without debate, as in the case of the motion for the first reading of a Bill.
 - (4.) That in consequence of any such "formal" Orders of the Day having been disposed of as aforesaid, it shall not be held that the House has proceeded to the Orders of the Day upon the Business Paper, so as to exclude thereafter the presentation of Petitions, or the reception of Notices of Motion.
4. DR. LANG to move, That the Petition presented by him on the 20th January, from certain Inhabitants of Taralga, against the proposal to impose a tax upon Newspapers, be printed.
5. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
6. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members :—Mr. Wilson, Mr. Robertson, Mr. Tighé, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
7. MR. LUCAS to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalglish, Mr. Love, Mr. Smart, and the Mover.
8. MR. LUCAS to move, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.

9. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry:—
- (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
10. MR. ARNOLD to move, That there be laid upon the Table of this House, a Return shewing the amounts expended in the various Districts of the Colony, since 1856, for Court House, Gaol, and Police Accommodation, together with the approximate value of such buildings in each District previously existing; such Return to apply to all cases where the collective value of such buildings exceeds £2,000.
11. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.
12. MR. GARRETT to move, That the Petition presented by him on the 6th January, from certain Journeymen Printers, against the proposed Postage Rate on Newspapers, be printed.
13. MR. DARVALL to move, That the Petition presented by him on 14th January, relative to a Bridge over the River Hunter, at Pitnacree, be printed.
14. MR. ROBERTSON to move, That the Petition presented by him on 14th January, relative to a Wharf at Shoalhaven, be printed.
15. MR. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
16. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
17. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
18. MR. GARRETT to move, That there be laid upon the Table of this House,—
- (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 - (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
 - (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
19. MR. ROTTON to move,—
- (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—
 “Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 “Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
20. MR. DANGAR to move,—
- (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
21. MR. DANGAR to move, That there be laid upon the Table of this House,—
- (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 - (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 - (3.) Copies of the final Decision in the case as made by the Minister for Lands.
22. MR. LACKEY to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
23. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves,

24. MR. DALGLEISH to move,—
 (1.) That a Select Committee be appointed, with power to send for Persons and Papers, to inquire into, and report upon, the subject matter of a Petition, presented by him on 25th November, 1863, from Proprietors and others, in reference to obstructions to Darling Harbour.
 (2.) That such Committee consist of the following Members:—Mr. Martin, Mr. Eagar, Mr. Cowper, Mr. Love, Mr. Faucett, Mr. Redman, Mr. Smart, Dr. Lang, and the Mover.
25. MR. PIDDINGTON to move, That the Petition presented by him on 30th December, 1863, from the Inhabitants of the Manning River, respecting the necessity for establishing a Punt and constructing a Bridge near Wingham, be printed.
26. MR. ALEXANDER to move, That the two Petitions presented by him on the 5th January, from the Proprietors of the *Goulburn Herald* and *Goulburn Chronicle*, and from the Employés of the Goulburn Newspapers, respectively, be printed.
27. MR. STEWART to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney.
 (2.) That such Committee consist of Mr. Wilson, Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, and the Mover.
 (3.) That the Proceedings of, and Minutes of Evidence taken before the Select Committee, appointed on 21st October last, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
28. MR. SAMUEL to move, That there be laid upon the Table of this House,—
 (1.) A Return, by the Official Assignees of Insolvent Estates, shewing the amounts of Undivided Assets in their hands, or subject to their control respectively, on the 1st day of January, 1864, belonging to each respective Insolvent Estate assigned to such Assignees, specifying the names of the Bank or Banks in which such Assets are deposited; and the amounts remaining in such Banks, belonging to each separate Estate, on the said 1st January, 1864.
 (2.) A Return shewing the total amount of Assets collected in each Insolvent Estate, during the three years ending on 31st December, 1863; the total amount of Law Costs paid out of the Assets of each Estate; and the names of the Attorneys to whom such Costs have been paid; stating also whether such Law Costs have been so paid with or without the sanction of the Chief Commissioner of Insolvent Estates.
 (3.) A Return shewing the amounts of Security Bonds given by each Official Assignee, for the faithful performance of his duties; the names of the Bondsmen; and the amount for which each is liable to Government.
29. MR. DRIVER to move, That the Petition presented by him on the 7th January, from Mr. Cyril Cecil, be printed.
30. MR. STEWART to move,—
 (1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.
 (2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.
 (3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.
31. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to authorize the Distillation and Sale of Spirits distilled from the fermented juice of the grape.
32. MR. WISDOM to move, That the Petition presented by him on the 8th January, from Manus Strain and party, Miners of Kiandra, be printed.
33. MR. SADLEIR to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
34. MR. HAET to move, That there be laid upon the Table of this House, before the further consideration in Committee of Supply of the Estimates of Expenditure for 1864, a Schedule shewing in detail the proposed distribution or intended appropriation of the sums submitted in the said Estimates under the following heads, and also shewing in parallel columns the distribution and expenditure, as far as can be ascertained, of the moneys voted for similar services for the year 1863:—

Volunteers:—

General Staff	£756
Artillery	713
Rifles	1,858
Naval Brigade	4,000

Miscellaneous:—

<i>Miscellaneous :—</i>	
Police Magistrates	19,220
Asylums for the Infirm and Destitute ...	9,000
Expenses attending the preparation of Electoral Lists	5,500
Do. of Returning Officers	1,250
<i>Sheriff :—</i>	
Country Bailiffs	£775
<i>Quarter Sessions :—</i>	
6 Crown Prosecutors	£3,000
<i>Post Office :—</i>	
Country Postmasters	£12,000
Inland Mails	60,000
<i>Colonial Storekeeper :—</i>	
Stores for Public Service	£35,000
Fuel and Light for departments in Sydney ...	4,000
<i>Printing Office :—</i>	
Compositors, Pressmen, &c.	£13,850
<i>Survey of Lands :—</i>	
5 District Surveyors, at £780	£3,900
6 Surveyors, at £665	3,930
5 Do. at £555	2,775
80 Wages and provisions to Surveying parties	7,125
Commission to Land Agents, &c.	6,000
<i>Occupation of Lands :—</i>	
2 Commissioners of Crown Lands, at £500 ...	£1,000
4 Do. at £450	1,800
5 Do. at £400	2,000
13 Bailiffs, at £183	2,379
11 Camp-keepers, at £40	440
<i>Gold Fields :—</i>	
4 Commissioners, at £500	£2,000
7 Assistant do., at £450	3,150
7 Do. 2nd class, at £350	2,450
7 Sub-Commissioners, at £275	1,925
25 Camp-keepers, at £50	1,250
<i>Roads :—</i>	
8 Superintendents of Minor Roads, at £350 ...	£2,800
8 Overseers, at £200	1,600
For the Construction and Maintenance of Subordinate Roads	70,000
For Minor Roads and Bridges	10,500
Towards planting and improving certain reserved lands in the City of Sydney ...	2,000
<i>Railways :—</i>	
Expenses of 126 miles of Railway, including maintenance, &c.	£85,490
30 Station Masters	5,460
<i>Public Works and Buildings :—</i>	
For repairs to Public Buildings generally ...	£12,000
Furniture and Fittings for Public Offices ...	4,000
Police Buildings	30,000
Gaols, Court Houses, and Lock-ups	15,000
Harbour Defences	5,000

35. MR. SADLEIR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Central Police Court of all Juvenile Offenders brought before the said Court for the last two years, specifying sex, age, offence charged, sentence, or whether admonished; whether able to read and write; names of Magistrates presiding; all cases of Juvenile Witnesses, during said period, whose testimony could not be taken on oath, owing to their ignorance of the obligations of an oath, if there be any record of the same.
36. MR. TICHE to move,—
 (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
 (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
37. MR. MARTIN to move, That leave be granted to bring in a Bill to amend an Act intituled, "An Act to incorporate the Proprietors of a certain Banking Company called "the Bank of New South Wales, and for other purposes therein mentioned."

38. MR. REDMAN to move, That the application by Robert Isbester and party, to the Government, for compensation arising out of the illegal appointment of a Chairman of the Appeal Court under the Gold Fields Act, be referred for the consideration and report of the Committee now sitting to consider and report upon the Working of the Gold Fields Act.
39. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
40. MR. SABLEIR to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
41. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
42. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
43. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
44. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.

2. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—
- “(1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—
- “(1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- “(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- “(3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- “(4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- “(5.) That “finding everything” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “(6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.
3. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
4. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
5. Presbyterian College Bill; second reading.
6. Municipalities Law Amendment Bill; to be considered in Committee.
7. Metropolitan Corporation Bill; to be further considered in Committee.
8. Public Service Superannuation Bill; to be further considered in Committee.
9. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, JANUARY 29.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Impounding Bill; to be further considered in Committee.
2. Church and School Lands Trust Bill; second reading.
3. Juvenile Reformatories Bill; second reading.
4. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
5. City Bank Bill; third reading.
6. Dog Nuisance Abatement Bill; second reading.
7. Cox's Marriage Settlement Bill; third reading.
8. Debate on Motion of Mr. Harpur:—

“(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.

“(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”

NOTICES OF MOTION:—

1. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
2. MR. SADDLER to move,—
 - (1.) That for the more efficient and economical working of the Railways, and with a view to encourage private enterprise—lessen the system of Government centralization, so liable to abuse—it is the opinion of this House that the present system of Railway management be abandoned, and said Railways be farmed out, so that they may be worked by contract.
 - (2.) That with a view to relieve the Consolidated Revenue of the Colony from a large and capricious expenditure of the public funds for local purposes, calculated to vitiate the independence of the Representatives of the people, to encourage a vicious system of patronage and centralization, it is, in the opinion of this House, desirable to establish throughout the Colony, having regard to local population, County or District Councils (being elective), empowered to carry out local taxation, aided by proportionate annual grants from the Legislature, for local purposes.
 - (3.) That the foregoing Resolutions be presented, by Address, to His Excellency the Governor.
3. MR. ROBERTSON to move, That the Petition presented by him on the 27th January, relative to the Shoalhaven Municipality, be printed.
4. MR. ROBERTSON to move, That the Petition presented by him on the 27th January, from certain Road Overseers, be printed.
5. MR. MORRICE to move, That the Petition presented by him on the 27th January, against the proposed Postage rate on Newspapers, be printed.

TUESDAY, FEBRUARY 2.

QUESTION:—

1. MR. EGAN to ask THE COLONIAL TREASURER,—
 - (1.) The amount of drawback paid upon Wine in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (2.) The amount of drawback paid upon Ale and Beer, in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (3.) The amount of drawback paid upon Tea, in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (4.) The amount of drawback paid upon Sugar Refined, in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (5.) The amount of drawback paid upon Sugar in Bond, in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (6.) The amount of drawback paid upon Coffee, in 1861, 1862, and 1863, shewing the total amount paid in each year?
 - (7.) The amount of drawback paid upon Chicory, in 1861, 1862, and 1863, shewing the total amount paid in each year?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *vid* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
3. MR. BUCHANAN to move, That there be laid upon the Table of this House, a Return of the Expenses in the year 1860 of the Colonial Storekeeper's Department, and in the years 1861, 1862, and 1863, of Stores and Stationery, specifying in the latter the salaries of the persons employed in the branches of Police, Stationery, Harbour Defences, and Light House, Stores, &c., and distinguishing the cost of Conveyance, Packing, Stationery, and Paper for Printing, Stores, and Fuel and Light.
4. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.

5. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
6. MR. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
7. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
8. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
9. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December last, in the case of Wells v. Hawley.
10. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
11. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
12. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
13. MR. CUNNEEN to move, That the two Petitions presented by him on the 27th January, relative to the Church and School Lands, be printed.
14. MR. HART to move, That this House is of opinion that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a week in cash.

WEDNESDAY, FEBRUARY 3.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WILSON to move,—
 (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

ORDER OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.

FRIDAY, FEBRUARY 5.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Moruya Silver Mining Company's Incorporation Bill; to be further considered in Committee.
3. Smoke Nuisance Abatement Bill; second reading.
4. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
5. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
6. Vexatious Indictments Prevention Bill; second reading.

TUESDAY, FEBRUARY 9.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRIS to move the following Resolutions *seriatim* :—
That in the opinion of this House it is desirable,—
 - (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages ; a Registrar's Office ; a branch Land and Survey Office ; and Commissioner of Crown Lands Office ; and all other necessary public offices ; be established in the said province.
 - (4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province should return ten Members to the Legislative Assembly.
 - (7.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought ; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.
 - (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
 - (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
2. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
3. MR. HART to move for leave to bring in a Bill to amend the Jurisdiction in Insolvency.
4. MR. HART to move, That this House, having had under its consideration the Return laid upon the Table, on the 3rd July, 1863, relative to the disposal or management of the Old Burial Ground in George-street, is of opinion that the same ought to be set apart as a Reserve for the Inhabitants of Sydney.
5. MR. HART to move, That this House, having had under its consideration the Report of the Select Committee of the Assembly upon the case of Mr. William Sims Bell, laid upon the Table on the 2nd day of December, 1862, is of opinion :—
 - (1.) That it clearly appears by the Evidence appended to the said Report, that the land forming the subject of the Petitioner's claim was granted to his father, Mr. Archibald Bell, by Letters Patent under the hand of Lieutenant-Colonel Paterson, bearing date the 3rd day of October, 1809, and was never formally surrendered to the Government by the Grantee, or by the Petitioner.
 - (2.) That the Government having taken possession of the said land for public purposes, and not upon the ground that the Petitioner or his father had ever forfeited their right thereto, the said William Sims Bell is entitled to compensation for the land so resumed.
 - (3.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.

TUESDAY,

TUESDAY, FEBRUARY 16.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
2. MR. RUSDEN to move, That there be laid upon the Table of this House,—
 - (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs "Yarrowford," or "Whitmore," and of "Shannon Vale," situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.
 - (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of these runs were fixed or determined.
 - (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.
3. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
4. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas McCann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
5. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.

New South Wales.

No. 99.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 28 JANUARY, 1864.

1. The House met pursuant to adjournment; The Speaker took the Chair.
Questions on Notice Paper for to-day :—
 - (1.) Minor Roads transferred from Lands to Public Works Department:—Mr. Garrett asked the Secretary for Public Works, pursuant to Notice No. 1,—What Minor Roads have been removed from under the control and management of the Lands Department to that of the Department of Public Works?
Mr. Holroyd answered :—All Minor Roads not under the control of Trustees or Benches of Magistrates have been transferred to the Department of Public Works.
 - (2.) Imperfect Ventilation of Railway Tunnel beyond Picton :—Mr. Sadleir asked the Secretary for Public Works, pursuant to Notice No. 2,—Whether there is not a Tunnel beyond Picton on the Southern Line of Railway in construction, and whether he is aware of the very imperfect manner of ventilating the same, endangering the lives of the men working therein?
Mr. Holroyd answered :—There are two Tunnels beyond Picton under construction, but I am not aware of the imperfect manner of ventilating them, nor that the lives of the men are endangered by working in them.
2. Railway Plans, &c. :—Mr. Holroyd, *pursuant to the requirement of the Government Railways Act, 22 Vic., No. 19, sec. 9*, laid before the House (as Exhibits only, and not to remain as Records of the House), copies of certain Plans, Sections, and a Book of Reference relative to a proposed Extension of the Great Western Railway from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst.
3. Motion Withdrawn :—Mr. Tighe withdrew the Motion standing in his name, No. 36 on the Notice Paper for to-day.
4. Postponements :—
 - (1.) The Order of the Day for the second reading of the Customs Duties Bill postponed, on motion of Mr. Eagar, until the Order of the Day for the second reading of the Treasury Bills Bill shall have been disposed of.
 - (2.) The Order of the Day for the Resumption of the Committee of Supply postponed, on motion of Mr. Eagar, until Wednesday next.
 - (3.) The Order of the Day for the Resumption of the Committee of Ways and Means postponed, on motion of Mr. Eagar, until the Order of the Day for the second reading of the Customs Duties Bill shall have been disposed of.
5. Ways and Means :—On the Order of the Day for the Reception of the Report of the Committee of Ways and Means being read, the Chairman of Committees reported from that Committee a Resolution, which was read a first time, as follows :—
 - (29.) *Resolved*, That towards raising the Supply granted to Her Majesty there shall be charged from and after the first day of March, one thousand eight hundred and sixty-four, a postage of one penny for each newspaper transmitted through the Post Office to or from any place or places within the Colony, or from the Colony to any place beyond seas.

Mr.

Mr. Eagar then moved, That this Resolution be now read a second time.
Debate ensued.

Question put.

The House divided.

Ayes, 23.

Mr. Martin,	Mr. Holt,
Mr. Holroyd,	Mr. Leary,
Mr. Eagar,	Mr. Hannell,
Mr. W. Forster,	Mr. Harpur,
Mr. Wilson,	Mr. Piddington,
Mr. Bell,	Mr. Raper,
Mr. Dalgleish,	Mr. Rusden,
Mr. Hart,	Mr. Buchanan,
Mr. Morris,	<i>Tellers.</i>
Mr. Macpherson,	
Mr. Lord,	Mr. Gordon,
Mr. Lackey,	Mr. Macleay.
Mr. Wisdom,	

Noes, 21.

Mr. Garrett,	Mr. Redman,
Mr. Robertson,	Mr. Sadleir,
Mr. R. Forster,	Mr. C. Cowper, junr.,
Mr. Cowper,	Mr. Morrice,
Mr. Dangar,	Dr. Lang,
Mr. Sutherland,*	Mr. Weekes,
Mr. Terry,	<i>Tellers.</i>
Mr. Egan,	
Mr. Emanuel,	Mr. Driver,
Mr. Caldwell,	Mr. Lucas.
Mr. Stewart,	
Mr. Alexander,	
Mr. Flett,	

Resolution thereupon read a second time.

Mr. Garrett then moved, That the Resolution be amended by omitting the word "March," with a view to inserting in its place the word "April."

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

The House divided.

Ayes, 23.

Mr. Martin,	Mr. Wisdom,
Mr. Holroyd,	Mr. Holt,
Mr. Eagar,	Mr. Hannell,
Mr. W. Forster,	Mr. Harpur,
Mr. Wilson,	Mr. Raper,
Mr. Bell,	Mr. Piddington,
Mr. Leary,	Mr. Rusden,
Mr. Dalgleish,	Mr. Buchanan,
Mr. Hart,	<i>Tellers.</i>
Mr. Morris,	
Mr. Macpherson,	Mr. Gordon,
Mr. Lord,	Mr. Macleay.
Mr. Lackey,	

Noes, 21.

Mr. Egan,	Mr. Redman,
Mr. Garrett,	Mr. Sadleir,
Mr. R. Forster,	Mr. C. Cowper, junr.,
Mr. Cowper,	Mr. Morrice,
Mr. Dangar,	Dr. Lang,
Mr. Lucas,	Mr. Weekes,
Mr. Sutherland,	<i>Tellers.</i>
Mr. Terry,	
Mr. Alexander,	Mr. Driver,
Mr. Stewart,	Mr. Robertson.
Mr. Caldwell,	
Mr. Emanuel,	
Mr. Flett,	

Mr. Lucas then moved, That the Resolution be amended by omitting the words "of one penny for each Newspaper," with a view to inserting in their place the words "on all Newspapers not exceeding one and a half ounce in weight, one half-penny, and on all Newspapers exceeding that weight, one penny."

Debate ensued.

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

The House divided.

Ayes, 22.

Mr. Martin,	Mr. Raper,
Mr. W. Forster,	Mr. Hannell,
Mr. Eagar,	Mr. Harpur,
Mr. Holroyd,	Mr. Piddington,
Mr. Wilson,	Mr. Buchanan,
Mr. Faucett,	Mr. Rusden,
Mr. Morris,	Mr. Gordon,
Mr. Dalgleish,	Mr. Macpherson.
Mr. Hart,	<i>Tellers.</i>
Mr. Lord,	
Mr. Lackey,	Mr. Macleay,
Mr. Allen,	Mr. Bell.

Noes, 21.

Mr. R. Forster,	Mr. Flett,
Mr. Lucas,	Mr. C. Cowper, junr.,
Mr. Leary,	Mr. Morrice,
Mr. Egan,	Mr. Redman,
Mr. Cowper,	Dr. Lang,
Mr. Garrett,	Mr. Weekes,
Mr. Dangar,	Mr. Wisdom,
Mr. Sadleir,	<i>Tellers.</i>
Mr. Sutherland,	
Mr. Caldwell,	Mr. Driver,
Mr. Alexander,	Mr. Robertson.
Mr. Emanuel,	

Whereupon Mr. Eagar moved, That the House doth agree to the Resolution as read.

Question put.

The House divided.

Ayes, 24.

Mr. Martin,	Mr. Raper,
Mr. W. Forster,	Mr. Hannell,
Mr. Eagar,	Mr. Harpur,
Mr. Holroyd,	Mr. Piddington,
Mr. Wilson,	Mr. Buchanan,
Mr. Faucett,	Mr. Rusden,
Mr. Morris,	Mr. Gordon,
Mr. Dalgleish,	Mr. Macpherson,
Mr. Hart,	Mr. Wisdom,
Mr. Lord,	<i>Tellers.</i>
Mr. Lackey,	
Mr. Allen,	Mr. Macleay,
Mr. Leary,	Mr. Bell.

Noes, 20.

Mr. R. Forster,	Mr. C. Cowper, junr.,
Mr. Lucas,	Mr. Morrice,
Mr. Egan,	Mr. Redman,
Mr. Cowper,	Dr. Lang,
Mr. Garrett,	Mr. Weekes,
Mr. Dangar,	<i>Tellers.</i>
Mr. Sadleir,	
Mr. Sutherland,	Mr. Robertson,
Mr. Caldwell,	Mr. Driver.
Mr. Alexander,	
Mr. Emanuel,	
Mr. Flett,	
Mr. Terry,	

6. Postponement:—The Order of the Day for the second reading of the Treasury Bills Bill postponed, on motion of Mr. Eagar, until the Order of the Day for the Resumption of the Committee of Ways and Means shall have been disposed of.

7. Customs Duties Bill:—Mr. Eagar moved, That this Bill be now read a second time.

Debate ensued.

Motion made by Mr. Dangar and Question put,—That this Debate be now adjourned.

The

The House divided.

Ayes, 9.

Mr. Dangar,
Mr. Garrett,
Mr. Sadleir,
Mr. Caldwell,
Mr. Stewart,
Mr. C. Cowper, junr.,
Mr. Tighe,

Tellers.

Mr. Driver,
Mr. Lucas.

Noes, 28.

Mr. Martin,
Mr. W. Forster,
Mr. Eagar,
Mr. Wilson,
Mr. Robertson,
Mr. Wisdom,
Mr. Holroyd,
Mr. Macpherson,
Mr. Allen,
Mr. Leary,
Mr. Samuel,
Mr. Weckes,
Mr. Terry,
Mr. Love,
Mr. Cowper,

Mr. Egan,
Mr. Morrice,
Mr. Dalgleish,
Mr. R. Forster,
Dr. Lang,
Mr. Morris,
Mr. Piddington,
Mr. Raper,
Mr. Gordon,
Mr. Macleay,
Mr. Lackey,

Tellers.

Mr. Bell,
Mr. Buchanan.

Debate on Main Question continued.

And the House continuing to sit until after Midnight,—

FRIDAY, 29 JANUARY, 1864, A.M.

Main Question put,—That this Bill be now read a second time.
The House divided.

Ayes, 19.

Mr. Martin,
Mr. Eagar,
Mr. W. Forster,
Mr. Holroyd,
Mr. Wilson,
Mr. Bell,
Mr. Piddington,
Mr. Morris,
Mr. Dalgleish,
Mr. Macpherson,
Mr. Wisdom,
Mr. Leary,
Mr. Terry,
Mr. Allen,
Mr. Raper,
Mr. Lackey,
Mr. Gordon,
Tellers.
Mr. Macleay,
Mr. Buchanan.

Noes, 14.

Mr. Garrett,
Mr. Egan,
Mr. Caldwell,
Mr. Cowper,
Mr. Lucas,
Mr. Dangar,
Mr. Sadleir,
Mr. Weckes,
Dr. Lang,
Mr. Morrice,
Mr. R. Forster,
Mr. Driver,
Tellers.
Mr. Robertson,
Mr. Tighe.

Bill then read a second time.

Whereupon Mr. Eagar moved, That the consideration in Committee of this Bill stand an Order of the Day for To-morrow.

Motion made by Mr. Wilson, and Question,—That the Question be amended by adding at the end thereof the words "to take precedence of all other Business,"—put and passed (after Debate).

Question then,—That the consideration in Committee of this Bill stand an Order of the Day for To-morrow, to take precedence of all other Business,—put and passed.

The House adjourned, on motion of Mr. Martin, at twenty-eight minutes before One o'clock A.M., until Three o'clock P.M. This Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, JANUARY 29.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Customs Duties Bill ; to be considered in Committee.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Impounding Bill ; to be further considered in Committee.
2. Church and School Lands Trust Bill ; second reading.
3. Juvenile Reformatories Bill ; second reading.
4. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
5. City Bank Bill ; third reading.
6. Dog Nuisance Abatement Bill ; second reading.
7. Cox's Marriage Settlement Bill ; third reading.
8. Debate on Motion of Mr. Harpur :—
 - “ (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - “ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”
9. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
10. Railway Communication ; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—
 - “ (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions ; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
 - “ (1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 - “ (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 - “ (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - “ (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - “ (5.) That “ finding everything ” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - “ (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 - “ (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.
11. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”

12. Public Acknowledgment of the Services of Mrs. Caroline Chisholm.—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
13. Presbyterian College Bill; second reading.
14. Municipalities Law Amendment Bill; to be considered in Committee.
15. Metropolitan Corporation Bill; to be further considered in Committee.
16. Public Service Superannuation Bill; to be further considered in Committee.
17. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION :—

1. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
2. MR. SADDLER to move,—
 - (1.) That for the more efficient and economical working of the Railways, and with a view to encourage private enterprise—lessen the system of Government centralization, so liable to abuse—it is the opinion of this House that the present system of Railway management be abandoned, and said Railways be farmed out, so that they may be worked by contract.
 - (2.) That with a view to relieve the Consolidated Revenue of the Colony from a large and capricious expenditure of the public funds for local purposes, calculated to vitiate the independence of the Representatives of the people, to encourage a vicious system of patronage and centralization, it is, in the opinion of this House, desirable to establish throughout the Colony, having regard to local population, County or District Councils (being elective), empowered to carry out local taxation, aided by proportionate annual grants from the Legislature, for local purposes.
 - (3.) That the foregoing Resolutions be presented, by Address, to His Excellency the Governor.
3. MR. ROBERTSON to move, That the Petition presented by him on the 27th January, relative to the Shoalhaven Municipality, be printed.
4. MR. ROBERTSON to move, That the Petition presented by him on the 27th January, from certain Road Overseers, be printed.
5. MR. MORRICE to move, That the Petition presented by him on the 27th January, against the proposed Postage rate on Newspapers, be printed.
6. MR. DANGAR to move, That there be a Call of the House on Friday the 19th of February next.
7. MR. CUNNEEN to move, That the Petition presented by him on 19th January, relative to the Church and School Lands, be printed.
8. MR. MORRIS to move, That it be a Sessional Order of this House for the remainder of the present Session,—
 - (1.) That every Motion or Order of the Day to which, on the Question being put from the Chair—“Whether there is any objection to its being a ‘formal’ Motion or Order of the Day?”—no objection shall be taken, shall be deemed to be a “formal” Motion or Order of the Day.
 - (2.) That before the ordinary business of each day shall be entered upon, the Speaker shall call over the various Notices of Motion and Orders of the Day of which such ordinary Business consists, and on any such Motion or Order being called, it shall be competent for the Member, otherwise entitled to move it, to have the above question put with reference thereto; and such “formal” Motions or Orders of the Day shall be disposed of in the relative order in which they stand on the Business Paper, taking precedence of all the other Motions and Orders of the Day.
 - (3.) That no debate shall be allowed upon any of such “formal” Motions or Orders of the Day, but that the House may proceed to division thereupon, without debate, as in the case of the motion for the first reading of a Bill.
 - (4.) That in consequence of any such “formal” Orders of the Day having been disposed of as aforesaid, it shall not be held that the House has proceeded to the Orders of the Day upon the Business Paper, so as to exclude thereafter the presentation of Petitions, or the reception of Notices of Motion.
9. DR. LANG to move, That the Petition presented by him on the 20th January, from certain Inhabitants of Taralga, against the proposal to impose a tax upon Newspapers, be printed.
10. MR. GABRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.

11. **MR. GARRETT** to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Ilawarra, on the 12th November last.
 (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
12. **MR. LUCAS** to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Smart, and the Mover.
13. **MR. LUCAS** to move, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.
14. **MR. LUCAS** to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry:—
 (1.) With the Government and any person or persons.
 (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 (3.) With the Chief Commissioner and F. W. Perry.
 (4.) With the Chief Commissioner and any person or persons.
 (5.) With the Crown Solicitor and any person or persons.
15. **MR. ARNOLD** to move, That there be laid upon the Table of this House, a Return shewing the amounts expended in the various Districts of the Colony, since 1856, for Court House, Gaol, and Police Accommodation, together with the approximate value of such buildings in each District previously existing; such Return to apply to all cases where the collective value of such buildings exceeds £2,000.
16. **MR. DALGLEISH** to move for leave to introduce a Bill to amend the law for the Registration of Inventions and improvements in Arts or Manufactures in the Colony of New South Wales.
17. **MR. GARRETT** to move, That the Petition presented by him on the 6th January, from certain Journeymen Printers, against the proposed Postage Rate on Newspapers, be printed.
18. **MR. DARVALL** to move, That the Petition presented by him on 14th January, relative to a Bridge over the River Hunter, at Pitnacree, be printed.
19. **MR. ROBERTSON** to move, That the Petition presented by him on 14th January, relative to a Wharf at Shoalhaven, be printed.
20. **MR. GARRETT** to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
21. **MR. GARRETT** to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
22. **MR. GARRETT** to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
23. **MR. GARRETT** to move, That there be laid upon the Table of this House,—
 (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
 (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
24. **MR. ROTTON** to move,—
 (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—
 “Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 “Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service.”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

25. MR. DANGAR to move,—
 (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
26. MR. DANGAR to move, That there be laid upon the Table of this House,—
 (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 (3.) Copies of the final Decision in the case as made by the Minister for Lands.
27. MR. LACKEY to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
28. MR. CLOSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.
29. MR. DALGLEISH to move,—
 (1.) That a Select Committee be appointed, with power to send for Persons and Papers, to inquire into, and report upon, the subject matter of a Petition, presented by him on 25th November, 1863, from Proprietors and others, in reference to obstructions to Darling Harbour.
 (2.) That such Committee consist of the following Members:—Mr. Martin, Mr. Eagar, Mr. Cowper, Mr. Love, Mr. Faucett, Mr. Redman, Mr. Smart, Dr. Lang, and the Mover.
30. MR. PIDDINGTON to move, That the Petition presented by him on 30th December, 1863, from the Inhabitants of the Manning River, respecting the necessity for establishing a Punt and constructing a Bridge near Wingham, be printed.
31. MR. ALEXANDER to move, That the two Petitions presented by him on the 5th January, from the Proprietors of the *Goulburn Herald* and *Goulburn Chronicle*, and from the Employés of the Goulburn Newspapers, respectively, be printed.
32. MR. STEWART to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney.
 (2.) That such Committee consist of Mr. Wilson, Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, and the Mover.
 (3.) That the Proceedings of, and Minutes of Evidence taken before the Select Committee, appointed on 21st October last, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
33. MR. SAMUEL to move, That there be laid upon the Table of this House,—
 (1.) A Return, by the Official Assignees of Insolvent Estates, shewing the amounts of Undivided Assets in their hands, or subject to their control respectively, on the 1st day of January, 1864, belonging to each respective Insolvent Estate assigned to such Assignees, specifying the names of the Bank or Banks in which such Assets are deposited; and the amounts remaining in such Banks, belonging to each separate Estate, on the said 1st January, 1864.
 (2.) A Return shewing the total amount of Assets collected in each Insolvent Estate, during the three years ending on 31st December, 1863; the total amount of Law Costs paid out of the Assets of each Estate; and the names of the Attorneys to whom such Costs have been paid; stating also whether such Law Costs have been so paid with or without the sanction of the Chief Commissioner of Insolvent Estates.
 (3.) A Return shewing the amounts of Security Bonds given by each Official Assignee, for the faithful performance of his duties; the names of the Bondsmen; and the amount for which each is liable to Government.
34. MR. DRIVER to move, That the Petition presented by him on the 7th January, from Mr. Cyril Cecil, be printed.
35. MR. STEWART to move,—
 (1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.
 (2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.
 (3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.

36. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to authorize the Distillation and Sale of Spirits distilled from the fermented juice of the grape.
37. MR. WISDOM to move, That the Petition presented by him on the 3th January, from Manus Strain and party, Miners of Kiandra, be printed.
38. MR. SADLER to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
39. MR. HART to move, That there be laid upon the Table of this House, before the further consideration in Committee of Supply of the Estimates of Expenditure for 1864, a Schedule shewing in detail the proposed distribution or intended appropriation of the sums submitted in the said Estimates under the following heads, and also shewing in parallel columns the distribution and expenditure, as far as can be ascertained, of the moneys voted for similar services for the year 1863 :—

Volunteers :—

General Staff	£756
Artillery	713
Rifles	1,858
Naval Brigade	4,000

Miscellaneous :—

Police Magistrates	19,220
Asylums for the Infirm and Destitute ...	9,000
Expenses attending the preparation of Electoral Lists	5,500
Do. of Returning Officers	1,250

Sheriff :—

Country Bailiffs	£775
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Quarter Sessions :—

6 Crown Prosecutors	£3,000
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Post Office :—

Country Postmasters	£12,000
Inland Mails	60,000

Colonial Storekeeper :—

Stores for Public Service	£35,000
Fuel and Light for departments in Sydney ...	4,000

Printing Office :—

Compositors, Pressmen, &c.	£13,850
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Survey of Lands :—

5 District Surveyors, at £780	£3,900
6 Surveyors, at £665	3,990
5 Do. at £555	2,775
80 Wages and provisions to Surveying parties	7,125
Commission to Land Agents, &c.	6,000

Occupation of Lands :—

2 Commissioners of Crown Lands, at £500 ...	£1,000
4 Do. at £450	1,800
5 Do. at £400	2,000
13 Bailiffs, at £183	2,379
11 Camp-keepers, at £40	440

Gold Fields :—

4 Commissioners, at £500	£2,000
7 Assistant do., at £450	3,150
7 Do. 2nd class, at £350	2,450
7 Sub-Commissioners, at £275	1,925
25 Camp-keepers, at £50	1,250

Roads :—

8 Superintendents of Minor Roads, at £350 ...	£2,800
8 Overseers, at £200	1,600
For the Construction and Maintenance of Subordinate Roads	70,000
For Minor Roads and Bridges	10,500
Towards planting and improving certain reserved lands in the City of Sydney ...	2,000

Railways :—

Expenses of 126 miles of Railway, including maintenance, &c.	£85,490
30 Station Masters	5,460

Public Works and Buildings :—

For repairs to Public Buildings generally ...	£12,000
Furniture and Fittings for Public Offices ...	4,000
Police Buildings	30,000
Goals, Court Houses, and Lock-ups	15,000
Harbour Defences	5,000

40. MR. SADDLER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Central Police Court of all Juvenile Offenders brought before the said Court for the last two years, specifying sex, age, offence charged, sentence, or whether admonished; whether able to read and write; names of Magistrates presiding; all cases of Juvenile Witnesses, during said period, whose testimony could not be taken on oath, owing to their ignorance of the obligations of an oath, if there be any record of the same.
41. MR. MARTIN to move, That leave be granted to bring in a Bill to amend an Act intituled, "*An Act to incorporate the Proprietors of a certain Banking Company called 'the Bank of New South Wales, and for other purposes therein mentioned.'*"
42. MR. REDMAN to move, That the application by Robert Isbester and party, to the Government, for compensation arising out of the illegal appointment of a Chairman of the Appeal Court under the Gold Fields Act, be referred for the consideration and report of the Committee now sitting to consider and report upon the Working of the Gold Fields Act.
43. MR. MACPIERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony, grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
44. MR. SADDLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
45. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
46. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
47. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
48. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

2. Ways and Means ; Resumption of the Committee.
3. Treasury Bills Bill ; second reading.

TUESDAY, FEBRUARY 2.

QUESTION :—

1. MR. EGAN *to ask* THE COLONIAL TREASURER,—
 - (1.) The amount of drawback paid upon Wine in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (2.) The amount of drawback paid upon Ale and Beer, in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (3.) The amount of drawback paid upon Tea, in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (4.) The amount of drawback paid upon Sugar Refined, in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (5.) The amount of drawback paid upon Sugar in Bond, in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (6.) The amount of drawback paid upon Coffee, in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (7.) The amount of drawback paid upon Chicory, in 1861, 1862, and 1863, shewing the total amount paid in each year ?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
3. MR. BUCHANAN to move, That there be laid upon the Table of this House, a Return of the Expenses in the year 1860 of the Colonial Storekeeper's Department, and in the years 1861, 1862, and 1863, of Stores and Stationery, specifying in the latter the salaries of the persons employed in the branches of Police, Stationery, Harbour Defences, and Light House, Stores, &c., and distinguishing the cost of Conveyance, Packing, Stationery, and Paper for Printing, Stores, and Fuel and Light.
4. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
5. MR. DRIVER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
6. MR. DRIVER to move for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
7. MR. DRIVER to move, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
8. MR. DRIVER to move, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
9. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December last, in the case of *Wells v. Hawley*.
10. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
11. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
12. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.

13. MR. CUNNEEN to move, That the two Petitions presented by him on the 27th January, relative to the Church and School Lands, be printed.
14. MR. HAER to move, That this House is of opinion that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a week in cash.

WEDNESDAY, FEBRUARY 3.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. WILSON to move,—
 - (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

ORDERS OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.
2. Supply; Resumption of the Committee.

FRIDAY, FEBRUARY 5.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Moruya Silver Mining Company's Incorporation Bill; to be further considered in Committee.
3. Smoke Nuisance Abatement Bill; second reading.
4. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
5. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee "on the Harbour Defences, laid upon the Table by him on 9th September, be now "adopted by this House."
6. Vexatious Indictments Prevention Bill; second reading.

TUESDAY, FEBRUARY 9.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRIS to move the following Resolutions *seriatim* :—

That in the opinion of this House it is desirable,—

 - (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
 - (4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province should return ten Members to the Legislative Assembly.
 - (7.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.
 - (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
 - (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.

2. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
3. MR. HART to move for leave to bring in a Bill to amend the Jurisdiction in Insolvency.
4. MR. HART to move, That this House, having had under its consideration the Return laid upon the Table, on the 3rd July, 1863, relative to the disposal or management of the Old Burial Ground in George-street, is of opinion that the same ought to be set apart as a Reserve for the Inhabitants of Sydney.
5. MR. HART to move, That this House, having had under its consideration the Report of the Select Committee of the Assembly upon the case of Mr. William Sims Bell, laid upon the Table on the 2nd day of December, 1862, is of opinion :—
 - (1.) That it clearly appears by the Evidence appended to the said Report, that the land forming the subject of the Petitioner's claim was granted to his father, Mr. Archibald Bell, by Letters Patent under the hand of Lieutenant-Colonel Paterson, bearing date the 3rd day of October, 1809, and was never formally surrendered to the Government by the Grantee, or by the Petitioner.
 - (2.) That the Government having taken possession of the said land for public purposes, and not upon the ground that the Petitioner or his father had ever forfeited their right thereto, the said William Sims Bell is entitled to compensation for the land so resumed.
 - (3.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.

TUESDAY, FEBRUARY 16.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
2. MR. RUSDEN to move, That there be laid upon the Table of this House,—
 - (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs "Yarrowford," or "Whitmore," and of "Shannon Vale," situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.
 - (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of these runs were fixed or determined.
 - (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.
3. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
4. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
5. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
6. MR. TICHE to move,—
 - (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.

Actu South Wales.

No. 100.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 29 JANUARY, 1864.

1. The House met pursuant to adjournment; The Speaker took the Chair.
Motion Withdrawn:—Mr. Morris withdrew the Motion standing in his name, No. 8 on the Notice Paper for to-day.
 2. Postponement:—The Order of the Day for the second reading of the Church and School Lands Trust Bill, (No. 2 of Other Business,) postponed, *with the concurrence of the House, out of its proper order*, on motion of Mr. Macpherson, until this day fortnight.
 3. Motion Withdrawn:—Mr. Dalgleish withdrew the Motion standing in his name, No. 16 on the Notice Paper for to-day.
 4. Proposed Postage Rate on Newspapers:—Mr. Redman presented a Petition from certain Inhabitants of Queanbeyan and Braidwood, against the proposed Postage Rate on Newspapers.
Petition received.
 5. City Bank Bill (Order No. 5 of Other Business), on motion of Mr. Cowper, *with the concurrence of the House*, read a third time, *out of its proper order*, and passed.
Mr. Cowper then moved, That the Title of this Bill be, "*An Act to incorporate the Shareholders of a certain Banking Company called 'The City Bank,' and for other purposes therein mentioned.*"
Question put and passed.
Whereupon, Mr. Cowper moved, That this Bill be carried to the Legislative Council with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day agreed to the Bill, intituled, "*An Act to incorporate the Shareholders of a certain Banking Company called 'The City Bank,' and for other purposes therein mentioned,*" returns the same to the Legislative Council without Amendment.
Legislative Assembly Chamber,
Sydney, 29th Jany., 1864. Speaker.
- Question put and passed.
6. Customs Duties Bill (Order No. 1 of Government Business):—On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.
The Chairman reported progress, and asked leave to sit again on Tuesday next.
Question proposed,—That the Committee have leave to sit again on Tuesday next.
Motion made by Mr. Wilson, and Question,—That the Question be amended by adding at the end thereof the words "to take precedence of all other Business,"—put and passed.
Whereupon Question,—That the Committee have leave to sit again on Tuesday next, to take precedence of all other Business,—put and passed.
The House adjourned, on motion of Mr. Martin, at a quarter before Twelve o'clock, until Tuesday next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, FEBRUARY 2.

QUESTIONS :—

1. MR. EGAN *to ask* THE COLONIAL TREASURER,—
 - (1.) The amount of drawback paid upon Wine in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (2.) The amount of drawback paid upon Ale and Beer, in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (3.) The amount of drawback paid upon Tea, in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (4.) The amount of drawback paid upon Sugar Refined, in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (5.) The amount of drawback paid upon Raw Sugar, in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (6.) The amount of drawback paid upon Coffee, in 1861, 1862, and 1863, shewing the total amount paid in each year ?
 - (7.) The amount of drawback paid upon Chicory, in 1861, 1862, and 1863, shewing the total amount paid in each year ?
2. MR. MORRICE *to ask* THE COLONIAL SECRETARY,—
 - (1.) Is it true that boots and shoes are made by the Prisoner Shoemakers confined in Berrima Gaol, for the mere cost of the material, for all the people of the Town and District of Berrima ?
 - (2.) Have the Government taken any notice of an appeal made to the Colonial Secretary on this subject, by Samuel Wallace, a Shoemaker ?
3. MR. LUCAS *to ask* THE SECRETARY FOR LANDS,—
 - (1.) What quantity of the Church and School Lands remains unsold in the District of Botany, parish of Alexandria ?
 - (2.) Is there any Waste Land of the Crown in the above locality ; if so, what quantity ?

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Customs Duties Bill ; to be further considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. C. COWPER, JUNR., *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
2. MR. C. COWPER, JUNR., *to move*, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
3. MR. BUCHANAN *to move*, That there be laid upon the Table of this House, a Return of the Expenses in the year 1860 of the Colonial Storekeeper's Department, and in the years 1861, 1862, and 1863, of Stores and Stationery, specifying in the latter the salaries of the persons employed in the branches of Police, Stationery, Harbour Defences, and Light House, Stores, &c., and distinguishing the cost of Conveyance, Packing, Stationery, and Paper for Printing, Stores, and Fuel and Light.
4. MR. DRIVER *to move*, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eggar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
5. MR. DRIVER *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.
6. MR. DRIVER *to move* for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.
7. MR. DRIVER *to move*, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.
8. MR. DRIVER *to move*, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.

9. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December last, in the case of *Wells v. Hawley*.
10. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
11. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
12. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
13. MR. CUNNEEN to move, That the two Petitions presented by him on the 27th January, relative to the Church and School Lands, be printed.
14. MR. HART to move, That this House is of opinion that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a week in cash.
15. MR. REDMAN to move, That the Petition presented by him on the 29th January, from certain Inhabitants of Queanbeyan and Braidwood, against the Postage Rate on Newspapers, be printed.
16. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government for Compensation, for injuries done to their properties since the discovery of Gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Robertson, Mr. W. Forster, Mr. Sutherland, Mr. Terry, Mr. Stewart, Mr. Piddington, Mr. Harpur, Mr. Cummings, Mr. Dangar, and the Mover.
17. MR. SADDLEIR to move,—
 - (1.) That for the more efficient and economical working of the Railways, and with a view to encourage private enterprize—lessen the system of Government centralization, so liable to abuse—it is the opinion of this House that the present system of Railway management be abandoned, and said Railways be farmed out, so that they may be worked by contract.
 - (2.) That with a view to relieve the Consolidated Revenue of the Colony from a large and capricious expenditure of the public funds for local purposes, calculated to vitiate the independence of the Representatives of the people, to encourage a vicious system of patronage and centralization, it is, in the opinion of this House, desirable to establish throughout the Colony, having regard to local population, County or District Councils (being elective), empowered to carry out local taxation, aided by proportionate annual grants from the Legislature, for local purposes.
 - (3.) That the foregoing Resolutions be presented, by Address, to His Excellency the Governor.
18. MR. ROBERTSON to move, That the Petition presented by him on the 27th January, relative to the Shoalhaven Municipality, be printed.
19. MR. ROBERTSON to move, That the Petition presented by him on the 27th January, from certain Road Overseers, be printed.
20. MR. MORRICE to move, That the Petition presented by him on the 27th January, against the proposed Postage rate on Newspapers, be printed.
21. MR. DANGAR to move, That there be a Call of the House on Friday the 19th of February next.
22. MR. CUNNEEN to move, That the Petition presented by him on 19th January, relative to the Church and School Lands, be printed.
23. DR. LANG to move, That the Petition presented by him on the 20th January, from certain Inhabitants of Taralga, against the proposal to impose a tax upon Newspapers, be printed.
24. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
25. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
26. MR. LUCAS to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Smart, and the Mover.

27. Mr. LUCAS to move, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.
28. Mr. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry :—
- (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
29. Mr. ARNOLD to move, That there be laid upon the Table of this House, a Return shewing the amounts expended in the various Districts of the Colony, since 1856, for Court House, Gaol, and Police Accommodation, together with the approximate value of such buildings in each District previously existing; such Return to apply to all cases where the collective value of such buildings exceeds £2,000.
30. Mr. GARRETT to move, That the Petition presented by him on the 6th January, from certain Journeymen Printers, against the proposed Postage Rate on Newspapers, be printed.
31. Mr. DARVALL to move, That the Petition presented by him on 14th January, relative to a Bridge over the River Hunter, at Pitnacree, be printed.
32. Mr. ROBERTSON to move, That the Petition presented by him on 14th January, relative to a Wharf at Shoalhaven, be printed.
33. Mr. GARRETT to move, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
34. Mr. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
35. Mr. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
36. Mr. GARRETT to move, That there be laid upon the Table of this House,—
- (1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
 - (2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
 - (3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
37. Mr. RORTON to move,—
- (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—
 “ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 “ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service.”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
38. Mr. DANGAR to move,—
- (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
39. Mr. DANGAR to move, That there be laid upon the Table of this House,—
- (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 - (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 - (3.) Copies of the final Decision in the case as made by the Minister for Lands.
40. Mr. LACKBY to move, That the Report of the Select Committee in the case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
41. Mr. CROSE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum not exceeding £20,000, to be placed on an additional Estimate, to be taken into consideration with the General Estimates for 1864, for the purpose of completing the Line of Railway at Morpeth to an intended Site near the Steam Companies Wharves.

42. MR. DALGLEISH to move,—
 (1.) That a Select Committee be appointed, with power to send for Persons and Papers, to inquire into, and report upon, the subject matter of a Petition, presented by him on 25th November, 1863, from Proprietors and others, in reference to obstructions to Darling Harbour.
 (2.) That such Committee consist of the following Members:—Mr. Martin, Mr. Eagar, Mr. Cowper, Mr. Love, Mr. Faucett, Mr. Redman, Mr. Smart, Dr. Lang, and the Mover.
43. MR. PIDDINGTON to move, That the Petition presented by him on 30th December, 1863, from the Inhabitants of the Manning River, respecting the necessity for establishing a Punt and constructing a Bridge near Wingham, be printed.
44. MR. ALEXANDER to move, That the two Petitions presented by him on the 5th January, from the Proprietors of the *Goulburn Herald* and *Goulburn Chronicle*, and from the Employés of the Goulburn Newspapers, respectively, be printed.
45. MR. STEWART to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney.
 (2.) That such Committee consist of Mr. Wilson, Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, and the Mover.
 (3.) That the Proceedings of, and Minutes of Evidence taken before the Select Committee, appointed on 21st October last, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
46. MR. SAMUEL to move, That there be laid upon the Table of this House,—
 (1.) A Return, by the Official Assignees of Insolvent Estates, showing the amounts of Undivided Assets in their hands, or subject to their control respectively, on the 1st day of January, 1864, belonging to each respective Insolvent Estate assigned to such Assignees, specifying the names of the Bank or Banks in which such Assets are deposited; and the amounts remaining in such Banks, belonging to each separate Estate, on the said 1st January, 1864.
 (2.) A Return shewing the total amount of Assets collected in each Insolvent Estate, during the three years ending on 31st December, 1863; the total amount of Law Costs paid out of the Assets of each Estate; and the names of the Attorneys to whom such Costs have been paid; stating also whether such Law Costs have been so paid with or without the sanction of the Chief Commissioner of Insolvent Estates.
 (3.) A Return shewing the amounts of Security Bonds given by each Official Assignee, for the faithful performance of his duties; the names of the Bondsmen; and the amount for which each is liable to Government.
47. MR. DRIVER to move, That the Petition presented by him on the 7th January, from Mr. Cyril Cecil, be printed.
48. MR. STEWART to move,—
 (1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.
 (2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.
 (3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.
49. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to authorize the Distillation and Sale of Spirits distilled from the fermented juice of the grape.
50. MR. WISDOM to move, That the Petition presented by him on the 3th January, from Manus Strain and party, Miners of Kiandra, be printed.
51. MR. SADLEIR to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
52. MR. HART to move, That there be laid upon the Table of this House, before the further consideration in Committee of Supply of the Estimates of Expenditure for 1864, a Schedule shewing in detail the proposed distribution or intended appropriation of the sums submitted in the said Estimates under the following heads, and also shewing in parallel columns the distribution and expenditure, as far as can be ascertained, of the moneys voted for similar services for the year 1863:—

Volunteers:—

General Staff	£756
Artillery	713
Rifles	1,858
Naval Brigade	4,000

Miscellaneous:—

<i>Miscellaneous :—</i>	
Police Magistrates	19,220
Asylums for the Infirm and Destitute	9,000
Expenses attending the preparation of Electoral Lists	5,500
Do. of Returning Officers	1,250
<i>Sheriff :—</i>	
Country Bailiffs	£775
<i>Quarter Sessions :—</i>	
6 Crown Prosecutors	£3,000
<i>Post Office :—</i>	
Country Postmasters	£12,000
Inland Mails	60,000
<i>Colonial Storekeeper :—</i>	
Stores for Public Service	£35,000
Fuel and Light for departments in Sydney	4,000
<i>Printing Office :—</i>	
Compositors, Pressmen, &c.	£13,850
<i>Survey of Lands :—</i>	
5 District Surveyors, at £780	£3,900
6 Surveyors, at £665	3,930
5 Do. at £555	2,775
80 Wages and provisions to Surveying parties	7,125
Commission to Land Agents, &c.	6,000
<i>Occupation of Lands :—</i>	
2 Commissioners of Crown Lands, at £500	£1,000
4 Do. at £450	1,800
5 Do. at £400	2,000
13 Bailiffs, at £183	2,379
11 Camp-keepers, at £40	440
<i>Gold Fields :—</i>	
4 Commissioners, at £500	£2,000
7 Assistant do., at £450	3,150
7 Do. 2nd class, at £350	2,450
7 Sub-Commissioners, at £275	1,925
25 Camp-keepers, at £50	1,250
<i>Roads :—</i>	
8 Superintendents of Minor Roads, at £350	£2,800
8 Overseers, at £200	1,600
For the Construction and Maintenance of Subordinate Roads	70,000
For Minor Roads and Bridges	10,500
Towards planting and improving certain reserved lands in the City of Sydney	2,000
<i>Railways :—</i>	
Expenses of 126 miles of Railway, including maintenance, &c.	£85,490
30 Station Masters	5,460
<i>Public Works and Buildings :—</i>	
For repairs to Public Buildings generally	£12,000
Furniture and Fittings for Public Offices	4,000
Police Buildings	30,000
Goals, Court Houses, and Lock-ups	15,000
Harbour Defences	5,000

53. MR. SADDLEIR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Central Police Court of all Juvenile Offenders brought before the said Court for the last two years, specifying sex, age, offence charged, sentence, or whether admonished; whether able to read and write; names of Magistrates presiding; all cases of Juvenile Witnesses, during said period, whose testimony could not be taken on oath, owing to their ignorance of the obligations of an oath, if there be any record of the same.
54. MR. MARTIN to move, That leave be granted to bring in a Bill to amend an Act intituled, "*An Act to incorporate the Proprietors of a certain Banking Company called the Bank of New South Wales, and for other purposes therein mentioned.*"
55. MR. REDMAN to move, That the application by Robert Isbester and party, to the Government, for compensation arising out of the illegal appointment of a Chairman of the Appeal Court under the Gold Fields Act, be referred for the consideration and report of the Committee now sitting to consider and report upon the Working of the Gold Fields Act.
56. MR. MACPIERSON to move, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight

eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.

57. MR. SADDLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
58. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
59. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
60. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
61. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY :—

1. Impounding Bill; to be further considered in Committee.
2. Juvenile Reformatories Bill; second reading.
3. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
4. Dog Nuisance Abatement Bill; second reading.
5. Cox's Marriage Settlement Bill; third reading.
6. Debate on Motion of Mr. Harpur :—
 - "(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. J. Kentish, presented by Mr. Harpur on 2nd of July last.
 - "(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."
7. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
8. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—
 - "(1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present
"and

“ and further extensions ; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—

“ (1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.

“ (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.

“ (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

“ (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

“ (5.) That “ finding everything ” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

“ (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

“ (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.

9. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
10. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
11. Presbyterian College Bill ; second reading.
12. Municipalities Law Amendment Bill ; to be considered in Committee.
13. Metropolitan Corporation Bill ; to be further considered in Committee.
14. Public Service Superannuation Bill ; to be further considered in Committee.
15. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

2. Ways and Means ; Resumption of the Committee.
3. Treasury Bills Bill ; second reading.

WEDNESDAY, FEBRUARY 3.

QUESTIONS :—

1. MR. LACKEY to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) If it be the intention of the Government to accept any of the Tenders sent in, in reply to Government advertisement, calling for Tenders for the leasing of the Railways of the Colony ?
 - (2.) Have the Government intimated to parties who tendered, whether their Tenders would be accepted or otherwise ?
2. DR. LANG to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Whether the Government intend forming a Telegraphic Line of Communication from Bathurst to Carcoar ; and if so, whether direct or by way of Orange ?
 - (2.) Whether it is the intention of the Government to insist in such cases on the system adopted by the late Minister for Works, of requiring a guarantee for the expenses of the Line from the Residents of the District.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. WILSON to move,—
 - (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

ORDERS

ORDERS OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill ; second reading.
2. Supply ; Resumption of the Committee.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. MORRIS to move, That it be a Sessional Order of this House for the remainder of the present Session,—
 - (1.) That every Motion, or Order of the Day for the third reading of a Bill, to which, on the Question being put from the Chair—"Whether there is any objection to its being a 'formal' Motion or Order of the Day?"—no objection shall be taken, "shall be deemed to be a formal" Motion or Order of the Day.
 - (2.) That before the Ordinary Business of each day shall be entered upon, the Speaker shall call over the various Notices of Motion and Orders of the Day for third readings of Bills of which such Ordinary Business consists, and on any such Motion or Order being called, it shall be competent for the Member, otherwise entitled to move it, to have the above question put with reference thereto ; and such "formal" Motions or Orders of the Day shall be disposed of in the relative order in which they stand on the Business Paper, taking precedence of all the other Motions and Orders of the Day.
 - (3.) That no debate shall be allowed upon any of such "formal" Motions or Orders of the Day, or upon the further proceedings consequent on the reading of such Orders, but that the House may proceed to division thereupon, without amendment or debate, as in the case of the motion for the first reading of a Bill.
 - (4.) That in consequence of any such "formal" Orders of the Day having been disposed of as aforesaid, it shall not be held that the House has proceeded to the Orders of the Day upon the Business Paper, so as to exclude thereafter the presentation of Petitions, or the reception of Notices of Motion.

FRIDAY, FEBRUARY 5.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
2. Moruya Silver Mining Company's Incorporation Bill ; to be further considered in Committee.
3. Smoke Nuisance Abatement Bill ; second reading.
4. Proposed Punt on the Parramatta River at Ryde ; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto ; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
5. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee "on the Harbour Defences, laid upon the Table by him on 9th September, be now "adopted by this House."
6. Vexatious Indictments Prevention Bill ; second reading.

TUESDAY, FEBRUARY 9.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MORRIS to move the following Resolutions *seriatim* :—

That in the opinion of this House it is desirable,—

 - (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages ; a Registrar's Office ; a branch Land and Survey Office ; and Commissioner of Crown Lands Office ; and all other necessary public offices ; be established in the said province.
 - (4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province should return ten Members to the Legislative Assembly.
 - (7.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought ; but that the land purchased by the conditional purchaser, and held

held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.

(8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.

(9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.

2. MR. HART to move,—

(1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.

(2.) That a survey of the country between those points should immediately be made to determine the most desirable route.

(3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.

3. MR. HART to move for leave to bring in a Bill to amend the Jurisdiction in Insolvency.

4. MR. HART to move, That this House, having had under its consideration the Return laid upon the Table, on the 3rd July, 1863, relative to the disposal or management of the Old Burial Ground in George-street, is of opinion that the same ought to be set apart as a Reserve for the Inhabitants of Sydney.

5. MR. HART to move, That this House, having had under its consideration the Report of the Select Committee of the Assembly upon the case of Mr. William Sims Bell, laid upon the Table on the 2nd day of December, 1862, is of opinion:—

(1.) That it clearly appears by the Evidence appended to the said Report, that the land forming the subject of the Petitioner's claim was granted to his father, Mr. Archibald Bell, by Letters Patent under the hand of Lieutenant-Colonel Paterson, bearing date the 3rd day of October, 1809, and was never formally surrendered to the Government by the Grantee, or by the Petitioner.

(2.) That the Government having taken possession of the said land for public purposes, and not upon the ground that the Petitioner or his father had ever forfeited their right thereto, the said William Sims Bell is entitled to compensation for the land so resumed.

(3.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.

WEDNESDAY, FEBRUARY 10.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.

FRIDAY, FEBRUARY 12.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Church and School Lands Trust Bill; second reading.

TUESDAY, FEBRUARY 16.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
2. MR. RUSDEN to move, That there be laid upon the Table of this House,—
 - (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs "Yarrowford," or "Whitmore," and of "Shannon Vale," situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.
 - (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of these runs were fixed or determined.
 - (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.

3. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
 4. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
 5. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
 6. MR. TIGHE to move,—
 - (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
 7. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and Improvements in Arts or Manufactures in the Colony of New South Wales.
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New South Wales.

No. 101.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 2 FEBRUARY, 1864.

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

Questions on Notice Paper for to-day:—

- (1.) Customs Statistics:—Mr. Egan asked the Colonial Treasurer, pursuant to Notice No. 1:—

(1.) The amount of drawback paid upon Wine in 1861, 1862, and 1863, shewing the total amount paid in each year?

(2.) The amount of drawback paid upon Ale and Beer, in 1861, 1862, and 1863, shewing the total amount paid in each year?

(3.) The amount of drawback paid upon Tea, in 1861, 1862, and 1863, shewing the total amount paid in each year?

(4.) The amount of drawback paid upon Sugar Refined, in 1861, 1862, and 1863, shewing the total amount paid in each year?

(5.) The amount of drawback paid upon Raw Sugar, in 1861, 1862, and 1863, shewing the total amount paid in each year?

(6.) The amount of drawback paid upon Coffee, in 1861, 1862, and 1863, shewing the total amount paid in each year?

(7.) The amount of drawback paid upon Chicory, in 1861, 1862, and 1863, shewing the total amount paid in each year?

Mr. Egan answered:—In answer to the Questions of the Honorable Member, I beg to read the following return of the amount of drawback paid on Wine, Beer in bottle, Beer in wood, Tea, Sugar refined, Sugar raw, Coffee, and Chicory, in the years 1861, 1862, and 1863:—

		£	s.	d.
Wine	... .. in the year 1861	705	16	10
"	" " " " " " " " 1862	1,359	3	11
"	" " " " " " " " 1863	1,489	19	0
Beer in bottle	" " " " " " " " 1861	251	6	7
"	" " " " " " " " 1862	265	10	11
"	" " " " " " " " 1863	305	3	1
Beer in wood	" " " " " " " " 1861	140	16	0
"	" " " " " " " " 1862	126	6	6
"	" " " " " " " " 1863	252	14	0
Tea	" " " " " " " " 1861	7,129	13	11
"	" " " " " " " " 1862	6,111	19	2
"	" " " " " " " " 1863	14,670	1	8
Sugar, refined	" " " " " " " " 1861	1,619	17	3
"	" " " " " " " " 1862	955	11	8
"	" " " " " " " " 1863	1,333	11	2
Sugar, raw	" " " " " " " " 1861	12,482	12	3
"	" " " " " " " " 1862	14,597	11	3
"	" " " " " " " " 1863	13,321	17	2
Coffee	" " " " " " " " 1861	242	8	10
"	" " " " " " " " 1862	152	8	2
"	" " " " " " " " 1863	320	15	4
Chicory	" " " " " " " " 1861	114	16	0
"	" " " " " " " " 1862	48	10	0
"	" " " " " " " " 1863	66	6	0

Total drawbacks under the respective heads:—

1861	... ..	£22,637	12	8
1862	... ..	23,617	1	7
1863	... ..	31,760	7	5

(2.)

(2.) Manufacture of Boots and Shoes in Berrima Gaol:—Mr. Morrice asked the Colonial Secretary, pursuant to Notice No. 2,—

(1.) Is it true that Boots and Shoes are made by the Prisoner Shoemakers confined in Berrima Gaol, for the mere cost of the material, for all the people of the Town and District of Berrima?

(2.) Have the Government taken any notice of an appeal made to the Colonial Secretary on this subject, by Samuel Wallace, a Shoemaker?

Mr. W. Forster answered:—

(1.) Boots and Shoes are made by the prisoners referred to, but they certainly are not made at prime cost for all the people of the Town and District of Berrima.

(2.) A report on the subject has been made by the gaol authorities, tending to show that Mr. Wallace has indulged in exaggeration, and that his complaints have very little foundation.

(Mr. Lucas not asking the Question standing in his name No. 3, it dropped.)

2. Motion Withdrawn:—Mr. Buchanan withdrew the Motion standing in his name, No. 3 on the Notice Paper for to-day.

3. Newspaper Postage Bill:—

(1.) Mr. Eagar (without notice) moved for leave to bring in a Bill, founded on Resolution No. 29 of Ways and Means, to render Newspapers liable to Postage. Question put and passed.

(2.) Mr. Eagar having presented this Bill, intitled "A Bill to render Newspapers liable to Postage," read a first time.

Ordered to be printed, and read a second time to-morrow.

4. Motions Withdrawn:—Mr. C. Cowper, Junr., withdrew the Motions standing in his name, Nos. 1 and 2 on the Notice Paper for to-day.

5. Customs Duties Bill:—On the Order of the Day for the further consideration in Committee of this Bill being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such further consideration.

The Chairman having reported the Bill with Amendments,—

Mr. Eagar moved, That this Report be now adopted.

Debate ensued.

Question put.

The House divided.

Ayes, 22.

Mr. Martin,	Mr. Lord,
Mr. W. Forster,	Mr. Piddington,
Mr. Faucett,	Mr. Raper,
Mr. Holroyd,	Mr. Macleay,
Mr. Eagar,	Mr. Bell,
Mr. Wilson,	Mr. Haworth,
Mr. Buchanan,	Mr. Dalgleish,
Mr. Morris,	Mr. Burns,
Mr. Love,	<i>Tellers.</i>
Mr. Stewart,	
Mr. Wisdom,	Mr. Rusden,
Mr. Lackey,	Mr. Walker.

Noes, 21.

Mr. Egan,	Mr. C. Cowper, junr.,
Mr. Burdekin,	Mr. Caldwell,
Mr. Hart,	Mr. R. Forster,
Mr. Garrett,	Mr. Morrice,
Mr. Tighe,	Mr. Gray,
Mr. Alexander,	Mr. Driver,
Mr. Darvall,	Mr. Weekes,
Mr. Sadleir,	<i>Tellers.</i>
Mr. Robertson,	
Mr. Hannell,	Mr. Cowper,
Mr. Dangar,	Mr. Smart.
Mr. Terry,	

Ordered, on motion of Mr. Eagar, that the third reading of this Bill stand an Order of the Day for to-morrow.

6. Postponement:—Mr. Driver postponed the Motion standing in his name, No. 4 on the Notice Paper for to-day, until this day fortnight.

7. Trade and Commerce Laws Amendment Bill:—Mr. Driver moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the propriety of introducing a Bill to amend the Laws affecting Trade and Commerce.

Question put and passed.

8. Postponements:—Mr. Darvall postponed the Motions standing in his name, Nos. 11 and 12 on the Notice Paper for to-day, until this day fortnight.

9. Lunacy and Lunatic Asylums Bill:—Mr. Driver moved, pursuant to notice, for leave to introduce a Bill to amend the law and practice in Lunacy, and to regulate Lunatic Asylums.

Debate ensued.

Question put and passed.

10. Postponements:—

(1.) Mr. Hart postponed the Motion standing in his name, No. 14 on the Notice Paper for to-day, until this day fortnight.

(2.) Mr. Garrett postponed the Motions standing in his name, Nos. 24, 25, and 34 on the Notice Paper for to-day, until this day three weeks.

(3.) Mr. Garrett, on behalf of Mr. Sadleir, postponed the Motions standing in the name of Mr. Sadleir, Nos. 17, 51, and 53 on the Notice Paper for to-day, until Friday next.

(4.) Mr. Morrice postponed the Motion standing in his name, No. 10 on the Notice Paper for to-day, until this day fortnight.

11. Lunacy and Lunatic Asylums Bill:—Mr. Driver having presented this Bill, Bill intitled, "A Bill to amend the Law and practice in Lunacy and to regulate Lunatic Asylums," read a first time.

Ordered to be printed, and read a second time on Friday fortnight.

12. Reserve on Queen's Wharf, Sydney, for Harbour Steamer:—Mr. Driver moved, pursuant to notice, That the Petition presented by him on the 2nd December, from certain Inhabitants of Sydney, relative to the Reserve on Queen's Wharf, be printed.

Question put and passed.

Ordered to be printed.

13. Loss of Letters and Moneys transmitted by Post:—Mr. Driver moved, pursuant to notice, That the Petition of James Reid Maxwell, William Chisholm, John Cummins, Edward Shorter, John Coulter, — Simmonds, and Walter William Millett, presented by him on the 2nd December, be printed.
Question put and passed.
Ordered to be printed.
14. Wells v. Hawley—Administration of Justice:—Mr. Driver moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of the Information, Depositions, and all other proceedings, at the Central Police Office, Sydney, on the 2nd December last, in the case of Wells v. Hawley.
Debate ensued
Motion by leave withdrawn
15. Motions Dropped:—
(1.) Mr. Cunneen not making the Motion standing in his name, No. 13 on the Notice Paper for to-day, it dropped.
(2.) Mr. Redman not making the Motion standing in his name, No. 15 on the Notice Paper for to-day, it dropped.
(3.) Mr. Cunneen not making the Motion standing in his name, No. 16 on the Notice Paper for to-day, it dropped.
16. Municipality of Shoalhaven:—Mr. Driver, *with the concurrence of the House*, moved, pursuant to notice standing in the name of Mr. Robertson, That the Petition presented by Mr. Robertson on the 27th January, relative to the Shoalhaven Municipality, be printed.
Question put and passed.
Ordered to be printed.
17. Discharged Overseers of Minor Roads:—Mr. Driver, *with the concurrence of the House*, moved, pursuant to notice standing in the name of Mr. Robertson, That the Petition presented by Mr. Robertson on the 27th January, from certain Road Overseers, be printed.
Question put and passed.
Ordered to be printed.
18. Proposed Postage Rate on Newspapers:—Mr. Morrice moved, pursuant to notice, That the Petition presented by him on the 27th January, against the proposed Postage Rate on Newspapers, be printed.
Question put and passed.
Ordered to be printed.
19. Proposed Call of the House:—The Motion standing in the name of Mr. Dangar, No. 21 on the Notice Paper for to-day, being in conflict with the 7th Standing Order of this House, the Speaker ruled that it could not be put.
20. Church and School Lands:—Mr. Macpherson, *with the concurrence of the House*, moved, pursuant to notice standing in the name of Mr. Cunneen, That the Petition presented by Mr. Cunneen on 19th January, relative to the Church and School Lands, be printed.
Question put and passed.
Ordered to be printed.
21. Proposed Postage Rate on Newspapers:—Dr. Lang moved, pursuant to notice, That the Petition presented by him on the 20th January, from certain Inhabitants of Taralga, against the proposal to impose a tax upon Newspapers, be printed.
Question put and passed.
Ordered to be printed.
22. Postponement:—Mr. Lucas postponed the Motion standing in his name, No. 26 on the Notice Paper for to-day, until this day fortnight.
23. Line of Railway between Blackheath and Bathurst:—Mr. Lucas moved, pursuant to notice, That the Petition presented by him on the 15th December, from certain Inhabitants of Hartley, with reference to the desirability of the Western Railway passing contiguous to or through Hartley, be referred to the Committee now sitting on the Disorganized State of the Public Works Department.
Debate ensued.
Question put.
The House divided.

Ayes, 11.

Mr. Burdekin,	Tellers.
Mr. Tighe,	
Mr. R. Forster,	Mr. Lucas,
Mr. Garrett,	Mr. Driver.
Mr. Morrice,	
Mr. Dangar,	
Mr. J. T. Ryan,	
Mr. Love,	
Dr. Lang.	

Noes, 20.

Mr. Martin,	Mr. Rusden,
Mr. W. Forster,	Mr. Macpherson,
Mr. Wilson,	Mr. Macleay,
Mr. Holroyd,	Mr. Terry,
Mr. Eagar,	Mr. Morris,
Mr. Bell,	Mr. Piddington,
Mr. Buchanan,	Mr. Raper,
Mr. Burns,	Tellers.
Mr. Allen,	
Mr. Leary,	Mr. Egan,
Mr. Gordon,	Mr. Redman.

24. Postponement:—Mr. Lucas postponed the Motion standing in his name, No. 28 on the Notice Paper for to-day, until this day fortnight.
25. Motion Dropped:—Mr. Arnold not making the Motion standing in his name No. 29 on the Notice Paper for to-day, it dropped.

26. Proposed Postage Rate on Newspapers:—Mr. Garrett moved, pursuant to notice, That the Petition presented by him on the 6th January, from certain Journeymen Printers, against the proposed Postage Rate on Newspapers, be printed.
Question put and passed.
Ordered to be printed.
27. Bridge over the River Hunter at Pitnacree:—Mr. Driver, *with the concurrence of the House*, moved, pursuant to notice standing in the name of Mr. Darvall, That the Petition presented by Mr. Darvall on 14th January, relative to a Bridge over the River Hunter at Pitnacree, be printed.
Question put and passed.
Ordered to be printed.
28. Site for proposed Wharf at Shoalhaven:—Mr. Garrett, *with the concurrence of the House*, moved, pursuant to notice standing in the name of Mr. Robertson, That the Petition presented by Mr. Robertson on 14th January, relative to a Wharf at Shoalhaven, be printed.
Question put and passed.
Ordered to be printed.
29. Pleuro-pneumonia:—Mr. Garrett moved, pursuant to notice, That the Petition presented by him on the 8th December, from certain Stockholders of the north-eastern portion of Monaro and others, be printed.
Question put and passed.
Ordered to be printed.
30. Postponement:—Mr. Garrett postponed the Motion standing in his name, No. 35 on the Notice Paper for to-day, until this day week.
31. Mr. James Partridge—Fire Extinguishing Apparatus:—Mr. Garrett moved, pursuant to notice, That there be laid upon the Table of this House,—
(1.) A copy of all correspondence between Mr. James Partridge, Inventor of the Fire Extinguishing Apparatus, registered under the Act of Council, 16 Vict., No. 24, and the Government, with reference to the registration of such Invention; and also as to its use in the erection of Public Buildings.
(2.) A copy of the Letters of Registration of the said Invention, together with Diagrams, Plans, and Specifications of the same.
(3.) A copy of all Reports, if any, which have been furnished to the Government by its officers or others, relative to the said Invention.
Question put and passed.
32. Postponements:—
(1.) Mr. Piddington, on behalf of Mr. Rotton, postponed the Motion standing in the name of Mr. Rotton, No. 37 on the Notice Paper for to-day, until this day fortnight.
(2.) Mr. Dangar postponed the Motions standing in his name, Nos. 38 and 39 on the Notice Paper for to-day, until this day fortnight.
33. Motions dropped:—
(1.) Mr. Lackey not making the Motion standing in his name, No. 40, on the Notice Paper for to-day, it dropped.
(2.) Mr. Close not making the Motion standing in his name, No. 41, on the Notice Paper for to-day, it dropped.
(3.) Mr. Dalgleish not making the Motion standing in his name, No. 42, on the Notice Paper for to-day, it dropped.
34. Bridge required at Wingham:—Mr. Piddington moved, pursuant to notice, That the Petition presented by him on 30th December, 1863, from the Inhabitants of the Manning River, respecting the necessity for establishing a Punt and constructing a Bridge near Wingham, be printed.
Question put and passed.
Ordered to be printed.
35. Proposed Postage Rate on Newspapers:—Mr. Tighe, *with the concurrence of the House*, moved, pursuant to notice standing in the name of Mr. Alexander, That the two Petitions presented by Mr. Alexander on the 5th January, from the Proprietors of the *Goulburn Herald* and *Goulburn Chronicle*, and from the Employés of the Goulburn Newspapers, respectively, be printed.
Question put and passed.
Ordered to be printed.
36. Sydney Water Reserves:—Mr. Lucas, *with the concurrence of the House*, moved, pursuant to notice standing in the name of Mr. Stewart, and on his behalf,—
(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney.
(2.) That such Committee consist of Mr. Wilson, Mr. Robertson, Mr. Caldwell, Dr. Lang, Mr. Garrett, Mr. Lucas, Mr. Piddington, Mr. Sadleir, Mr. Dalgleish, and the Mover.
(3.) That the Proceedings of, and Minutes of Evidence taken before the Select Committee, appointed on 21st October last, to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney, be laid upon the Table of this House, with a view of being referred to such Committee.
Question put and passed.
37. Motion Dropped:—Mr. Samuel not making the Motion standing in his name No. 46 on the Notice Paper for to-day, it dropped.

38. Mr. Cyril Cecil:—Mr. Driver moved, pursuant to notice, That the Petition presented by him on the 7th January, from Mr. Cyril Cecil, be printed.
Question put and passed.
Ordered to be printed.
39. Postponement:—Mr. Lucas, on behalf of Mr. Stewart, postponed the Motion standing in the name of Mr. Stewart, No. 48 on the Notice Paper for to-day, until this day week.
40. Motion Dropped:—Mr. C. Cowper, Junior, not making the Motion standing in his name, No. 49 on the Notice Paper for to-day, it dropped.
41. Mr. Sub-Gold Commissioner Cooper:—Mr. Wisdom moved, pursuant to notice, That the Petition presented by him on the 8th January, from Manus Strain and party, Miners of Kiandra, be printed.
Question put and passed.
Ordered to be printed.
42. Postponement:—Mr. Lucas, on behalf of Mr. Hart, postponed the Motion standing in the name of Mr. Hart, No. 52 on the Notice Paper for to-day, until this day week.
43. Bank of New South Wales Incorporation Act Amendment Bill:—Mr. Martin moved, pursuant to notice, That leave be granted to bring in a Bill to amend an Act, intituled, "*An Act to incorporate the Proprietors of a certain Banking Company called the Bank of New South Wales, and for other purposes therein mentioned.*"
Question put and passed.
44. Isbester and Harrison:—Mr. Redman moved, pursuant to notice, That the application by Robert Isbester and party, to the Government, for Compensation arising out of the illegal appointment of a Chairman of the Appeal Court under the Gold Fields Act, be referred for the consideration and report of the Committee now sitting to consider and report upon the Working of the Gold Fields Act.
Question put and passed.
45. Lands held under Pastoral Occupation:—Mr. Macpherson moved, pursuant to notice, That there be laid upon the Table of this House, A Return of all Lands held under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.

Debate ensued.

Notice being taken that there was not a Quorum present, the House was counted; and there being only Eighteen Members present, exclusive of the Speaker, namely,—Mr. Burns, Mr. Caldwell, Mr. Dalgleish, Mr. Eagar, Mr. Faucett, Mr. W. Forster, Mr. Garrett, Mr. Harpur, Mr. Holroyd, Dr. Lang, Mr. Macpherson, Mr. Martin, Mr. Morris, Mr. Redman, Mr. Suttor, Mr. Tighe, Mr. Wilson, and Mr. Wisdom,—the Speaker adjourned the House at three minutes after Nine o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

WEDNESDAY, FEBRUARY 3.

QUESTIONS :—

1. MR. LACKEY to ask THE SECRETARY FOR PUBLIC WORKS,—
(1.) If it be the intention of the Government to accept any of the Tenders sent in, in reply to Government advertisement, calling for Tenders for the leasing of the Railways of the Colony?
(2.) Have the Government intimated to parties who tendered, whether their Tenders would be accepted or otherwise?
2. DR. LANG to ask THE SECRETARY FOR PUBLIC WORKS,—
(1.) Whether the Government intend forming a Telegraphic Line of Communication from Bathurst to Carcoar; and if so, whether direct or by way of Orange?
(2.) Whether it is the intention of the Government to insist in such cases on the system adopted by the late Minister for Works, of requiring a guarantee for the expenses of the Line from the Residents of the District.
3. MR. HART to ask THE COLONIAL TREASURER,—The estimated amount of annual Revenue expected to be derived from the taxes and imposts already voted in Committee of Ways and Means, specifying each item in detail?

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. WILSON to move,—
(1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
(2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

ORDERS OF THE DAY :—

1. Customs Duties Bill; third reading.
2. Members of Parliament Railway Tolls Exemption Bill; second reading.
3. Supply; Resumption of the Committee.
4. Newspaper Postage Bill; second reading.
5. Ways and Means; Resumption of the Committee.
6. Treasury Bills Bill; second reading.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRIS to move, That it be a Sessional Order of this House for the remainder of the present Session,—
(1.) That every Motion, or Order of the Day for the third reading of a Bill, to which, on the Question being put from the Chair—"Whether there is any objection to its being a 'formal' Motion or Order of the Day?"—no objection shall be taken, "shall be deemed to be a formal" Motion or Order of the Day.
(2.) That before the Ordinary Business of each day shall be entered upon, the Speaker shall call over the various Notices of Motion and Orders of the Day for third readings of Bills of which such Ordinary Business consists, and on any such Motion or Order being called, it shall be competent for the Member, otherwise entitled to move it, to have the above question put with reference thereto; and such "formal" Motions or Orders of the Day shall be disposed of in the relative order in which they stand on the Business Paper, taking precedence of all the other Motions and Orders of the Day.
(3.) That no debate shall be allowed upon any of such "formal" Motions or Orders of the Day, or upon the further proceedings consequent on the reading of such Orders, but that the House may proceed to division thereupon, without amendment or debate, as in the case of the motion for the first reading of a Bill.
(4.) That in consequence of any such "formal" Orders of the Day having been disposed of as aforesaid, it shall not be held that the House has proceeded to the Orders of the Day upon the Business Paper, so as to exclude thereafter the presentation of Petitions, or the reception of Notices of Motion.
2. MR. SADLER to move for leave to bring in a Bill, intitled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
3. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
4. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
5. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
(1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.

(2.)

(2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

(3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

(4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

6. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—

(1.) The names of all Contractors who have been engaged upon Railway works in this Colony.

(2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.

(3.) The extent of each contract.

(4.) The rate of progress upon each contract in miles, and money paid per month.

(5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.

(6.) The names of sureties.

(7.) The amount of per-centage retained in each case till completion of contract.

(8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY :—

1. Impounding Bill ; to be further considered in Committee.

2. Juvenile Reformatories Bill ; second reading.

3. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.

4. Dog Nuisance Abatement Bill ; second reading.

5. Cox's Marriage Settlement Bill ; third reading.

6. Debate on Motion of Mr. Harpur :—

“ (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.

“ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”

7. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.

8. Railway Communication ; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—

“ (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions ; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—

“ (1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.

“ (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.

“ (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

“ (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

“ (5.) That “ finding everything ” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

“ (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

“ (2.)

- "(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner,"—Upon which Mr. Holroyd had moved the Previous Question.
9. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
 10. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
 11. Presbyterian College Bill ; second reading.
 12. Municipalities Law Amendment Bill ; to be considered in Committee.
 13. Metropolitan Corporation Bill ; to be further considered in Committee.
 14. Public Service Superannuation Bill ; to be further considered in Committee.
 15. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

THURSDAY, FEBRUARY 4.

QUESTION :—

1. MR. MORRICE *to ask* THE SECRETARY FOR PUBLIC WORKS,—The number of tenders, with names of parties tendering, for No. 6 Contract, Great Southern Railway, and the gross amount of each, as estimated by the Engineer-in-Chief?

FRIDAY, FEBRUARY 5.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
2. Moruya Silver Mining Company's Incorporation Bill ; to be further considered in Committee.
3. Smoke Nuisance Abatement Bill ; second reading.
4. Proposed Punt on the Parramatta River at Ryde ; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto ; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
5. Debate on the Motion of Mr. Macleay, “ That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”
6. Vexatious Indictments Prevention Bill ; second reading.
7. Trade and Commerce Laws Amendment Bill ; consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION :—

1. MR. SABLEIR *to move*,—
 - (1.) That for the more efficient and economical working of the Railways, and with a view to encourage private enterprize—lessen the system of Government centralization, so liable to abuse—it is the opinion of this House that the present system of Railway management be abandoned, and said Railways be farmed out, so that they may be worked by contract.
 - (2.) That with a view to relieve the Consolidated Revenue of the Colony from a large and capricious expenditure of the public funds for local purposes, calculated to vitiate the independence of the Representatives of the people, to encourage a vicious system of patronage and centralization, it is, in the opinion of this House, desirable to establish throughout the Colony, having regard to local population, County or District Councils (being elective), empowered to carry out local taxation, aided by proportionate annual grants from the Legislature, for local purposes.
 - (3.) That the foregoing Resolutions be presented, by Address, to His Excellency the Governor.
2. MR. SABLEIR *to move*, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
3. MR. SABLEIR *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Central Police Court of all Juvenile Offenders brought before the said Court for the last two years, specifying sex, age, offence charged, sentence, or whether admonished ; whether able to read and write ; names of Magistrates presiding ; all cases of Juvenile Witnesses, during said period, whose testimony could not be taken on oath, owing to their ignorance of the obligations of an oath, if there be any record of the same.

TUESDAY,

TUESDAY, FEBRUARY 9.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MORRIS to move the following Resolutions *seriatim*:—
That in the opinion of this House it is desirable,—
 - (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz.:—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
 - (4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province should return ten Members to the Legislative Assembly.
 - (7.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.
 - (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
 - (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
2. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
3. MR. HART to move for leave to bring in a Bill to amend the Jurisdiction in Insolvency.
4. MR. HART to move, That this House, having had under its consideration the Return laid upon the Table, on the 3rd July, 1863, relative to the disposal or management of the Old Burial Ground in George-street, is of opinion that the same ought to be set apart as a Reserve for the Inhabitants of Sydney.
5. MR. HART to move, That this House, having had under its consideration the Report of the Select Committee of the Assembly upon the case of Mr. William Sims Bell, laid upon the Table on the 2nd day of December, 1862, is of opinion:—
 - (1.) That it clearly appears by the Evidence appended to the said Report, that the land forming the subject of the Petitioner's claim was granted to his father, Mr. Archibald Bell, by Letters Patent under the hand of Lieutenant-Colonel Paterson, bearing date the 3rd day of October, 1809, and was never formally surrendered to the Government by the Grantee, or by the Petitioner.
 - (2.) That the Government having taken possession of the said land for public purposes, and not upon the ground that the Petitioner or his father had ever forfeited their right thereto, the said William Sims Bell is entitled to compensation for the land so resumed.
 - (3.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
6. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.

7. MR. STEWART to move,—

(1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.

(2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.

(3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.

8. MR. HART to move, That there be laid upon the Table of this House, before the further consideration in Committee of Supply of the Estimates of Expenditure for 1864, a Schedule shewing in detail the proposed distribution or intended appropriation of the sums submitted in the said Estimates under the following heads, and also shewing in parallel columns the distribution and expenditure, as far as can be ascertained, of the moneys voted for similar services for the year 1863 :—

Volunteers :—

General Staff	£756
Artillery	713
Rifles	1,858
Naval Brigade	4,000

Miscellaneous :—

Police Magistrates	19,220
Asylums for the Infirm and Destitute ...	9,000
Expenses attending the preparation of Electoral Lists	5,500
Do. of Returning Officers	1,250

Sheriff :—

Country Bailiffs	£775
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Quarter Sessions :—

6 Crown Prosecutors	£3,000
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Post Office :—

Country Postmasters	£12,000
Inland Mails	60,000

Colonial Storekeeper :—

Stores for Public Service	£35,000
Fuel and Light for departments in Sydney ...	4,000

Printing Office :—

Compositors, Pressmen, &c.	£13,850
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Survey of Lands :—

5 District Surveyors, at £780	£3,900
6 Surveyors, at £665	3,930
5 Do. at £555	2,775
80 Wages and provisions to Surveying parties	7,125
Commission to Land Agents, &c.	6,000

Occupation of Lands :—

2 Commissioners of Crown Lands, at £500 ...	£1,000
4 Do. at £450	1,800
5 Do. at £400	2,000
13 Bailiffs, at £183	2,379
11 Camp-keepers, at £40	440

Gold Fields :—

4 Commissioners, at £500	£2,000
7 Assistant do., at £450	3,150
7 Do. 2nd class, at £350	2,450
7 Sub-Commissioners, at £275	1,925
25 Camp-keepers, at £50	1,250

Roads :—

8 Superintendents of Minor Roads, at £350 ...	£2,800
8 Overseers, at £200	1,600
For the Construction and Maintenance of Subordinate Roads	70,000
For Minor Roads and Bridges	10,500
Towards planting and improving certain reserved lands in the City of Sydney ...	2,000

Railways :—

Expenses of 126 miles of Railway, including maintenance, &c.	£85,490
30 Station Masters	5,460

Public Works and Buildings :—

For repairs to Public Buildings generally ...	£12,000
Furniture and Fittings for Public Offices ...	4,000
Police Buildings	30,000
Gaols, Court Houses, and Lock-ups	15,000
Harbour Defences	5,000

WEDNESDAY, FEBRUARY 10.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.

FRIDAY, FEBRUARY 12.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Church and School Lands Trust Bill; second reading.

TUESDAY, FEBRUARY 16.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
2. MR. RUSDEN to move, That there be laid upon the Table of this House,—
 - (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs "Yarrowford," or "Whitmore," and of "Shannon Vale," situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.
 - (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of these runs were fixed or determined.
 - (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.
3. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
4. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
5. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
6. MR. TIGHE to move,—
 - (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
7. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and Improvements in Arts or Manufactures in the Colony of New South Wales.
8. MR. BUCHANAN to move, That there be laid upon the Table of this House, a Return of the Expenses in the year 1860 of the Colonial Storekeeper's Department, and in the years 1861, 1862, and 1863, of Stores and Stationery, specifying in the latter the salaries of the persons employed in the branches of Police, Stationery, Harbour Defences, and Light House, Stores, &c., and distinguishing the cost of Conveyance, Packing, Stationery, and Paper for Printing, Stores, and Fuel and Light.
9. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
10. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
11. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.

12. MR. HART to move, That this House is of opinion that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a week in cash.
13. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
14. MR. LUCAS to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Smart, and the Mover.
15. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry :—
 (1.) With the Government and any person or persons.
 (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 (3.) With the Chief Commissioner and F. W. Perry.
 (4.) With the Chief Commissioner and any person or persons.
 (5.) With the Crown Solicitor and any person or persons.
16. MR. RORTON to move,—
 (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—
 “ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 “ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
17. MR. DANGAR to move,—
 (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
18. MR. DANGAR to move, That there be laid upon the Table of this House,—
 (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 (3.) Copies of the final Decision in the case as made by the Minister for Lands.

FRIDAY, FEBRUARY 19.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Lunacy and Lunatic Asylums Bill ; second reading.
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TUESDAY, FEBRUARY 23.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.

3. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
 4. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members :—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
 5. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
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New South Wales.

No. 102.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 3 FEBRUARY, 1864.

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

Questions on Notice Paper for to-day :—

- (1.) Tenders for Leasing Railways :—Mr. Lackey asked the Secretary for Public Works, pursuant to Notice No. 1,—

(1.) If it be the intention of the Government to accept any of the Tenders sent in, in reply to Government advertisement, calling for Tenders for the leasing of the Railways of the Colony?

(2.) Have the Government intimated to parties who tendered, whether their Tenders would be accepted or otherwise?

Mr. Holroyd answered,—

(1.) It is not the intention of the Government to accept any of the Tenders for the Leasing of the Railways of the Colony.

(2.) As the Government has only recently arrived at that conclusion, notice has not yet been sent to the parties who tendered.

- (2.) Telegraph from Bathurst to Carcoar :—Dr. Lang asked the Secretary for Public Works, pursuant to Notice No. 2,—

(1.) Whether the Government intend forming a Telegraphic Line of Communication from Bathurst to Carcoar; and if so, whether direct or by way of Orange?

(2.) Whether it is the intention of the Government to insist in such cases on the system adopted by the late Minister for Works, of requiring a guarantee for the expenses of the Line from the Residents of the District?

Mr. Holroyd answered :—It is the intention of the Government to form a Telegraphic line of communication either from the wires at King's Plains, or from Orange, provided that the Inhabitants of Carcoar and its neighbourhood furnish the usual guarantee.

- (3.) Revenue expected from Taxes and Imposts voted :—Mr. Hart asked the Colonial Treasurer, pursuant to Notice No. 3,—The estimated amount of annual Revenue expected to be derived from the taxes and impost already voted in Committee of Ways and Means, specifying each item in detail?

Mr. Eagar answered :—The estimated annual Revenue expected to be derived from the Taxes and Imposts voted in Committee of Ways and Means, is as follows :—

Run and other Spirits	£20,000
Wine	20,000
Ale and Porter	16,000
Dry Fruits	8,500
Oil	4,500
Candles	9,000
Confectionery and Preserves...	4,500
Rice	10,000
Hops and Malt	3,000
Cigars	8,000
Coffee and Chicory	5,000
Carriages	2,000
Furniture	5,000
Boots and Shoes, Saddlery, and Harness	35,000
Stamp Duties :—	
Bills of Exchange	12,000
Conveyances	15,000
Mortgages	2,500
Transfer of Stock	2,500
Bank Notes	18,000
Postage on Newspapers	10,000

2. Sydney Water Reserves :—The Clerk of Select Committees having presented, at the Bar of the House, the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on 21st October last, to enquire into and report upon the state and requirements of the Water Reserves of the City of Sydney,— And the Clerk of the House having laid the same upon the Table, in accordance with the Order made by the House yesterday, (*See Votes and Proceedings No. 101, Entry 36.*)
Mr. Stewart, *with the concurrence of the House*, moved (without notice), That the said Proceedings and Evidence be referred to the Select Committee appointed yesterday on the subject of the Sydney Water Reserves.
Question put and passed.
3. Motion Withdrawn :—Mr. Wilson withdrew the Motion standing in his name, No. 1 on the Notice Paper of Government Business for to-day.
4. Present State and Management of Lunatic Asylums :—Mr. Hart, *with the concurrence of the House*, moved (without notice), That Mr. Wilson and Mr. Holroyd be added to the Select Committee now sitting on the Present State and Management of Lunatic Asylums.
Question put and passed.
5. Customs Duties Bill :—Mr. Eagar moved, That this Bill be now read a third time.
Debate ensued.
Question put.
The House divided.

Ayes, 27.

Mr. Martin,	Mr. Burns,
Mr. W. Forster,	Mr. Cunneen,
Mr. Wilson,	Mr. Raper,
Mr. Eagar,	Mr. Piddington,
Mr. Faucett,	Mr. Gordon,
Mr. Holroyd,	Mr. Suttor,
Mr. Haworth,	Mr. Macpherson,
Mr. Bell,	Mr. Allen,
Mr. Dagleish,	Mr. Macleay,
Mr. Walker,	Mr. Lackey,
Mr. Morris,	<i>Tellers.</i>
Mr. Stewart,	Mr. Rusden,
Mr. Shepherd,	Mr. Buchanan.
Mr. Holt,	
Mr. Wisdom,	

Noes, 24.

Mr. Hart,	Mr. Lucas,
Mr. Hannell,	Mr. C. Cowper, junr.,
Mr. Cowper,	Mr. Dangar,
Mr. Garrett,	Mr. Sadleir,
Mr. Darvall,	Mr. Morrice,
Mr. Burdekin,	Mr. R. Forster,
Mr. Alexander,	Mr. Gray,
Mr. Tighe,	Dr. Lang,
Mr. Egan,	Mr. Weekes,
Mr. Smart,	<i>Tellers.</i>
Mr. Caldwell,	Mr. Arnold,
Mr. J. T. Ryan,	Mr. Robertson.
Mr. Leary,	

Bill thereupon read a third time.

Mr. Eagar then moved, That this Bill do *pass*.

Question put.

The House divided.

Ayes, 29.

Mr. Martin,	Mr. Leary,
Mr. W. Forster,	Mr. Cunneen,
Mr. Wilson,	Mr. Terry,
Mr. Eagar,	Mr. Raper,
Mr. Faucett,	Mr. Piddington,
Mr. Holroyd,	Mr. Gordon,
Mr. Haworth,	Mr. Suttor,
Mr. Bell,	Mr. Macpherson,
Mr. Dagleish,	Mr. Allen,
Mr. Walker,	Mr. Macleay,
Mr. Morris,	Mr. Lackey,
Mr. Stewart,	<i>Tellers.</i>
Mr. Shepherd,	Mr. Rusden,
Mr. Holt,	Mr. Buchanan.
Mr. Wisdom,	
Mr. Burns,	

Noes, 23.

Mr. Hart,	Mr. Morrice,
Mr. Hannell,	Mr. R. Forster,
Mr. Cowper,	Mr. Gray,
Mr. Darvall,	Dr. Lang,
Mr. Burdekin,	Mr. Weekes,
Mr. Alexander,	<i>Tellers.</i>
Mr. Tighe,	Mr. Arnold,
Mr. Egan,	Mr. Robertson.
Mr. Garrett,	
Mr. Smart,	
Mr. Caldwell,	
Mr. Lucas,	
Mr. Dangar,	
Mr. Redman,	
Mr. C. Cowper, junr.,	
Mr. Sadleir,	

Mr. Eagar then moved, That the Title of this Bill be, "*An Act for granting Duties of Customs.*"Mr. Garrett moved, That the Question be amended by omitting all the words of the proposed Title, with a view to inserting in their place the words, "*An Act to 'cripple the Commerce of the Country and transfer its Trade to Victoria and Queensland.'*"

Debate ensued.

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

Original Question then put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act for granting Duties of Customs,*" presents the same to the Legislative Council for its concurrence.*Legislative Assembly Chamber,**Sydney, 3rd February, 1864.*

Speaker.

Question put and passed.

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

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, FEBRUARY 4.

QUESTION :—

1. MR. MORRICE to ask THE SECRETARY FOR PUBLIC WORKS,—The number of Tenders, with names of parties tendering, for No. 6 Contract, Great Southern Railway, and the gross amount of each, as estimated by the Engineer-in-Chief?

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. EAGAR to move, That this House will, on Wednesday next, resolve itself into a Committee of the Whole, to consider the propriety of introducing a "*Bill to amend and declare the Law as to Wharfage Rates Leases.*"

ORDERS OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill ; second reading.
2. Supply ; Resumption of the Committee.
3. Newspaper Postage Bill ; second reading.
4. Ways and Means ; Resumption of the Committee.
5. Treasury Bills Bill ; second reading.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRIS to move, That it be a Sessional Order of this House for the remainder of the present Session,—
 - (1.) That every Motion, or Order of the Day for the third reading of a Bill, to which, on the Question being put from the Chair—"Whether there is any objection to its being a 'formal' Motion or Order of the Day?"—no objection shall be taken, "shall be deemed to be a formal" Motion or Order of the Day.
 - (2.) That before the Ordinary Business of each day shall be entered upon, the Speaker shall call over the various Notices of Motion and Orders of the Day for third readings of Bills of which such Ordinary Business consists, and on any such Motion or Order being called, it shall be competent for the Member, otherwise entitled to move it, to have the above question put with reference thereto ; and such "formal" Motions or Orders of the Day shall be disposed of in the relative order in which they stand on the Business Paper, taking precedence of all the other Motions and Orders of the Day.
 - (3.) That no debate shall be allowed upon any of such "formal" Motions or Orders of the Day, or upon the further proceedings consequent on the reading of such Orders, but that the House may proceed to division thereupon, without amendment or debate, as in the case of the motion for the first reading of a Bill.
 - (4.) That in consequence of any such "formal" Orders of the Day having been disposed of as aforesaid, it shall not be held that the House has proceeded to the Orders of the Day upon the Business Paper, so as to exclude thereafter the presentation of Petitions, or the reception of Notices of Motion.
2. MR. SADLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
3. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
4. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
5. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

6. Mr. **ARNOLD** to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY :—

1. Impounding Bill ; to be further considered in Committee.
2. Juvenile Reformatories Bill ; second reading.
3. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
4. Dog Nuisance Abatement Bill ; second reading.
5. Cox's Marriage Settlement Bill ; third reading.
6. Debate on Motion of Mr. Harpur :—
 - “ (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - “ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”
7. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
8. Railway Communication ; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—
 - “ (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions ; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
 - “ (1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 - “ (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 - “ (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - “ (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 - “ (5.) That “ finding everything ” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 - “ (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 - “ (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.
9. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”

10. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into “ a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the “ Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment “ of an annual Pension of that amount to Mrs. Caroline Chisholm.”
11. Presbyterian College Bill; second reading.
12. Municipalities Law Amendment Bill; to be considered in Committee.
13. Metropolitan Corporation Bill; to be further considered in Committee.
14. Public Service Superannuation Bill; to be further considered in Committee.
15. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, FEBRUARY 5.

QUESTIONS :—

1. MR. CUNNEEN *to ask* THE COLONIAL SECRETARY,—Have the Government any objection to lay upon the Table of this House, a Return showing the number and grade of the Police stationed in each Police District in the Colony?
2. MR. CUNNEEN *to ask* THE COLONIAL SECRETARY,—When was Mr. Richard Cavanaugh, of Windsor, appointed Trustee of the Wesleyan Church Property at Windsor?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Moruya Silver Mining Company's Incorporation Bill; to be further considered in Committee.
3. Smoke Nuisance Abatement Bill; second reading.
4. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
5. Debate on the Motion of Mr. Macleay, “ That the Report of the Select Committee “ on the Harbour Defences, laid upon the Table by him on 9th September, be now “ adopted by this House.”
6. Vexatious Indictments Prevention Bill; second reading.
7. Trade and Commerce Laws Amendment Bill; consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION :—

1. MR. SADDLEIR *to move*,—
 - (1.) That for the more efficient and economical working of the Railways, and with a view to encourage private enterprise—lessen the system of Government centralization, so liable to abuse—it is the opinion of this House that the present system of Railway management be abandoned, and said Railways be farmed out, so that they may be worked by contract.
 - (2.) That with a view to relieve the Consolidated Revenue of the Colony from a large and capricious expenditure of the public funds for local purposes, calculated to vitiate the independence of the Representatives of the people, to encourage a vicious system of patronage and centralization, it is, in the opinion of this House, desirable to establish throughout the Colony, having regard to local population, County or District Councils (being elective), empowered to carry out local taxation, aided by proportionate annual grants from the Legislature, for local purposes.
 - (3.) That the foregoing Resolutions be presented, by Address, to His Excellency the Governor.
2. MR. SADDLEIR *to move*, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
3. MR. SADDLEIR *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Central Police Court of all Juvenile Offenders brought before the said Court for the last two years, specifying sex, age, offence charged, sentence, or whether admonished; whether able to read and write; names of Magistrates presiding; all cases of Juvenile Witnesses, during said period, whose testimony could not be taken on oath, owing to their ignorance of the obligations of an oath, if there be any record of the same.

TUESDAY, FEBRUARY 9.

QUESTION :—

1. MR. GARRETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) The total amount expended for labour in the excavation of the Dock at the Wollongong Harbour Works up to 31st December, 1863?
 - (2.) The total amount of money expended in procuring Plant to carry on above work to same date?
 - (3.) The total cost of supervision of same work to same date?
 - (4.) The total quantity of excavation executed to same date?
 - (5.) The estimated value of plant employed in above work on above date?
 - (6.) The price at which the remaining excavation has been contracted for?
 - (7.) Has the masonry for the works at Wollongong Harbour been contracted for, and, if so, were tenders invited for the same, and to whom has the work been entrusted for carrying out?

OTHER

OTHER BUSINESS—NOTICES OF MOTION:—

1. **MR. MORRIS** to move the following Resolutions *seriatim*:—
That in the opinion of this House it is desirable,—
 - (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz.:—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
 - (4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province should return ten Members to the Legislative Assembly.
 - (7.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.
 - (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
 - (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
2. **MR. HART** to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
3. **MR. HART** to move for leave to bring in a Bill to amend the Jurisdiction in Insolvency.
4. **MR. HART** to move, That this House, having had under its consideration the Return laid upon the Table, on the 3rd July, 1863, relative to the disposal or management of the Old Burial Ground in George-street, is of opinion that the same ought to be set apart as a Reserve for the Inhabitants of Sydney.
5. **MR. HART** to move, That this House, having had under its consideration the Report of the Select Committee of the Assembly upon the case of Mr. William Sims Bell, laid upon the Table on the 2nd day of December, 1862, is of opinion:—
 - (1.) That it clearly appears by the Evidence appended to the said Report, that the land forming the subject of the Petitioner's claim was granted to his father, Mr. Archibald Bell, by Letters Patent under the hand of Lieutenant-Colonel Paterson, bearing date the 3rd day of October, 1809, and was never formally surrendered to the Government by the Grantee, or by the Petitioner.
 - (2.) That the Government having taken possession of the said land for public purposes, and not upon the ground that the Petitioner or his father had ever forfeited their right thereto, the said William Sims Bell is entitled to compensation for the land so resumed.
 - (3.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
6. **MR. GARRETT** to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.

7. MR. STEWART to move,—

(1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.

(2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.

(3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.

8. MR. HART to move, That there be laid upon the Table of this House, before the further consideration in Committee of Supply of the Estimates of Expenditure for 1864, a Schedule shewing in detail the proposed distribution or intended appropriation of the sums submitted in the said Estimates under the following heads, and also shewing in parallel columns the distribution and expenditure, as far as can be ascertained, of the moneys voted for similar services for the year 1863 :—

Volunteers :—

General Staff	£756
Artillery	713
Rifles	1,858
Naval Brigade	4,000

Miscellaneous :—

Police Magistrates	19,220
Asylums for the Infirm and Destitute ...	9,000
Expenses attending the preparation of Electoral Lists	5,500
Do. of Returning Officers	1,250

Sheriff :—

Country Bailiffs	£775
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Quarter Sessions :—

6 Crown Prosecutors	£3,000
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Post Office :—

Country Postmasters	£12,000
Inland Mails	60,000

Colonial Storekeeper :—

Stores for Public Service	£35,000
Fuel and Light for departments in Sydney ...	4,000

Printing Office :—

Compositors, Pressmen, &c.	£13,850
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Survey of Lands :—

5 District Surveyors, at £780	£3,900
6 Surveyors, at £665	3,930
5 Do. at £555	2,775
80 Wages and provisions to Surveying parties	7,125
Commission to Land Agents, &c.	6,000

Occupation of Lands :—

2 Commissioners of Crown Lands, at £500 ...	£1,000
4 Do. at £450	1,800
5 Do. at £400	2,000
13 Bailiffs, at £183	2,379
11 Camp-keepers, at £40	440

Gold Fields :—

4 Commissioners, at £500	£2,000
7 Assistant do., at £450	3,150
7 Do. 2nd class, at £350	2,450
7 Sub-Commissioners, at £275	1,925
25 Camp-keepers, at £50	1,250

Roads :—

8 Superintendents of Minor Roads, at £350 ...	£2,800
8 Overseers, at £200	1,600
For the Construction and Maintenance of Subordinate Roads	70,000
For Minor Roads and Bridges	10,500
Towards planting and improving certain reserved lands in the City of Sydney ...	2,000

Railways :—

Expenses of 126 miles of Railway, including maintenance, &c.	£85,490
30 Station Masters	5,460

Public Works and Buildings :—

For repairs to Public Buildings generally ...	£12,000
Furniture and Fittings for Public Offices ...	4,000
Police Buildings	30,000
Gaols, Court Houses, and Lock-ups	15,000
Harbour Defences	5,000

9. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
10. MR. DANGAR to move, That there be a call of the House on Friday, the 4th March, 1864.
11. MR. CUNNEEN to move, That the two Petitions presented by him on the 27th January, relative to the Church and School Lands, be printed.

WEDNESDAY, FEBRUARY 10.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. WILSON to move,—
 - (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

FRIDAY, FEBRUARY 12.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Church and School Lands Trust Bill; second reading.

TUESDAY, FEBRUARY 16.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
2. MR. RUSDEN to move, That there be laid upon the Table of this House,—
 - (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs "Yarrowford," or "Whitmore," and of "Shannon Vale," situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.
 - (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of these runs were fixed or determined.
 - (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.

3. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
4. MR. GARBETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return showing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
5. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
6. MR. TIGHE to move,—
 - (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
7. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and Improvements in Arts or Manufactures in the Colony of New South Wales.
8. MR. BUCHANAN to move, That there be laid upon the Table of this House, a Return of the Expenses in the year 1860 of the Colonial Storekeeper's Department, and in the years 1861, 1862, and 1863, of Stores and Stationery, specifying in the latter the salaries of the persons employed in the branches of Police, Stationery, Harbour Defences, and Light House, Stores, &c., and distinguishing the cost of Conveyance, Packing, Stationery, and Paper for Printing, Stores, and Fuel and Light.
9. MR. DARVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
10. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
11. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
12. MR. HART to move, That this House is of opinion that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a week in cash.
13. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
14. MR. LUCAS to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Smart, and the Mover.
15. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
16. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

17. MR. DANGAR to move,—
 (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
18. MR. DANGAR to move, That there be laid upon the Table of this House,—
 (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 (3.) Copies of the final Decision in the case as made by the Minister for Lands.

FRIDAY, FEBRUARY 19.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Lunacy and Lunatic Asylums Bill; second reading.

TUESDAY, FEBRUARY 23.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
3. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
4. MR. GARRETT to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 (2.) That such Committee consist of the following Members :—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
5. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.

New South Wales.

No. 103.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 4 FEBRUARY, 1864.

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

Question on Notice Paper for to-day:—

- (1.) Tenders for Contract No. 6, Great Southern Railway:—Mr. Morrice asked the Secretary for Public Works, pursuant to Notice,—The number of Tenders, with names of parties tendering, for No. 6 Contract, Great Southern Railway, and the gross amount of each, as estimated by the Engineer-in-Chief?

Mr. Holroyd answered:—Six Tenders were received:—

1. Larkin and Wakeford	£68,733 18 4
2. Forster and Roberts	57,870 4 10
3. Daniel Williams	65,621 16 1
4. Joseph Wallis	69,149 16 5
5. Robert Quodling	65,837 18 9
6. John Gwynneth	65,182 2 6

I accepted the Tender of Messrs. Forster and Roberts, on the 19th December, 1863, for £57,870 4s. 10d.

2. Wharfage Rates Leasing Bill:—Mr. Eagar moved, pursuant to notice, That this House will, on Wednesday next, resolve itself into a Committee of the Whole, to consider the propriety of introducing a "*Bill to amend and declare the Law as to Wharfage Rates Leases.*"

Question put and passed.

3. Bank of New South Wales Incorporation Act Amendment Bill:—Mr. Martin having presented this Bill, and produced a certificate of the payment of twenty-five pounds to the credit of the Consolidated Revenue of the Colony,—Bill, intituled, "*A Bill to amend an Act intituled 'An Act to incorporate the Proprietors of a certain Banking Company called 'The Bank of New South Wales' and for other purposes therein mentioned*,"—read a first time.

4. Postponements:—

(1.) The Order of the Day for the second reading of the Members of Parliament Railway Tolls Exemption Bill postponed, on motion of Mr. Holroyd, until this day fortnight.

(2.) The Order of the Day for the Resumption of the Committee of Supply postponed, on motion of Mr. Eagar, until Wednesday next.

5. Newspaper Postage Bill:—Mr. Eagar moved, That this Bill be now read a second time.

Debate ensued

Question put.

The House divided.

Ayes, 23.

Mr. Martin,	Mr. Tighe,
Mr. W. Forster,	Mr. Hannell,
Mr. Eagar,	Mr. Bell,
Mr. Wilson,	Mr. Lackey,
Mr. Holroyd,	Mr. Buchanan,
Mr. Dalglish,	Mr. Suttor,
Mr. Leary,	Mr. Gordon,
Mr. Morris,	Mr. Wisdom,
Mr. Macpherson,	<i>Tellers.</i>
Mr. Allen,	
Mr. Piddington,	Mr. Macleay,
Mr. Walker,	Mr. Hart.
Mr. Harpur,	

Noes, 18.

Mr. Robertson,	Mr. Arnold,	
Mr. Burns,	Mr. Terry,	
Mr. Garrett,	Mr. Weelkes,	
Mr. Cowper,	<i>Tellers.</i>	
Mr. Lucas,		
Mr. Egan,	Mr. Alexander,	
Mr. C. Cowper, junr.,	Mr. Driver,	
Mr. Redman,		
Mr. Cunneen,		
Mr. Saddleir,		
Mr. Caldwell,		
Mr. R. Forster,		
Mr. Dangar,		

Bill

Bill thereupon read a second time.

Whereupon, on motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.

The Chairman having reported the Bill with Amendments, Mr. Eagar moved, That this Report be now adopted.

Debate ensued.

Question put.

The House divided.

Ayes, 20.

Mr. Martin,	Mr. Tighe,
Mr. W. Forster,	Mr. Allen,
Mr. Eagar,	Mr. Harpur,
Mr. Holroyd,	Mr. Suttor,
Mr. Wilson,	Mr. Macleay,
Mr. Morris,	Mr. Gordon,
Mr. Macpherson,	Mr. Wisdom,
Mr. Buchanan,	
Mr. Piddington,	<i>Tellers.</i>
Mr. Bell,	Mr. Dalgleish,
Mr. Raper,	Mr. Leary.

Noes, 15.

Mr. Robertson,	Mr. Sadleir,
Mr. Driver,	Mr. Morrice,
Mr. Burns,	<i>Tellers.</i>
Mr. Egan,	
Mr. Rodman,	Mr. Lucas,
Mr. Alexander,	Mr. C. Cowper, junr.
Mr. Terry,	
Mr. Caldwell,	
Mr. Garrett,	
Mr. Dangar,	
Mr. R. Forster,	

Mr. Eagar then moved, That the third reading of this Bill stand an Order of the Day for to-morrow.

Motion made by Mr. Wilson, and Question,—That the Question be amended by adding at the end thereof the words, “to take precedence of all other Business,”—put and passed.

Whereupon, Question,—That the third reading of this Bill stand an Order of the Day for to-morrow, to take precedence of all other Business,—put and passed.

6. Postponement:—The Order of the Day for the Resumption of the Committee of Ways and Means postponed, on motion of Mr. Eagar, until Wednesday next.

7. Treasury Bills Bill:—Mr. Eagar moved, That the second reading of this Bill stand an Order of the Day for to-morrow.

Motion made by Mr. Wilson, and Question,—That the Question be amended by adding at the end thereof the words, “to take precedence next after the Order of the Day for the third reading of the Newspaper Postage Bill,”—put and passed.

Whereupon, Question, That the second reading of this Bill stand an Order of the Day for to-morrow, to take precedence next after the Order of the Day for the third reading of the Newspaper Postage Bill,—put and passed.

8. Formal Motions and Orders of the Day—*Sessional Order*:—Mr. Morris moved, pursuant to amended notice,—That it be a Sessional Order of this House for the remainder of the present Session,—

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

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

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

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

Debate ensued.

Question put and passed.

The House adjourned, on motion of Mr. Martin, at seventeen minutes before Eleven o’clock, until To-morrow, at Three o’clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, FEBRUARY 5.

QUESTIONS :—

1. MR. CUNNEEN *to ask* THE COLONIAL SECRETARY,—Have the Government any objection to lay upon the Table of this House, a Return shewing the number and grade of the Police stationed in each Police District in the Colony?
2. MR. CUNNEEN *to ask* THE COLONIAL SECRETARY,—When was Mr. Richard Cavanough, of Windsor, appointed Trustee of the Wesleyan Church Property at Windsor?

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Newspaper Postage Bill; third reading.
2. Treasury Bills Bill; second reading.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Moruya Silver Mining Company's Incorporation Bill; to be further considered in Committee.
3. Smoke Nuisance Abatement Bill; second reading.
4. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
5. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee " on the Harbour Defences, laid upon the Table by him on 9th September, be now " adopted by this House."
6. Vexatious Indictments Prevention Bill; second reading.
7. Trade and Commerce Laws Amendment Bill; consideration in Committee of the propriety of introducing this Bill.
8. Impounding Bill; to be further considered in Committee.
9. Juvenile Reformatories Bill; second reading.
10. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
11. Dog Nuisance Abatement Bill; second reading.
12. Cox's Marriage Settlement Bill; third reading.
13. Debate on Motion of Mr. Harpur :—
" (1.) That a Select Committee, with power to send for persons and papers, be " appointed to inquire into and report upon the truth of the allegations contained in " the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
" (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, " Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and " the Mover."
14. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
15. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—
" (1.) That in order more satisfactorily to carry out Railway Communication in the " Colony, this House is of opinion that it is desirable that Contracts should be made " with some responsible Contractor or Contractors, for the completion of present " and further extensions; and with this view, some well known responsible Con- " tractor or Contractors should be requested to prepare an Estimate and submit a " Tender to the Government, for constructing certain Railways in New South Wales, " in accordance with the following conditions :—
" (1.) To make and completely finish within three years from the time of sign- " ing the Contract, a single Line of Railway to Goulburn from the termination " of the present extension, for which Contracts have been taken; to find every- " thing except Land; uphold and keep the same in repair for a period of one " year after completion.
" (2.) To make and completely finish, within three years from the time of sign- " ing the Contract, a single Line of Railway to Bathurst, from the extension " beyond Penrith, for which Contracts have been taken; to find everything " except Land; uphold and keep the same in repair for a period of one year " after completion.
" (3.) To make and completely finish, within four years from the time of signing " the Contract, a single Line of Railway from Singleton to Murrurundi; to find " everything except Land, and uphold and keep the same in repair for a period " of one year after completion.

" (4.)

- “(4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- “(5.) That “finding everything” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “(6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.
16. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
17. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
18. Presbyterian College Bill ; second reading.
19. Municipalities Law Amendment Bill ; to be considered in Committee.
20. Metropolitan Corporation Bill ; to be further considered in Committee.
21. Public Service Superannuation Bill ; to be further considered in Committee.
22. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION :—

1. MR. SADDLER to move,—
- (1.) That for the more efficient and economical working of the Railways, and with a view to encourage private enterprise—lessen the system of Government centralization, so liable to abuse—it is the opinion of this House that the present system of Railway management be abandoned, and said Railways be farmed out, so that they may be worked by contract.
- (2.) That with a view to relieve the Consolidated Revenue of the Colony from a large and capricious expenditure of the public funds for local purposes, calculated to vitiate the independence of the Representatives of the people, to encourage a vicious system of patronage and centralization, it is, in the opinion of this House, desirable to establish throughout the Colony, having regard to local population, County or District Councils (being elective), empowered to carry out local taxation, aided by proportionate annual grants from the Legislature, for local purposes.
- (3.) That the foregoing Resolutions be presented, by Address, to His Excellency the Governor.
2. MR. SADDLER to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
3. MR. SADDLER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Central Police Court of all Juvenile Offenders brought before the said Court for the last two years, specifying sex, age, offence charged, sentence, or whether admonished ; whether able to read and write ; names of Magistrates presiding ; all cases of Juvenile Witnesses, during said period, whose testimony could not be taken on oath, owing to their ignorance of the obligations of an oath, if there be any record of the same.
4. MR. MARTIN to move,—
- (1.) That the Bill, to amend an Act intituled “An Act to Incorporate the Proprietors of a certain Banking Company called ‘The Bank of New South Wales,’ and for other purposes therein mentioned,” be referred to a Select Committee for consideration and report.
- (2.) That such Committee consist of the following Members viz.—Mr. Dalgleish, Mr. Eagar, Mr. W. Forster, Mr. Leary, Mr. Macleay, Mr. Walker, and the Mover.
5. MR. GARRETT to move, That certain Certificates produced by Mr. Shepherd, of Berrima, to the Select Committee of this House, on the Petition of Mr. Liardet, be returned to Mr. Shepherd.
6. MR. SADDLER to move for leave to bring in a Bill, intituled “A Bill to promote Elementary Education and the establishment of Industrial Schools.”
7. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.

8. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
9. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
10. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

TUESDAY, FEBRUARY 9.

QUESTION :—

1. MR. GARRETT to ask THE SECRETARY FOR PUBLIC WORKS,—
- (1.) The total amount expended for labour in the excavation of the Dock at the Wollongong Harbour Works up to 31st December, 1863?
 - (2.) The total amount of money expended in procuring Plant to carry on above work to same date?
 - (3.) The total cost of supervision of same work to same date?
 - (4.) The total quantity of excavation executed to same date?
 - (5.) The estimated value of plant employed in above work on above date?
 - (6.) The price at which the remaining excavation has been contracted for?
 - (7.) Has the masonry for the works at Wollongong Harbour been contracted for, and, if so, were tenders invited for the same, and to whom has the work been entrusted for carrying out?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRIS to move the following Resolutions *seriatim* :—
- That in the opinion of this House it is desirable,—
- (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
 - (4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province should return ten Members to the Legislative Assembly.

(7.)

(7.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.

(8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.

(9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.

2. MR. HART to move,—

(1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.

(2.) That a survey of the country between those points should immediately be made to determine the most desirable route.

(3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.

3. MR. HART to move for leave to bring in a Bill to amend the Jurisdiction in Insolvency.

4. MR. HART to move, That this House, having had under its consideration the Return laid upon the Table, on the 3rd July, 1863, relative to the disposal or management of the Old Burial Ground in George-street, is of opinion that the same ought to be set apart as a Reserve for the Inhabitants of Sydney.

5. MR. HART to move, That this House, having had under its consideration the Report of the Select Committee of the Assembly upon the case of Mr. William Sims Bell, laid upon the Table on the 2nd day of December, 1862, is of opinion:—

(1.) That it clearly appears by the Evidence appended to the said Report, that the land forming the subject of the Petitioner's claim was granted to his father, Mr. Archibald Bell, by Letters Patent under the hand of Lieutenant-Colonel Paterson, bearing date the 3rd day of October, 1809, and was never formally surrendered to the Government by the Grantee, or by the Petitioner.

(2.) That the Government having taken possession of the said land for public purposes, and not upon the ground that the Petitioner or his father had ever forfeited their right thereto, the said William Sims Bell is entitled to compensation for the land so resumed.

(3.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.

6. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Customs by the Officers of Customs.

7. MR. STEWART to move,—

(1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.

(2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.

(3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.

8. MR. HART to move, That there be laid upon the Table of this House, before the further consideration in Committee of Supply of the Estimates of Expenditure for 1864, a Schedule shewing in detail the proposed distribution or intended appropriation of the sums submitted in the said Estimates under the following heads, and also shewing in parallel columns the distribution and expenditure, as far as can be ascertained, of the moneys voted for similar services for the year 1863:—

Volunteers:—

General Staff	£756
Artillery	713
Rifles	1,858
Naval Brigade	4,000

Miscellaneous:—

Police Magistrates	19,220
Asylums for the Infirm and Destitute ...	9,000
Expenses attending the preparation of Electoral Lists	5,500
Do. of Returning Officers ...	1,250

Sheriff:—

<i>Sheriff:—</i>	
Country Bailiffs	£775
<i>Quarter Sessions:—</i>	
6 Crown Prosecutors	£3,000
<i>Post Office:—</i>	
Country Postmasters	£12,000
Inland Mails	60,000
<i>Colonial Storekeeper:—</i>	
Stores for Public Service	£35,000
Fuel and Light for departments in Sydney ...	4,000
<i>Printing Office:—</i>	
Compositors, Pressmen, &c.	£13,850
<i>Survey of Lands:—</i>	
5 District Surveyors, at £780	£3,900
6 Surveyors, at £665	3,930
5 Do. at £555	2,775
80 Wages and provisions to Surveying parties	7,125
Commission to Land Agents, &c.	6,000
<i>Occupation of Lands:—</i>	
2 Commissioners of Crown Lands, at £500 ...	£1,000
4 Do. at £450	1,800
5 Do. at £400	2,000
13 Bailiffs, at £183	2,379
11 Camp-keepers, at £40	440
<i>Gold Fields:—</i>	
4 Commissioners, at £500	£2,000
7 Assistant do., at £450	3,150
7 Do. 2nd class, at £350	2,450
7 Sub-Commissioners, at £275	1,925
25 Camp-keepers, at £50	1,250
<i>Roads:—</i>	
8 Superintendents of Minor Roads, at £350...	£2,800
8 Overseers, at £200	1,600
For the Construction and Maintenance of Subordinate Roads	70,000
For Minor Roads and Bridges	10,500
Towards planting and improving certain reserved lands in the City of Sydney ...	2,000
<i>Railways:—</i>	
Expenses of 126 miles of Railway, including maintenance, &c.	£85,490
30 Station Masters	5,460
<i>Public Works and Buildings:—</i>	
For repairs to Public Buildings generally ...	£12,000
Furniture and Fittings for Public Offices ...	4,000
Police Buildings	30,000
Gaols, Court Houses, and Lock-ups	15,000
Harbour Defences	5,000

9. MR. MACHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or quasi Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessces; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
10. MR. DANGAR to move, That there be a call of the House on Friday, the 4th March, 1864.
11. MR. CUNNEEN to move, That the two Petitions presented by him on the 27th January, relative to the Church and School Lands, be printed.

WEDNESDAY, FEBRUARY 10.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. WILSON to move,—
 - (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

ORDERS OF THE DAY:—

1. Wharfage Rates Leasing Bill; consideration in Committee of the propriety of introducing this Bill.
2. Supply; Resumption of the Committee.
3. Ways and Means; Resumption of the Committee.

FRIDAY, FEBRUARY 12.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Church and School Lands Trust Bill; second reading.

TUESDAY, FEBRUARY 16.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
2. MR. RUSDEN to move, That there be laid upon the Table of this House,—
 - (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs "Yarrowford," or "Whitmore," and of "Shannon Vale," situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.
 - (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of these runs were fixed or determined.
 - (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.
3. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
4. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
5. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
6. MR. TIGHE to move,—
 - (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dagleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
7. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and Improvements in Arts or Manufactures in the Colony of New South Wales.

8. **MR. BUCHANAN** to move, That there be laid upon the Table of this House, a Return of the Expenses in the year 1860 of the Colonial Storekeeper's Department, and in the years 1861, 1862, and 1863, of Stores and Stationery, specifying in the latter the salaries of the persons employed in the branches of Police, Stationery, Harbour Defences, and Light House, Stores, &c., and distinguishing the cost of Conveyance, Packing, Stationery, and Paper for Printing, Stores, and Fuel and Light.
9. **MR. DRIVER** to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
10. **MR. DARVALL** to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
11. **MR. DARVALL** to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
12. **MR. HART** to move, That this House is of opinion that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a week in cash.
13. **MR. MORRICE** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
14. **MR. LUCAS** to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Smart, and the Mover.
15. **MR. LUCAS** to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry :—
 (1.) With the Government and any person or persons.
 (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 (3.) With the Chief Commissioner and F. W. Perry.
 (4.) With the Chief Commissioner and any person or persons.
 (5.) With the Crown Solicitor and any person or persons.
16. **MR. ROTTON** to move,—
 (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—
 “ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 “ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
17. **MR. DANGAR** to move,—
 (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
18. **MR. DANGAR** to move, That there be laid upon the Table of this House,—
 (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 (3.) Copies of the final Decision in the case as made by the Minister for Lands.

THURSDAY, FEBRUARY 18.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill ; second reading.
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FRIDAY,

FRIDAY, FEBRUARY 19.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Lunacy and Lunatic Asylums Bill; second reading.
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TUESDAY, FEBRUARY 23.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
 2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
 3. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
 4. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members :—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
 5. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
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[Price, 9d.]

New South Wales.

No. 104.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 5 FEBRUARY, 1864.

1. The House met pursuant to adjournment ; The Speaker took the Chair.
Questions on Notice Paper for to-day :—
 - (1.) Distribution of Police :—Mr. Cunneen asked the Colonial Secretary, pursuant to Notice No. 1,—Have the Government any objection to lay upon the Table of this House, a Return shewing the number and grade of the Police stationed in each Police District in the Colony?
Mr. W. Forster answered :—A Return of the character suggested by the Honorable Member's question, to December 1st, 1863, will be laid upon the Table to-day. I may add that a chart is also in preparation, which will supply similar information in a more convenient form, and will also be submitted to the House.
 - (2.) Mr. Richard Cavanough—Wesleyan Church Property, Windsor :—Mr. Cunneen asked the Colonial Secretary, pursuant to Notice No. 2,—When was Mr. Richard Cavanough, of Windsor, appointed Trustee of the Wesleyan Church Property at Windsor?
Mr. W. Forster answered :—Mr. Richard Cavanough was appointed a Trustee in the room of Mr. Henry Stockfish, deceased, by the Executive Council, on 2nd June, 1841.
2. Miss Isabella Mary Kelly :—Mr. Garrett presented a Petition from certain Inhabitants of the Manning River, adverse to the claim made by Miss Kelly for compensation for certain losses and injuries stated to have been sustained by her. And the same having been read at length by the Clerk, by direction of the Speaker,—
Petition received.
3. Proposed Postage Rate on Newspapers :—Mr. Egan presented a Petition from certain Employés of the *Freeman's Journal* Newspaper, against the proposed Postage Rate on Newspapers.
Petition received.
4. Paper :—Mr. W. Forster laid upon the Table. Return shewing the Distribution of the Police Force on 1st December, 1863.
Ordered to be printed.
5. Member of Legislative Council as Witness :—Mr. Stewart moved, That the following Message be carried to the Legislative Council :—
MR. PRESIDENT,
The Legislative Assembly having appointed a Select Committee "to inquire into and report upon the state and requirements of the Water Reserves of the "City of Sydney," and that Committee being desirous to examine the Honorable Edward Deas Thomson, C.B., Member of the Legislative Council, in reference thereto, requests that the Legislative Council will give leave to its said Member to attend and be examined by the said Committee, on such day and days as shall be arranged between him and the said Committee.
Legislative Assembly Chamber,
Sydney, 5th February, 1864. Speaker:

Question put and passed.

6. Cox's Marriage Settlement Bill, ("Formal" Order of the Day), on motion of Mr. Holroyd, read a third time and *passed*.

Mr. Holroyd then moved, That the Title of this Bill be, "An Act to enable the Trustees of a Settlement made on the Marriage of Charles Clarendon Cox and Louisa Stafford Stuart of certain land near Windsor in the Colony of New South Wales called or known as 'Clarendon' to sell such land and to make provision for the investment of the proceeds of the sale thereof."

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "An Act to enable the Trustees of a Settlement made on the Marriage of Charles Clarendon Cox and Louisa Stafford Stuart of certain land near Windsor in the Colony of New South Wales called or known as 'Clarendon' to sell such land and to make provision for the investment of the proceeds of the sale thereof," presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

Legislative Assembly Chamber

Sydney, 5th February, 1864.

Speaker.

Question put and passed.

7. Bank of New South Wales Incorporation Act Amendment Bill, ("Formal" Motion):—Mr. Martin moved, pursuant to Notice,—

(1.) That the Bill to amend an Act, intituled, "An Act to Incorporate the Proprietors of a certain Banking Company called 'The Bank of New South Wales,' and for other purposes therein mentioned," be referred to a Select Committee for consideration and report.

(2.) That such Committee consist of the following Members, viz.—Mr. Dalgleish; Mr. Eagar, Mr. W. Forster, Mr. Leary, Mr. Macleay, Mr. Walker, and the Mover.

Question put and passed.

8. Mr. J. E. Liardet, ("Formal" Motion):—Mr. Garrett moved, pursuant to Notice, That certain Certificates produced by Mr. Sheppard, of Berrima, to the Select Committee of this House, on the Petition of Mr. Liardet, be returned to Mr. Sheppard.

Question put and passed.

9. Newspaper Postage Bill:—Mr. Eagar moved, That this Bill be now read a third time.

Debate ensued

Question put.

The House divided.

Ayes, 23.

Mr. Martin,	Mr. Raper,
Mr. Eagar,	Mr. Suttor,
Mr. Holroyd,	Mr. Bell,
Mr. Wilson,	Mr. Allen,
Mr. Faucett,	Mr. Leary,
Mr. W. Forster,	Mr. Gordon,
Mr. Dalgleish,	Mr. Lackey,
Mr. Morris,	Mr. Wisdom,
Mr. Hart,	Tellers.
Mr. Tighe,	
Mr. Harpur,	Mr. Buchanan,
Mr. Piddington,	Mr. Macleay.
Mr. Rusden,	

Noes, 16.

Mr. Cowper,	Dr. Lang,
Mr. Robertson,	Mr. Weekes,
Mr. Egan,	Tellers.
Mr. Garrett,	
Mr. Lucas,	Mr. Arnold,
Mr. Driver,	Mr. Burns.
Mr. Burdekin,	
Mr. C. Cowper, junr.,	
Mr. Dangar,	
Mr. Caldwell,	
Mr. Sadleir,	
Mr. Stewart,	

Bill thereupon read a third time.

Mr. Eagar then moved, That this Bill do *pass*.

Debate ensued.

Question put.

The House divided.

Ayes, 24.

Mr. Martin,	Mr. Rusden.
Mr. Eagar,	Mr. Bell,
Mr. Holroyd,	Mr. Raper,
Mr. Wilson,	Mr. Suttor,
Mr. Faucett,	Mr. Allen,
Mr. W. Forster,	Mr. Leary,
Mr. Dalgleish,	Mr. Gordon,
Mr. Hart,	Mr. Lackey,
Mr. Tighe,	Mr. Wisdom,
Mr. Harpur,	Tellers.
Mr. Morris,	
Mr. Stewart,	Mr. Buchanan,
Mr. Piddington,	Mr. Macleay.

Noes, 16.

Mr. Cowper,	Mr. Weekes.
Mr. Redman,	Tellers.
Mr. Alexander,	
Mr. Egan,	Mr. Robertson,
Mr. Driver,	Mr. Arnold.
Mr. Burns,	
Mr. Garrett,	
Mr. Lucas,	
Mr. Burdekin,	
Mr. Dangar,	
Mr. Caldwell,	
Mr. Sadleir,	
Dr. Lang,	

Mr. Eagar then moved, That the Title of this Bill be, "An Act to render Newspapers liable to Postage."

Question put and passed.

Whereupon,

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to render Newspapers liable to Postage,*" presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 5th February, 1864.*

Speaker.

Question put.

The House divided.

Ayes, 24.

Mr. Martin,	Mr. Rusden,
Mr. Eagar,	Mr. Bell,
Mr. Holroyd,	Mr. Raper,
Mr. Wilson,	Mr. Suttor,
Mr. Faucett,	Mr. Allen,
Mr. W. Forster,	Mr. Leary,
Mr. Dalgleish,	Mr. Gordon,
Mr. Hart,	Mr. Lackey,
Mr. Tighe,	Mr. Wisdom,
Mr. Harpur,	<i>Tellers.</i>
Mr. Morris,	Mr. Buchanan,
Mr. Stewart,	Mr. Macleay.
Mr. Piddington,	

Noes, 13.

Mr. Robertson,	<i>Tellers.</i>
Mr. Alexander,	Mr. Redman,
Mr. Egan,	Mr. Cowper.
Mr. Driver,	
Mr. Burns,	
Mr. Lucas,	
Mr. Dangar,	
Mr. Caldwell,	
Mr. Sadleir,	
Mr. Weekes,	
Mr. Garrett.	

10. Treasury Bills Bill :—Mr. Eagar moved, That this Bill be now read a second time.
Debate ensued.

Question put and passed.

And Bill read a second time.

Whereupon, on motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.

The Chairman having reported the Bill with Amendments, the House, on motion of Mr. Eagar, adopted the Report.

Mr. Eagar then moved, That the third reading of this Bill stand an Order of the Day for Tuesday next.

Motion made by Mr. Wilson, and Question,—That the Question be amended by adding at the end thereof the words "to take precedence of all other Business",—put and passed.

Whereupon, Question,—That the third reading of this Bill stand an Order of the Day for Tuesday next, to take precedence of all other Business,—put and passed.

The House adjourned, on motion of Mr. Martin, at five minutes after Nine o'clock, until Tuesday next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, FEBRUARY 9.

QUESTION :—

1. MR. GARRETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) The total amount expended for labour in the excavation of the Dock at the Wollongong Harbour Works up to 31st December, 1863?
 - (2.) The total amount of money expended in procuring Plant to carry on above work to same date?
 - (3.) The total cost of supervision of same work to same date?
 - (4.) The total quantity of excavation executed to same date?
 - (5.) The estimated value of plant employed in above work on above date?
 - (6.) The price at which the remaining excavation has been contracted for?
 - (7.) Has the masonry for the works at Wollongong Harbour been contracted for, and, if so, were tenders invited for the same, and to whom has the work been entrusted for carrying out?

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Treasury Bills Bill; third reading.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRIS to move the following Resolutions *seriatim* :—
That in the opinion of this House it is desirable,—
 - (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.
 - (2.) That a Government Superintendent should be appointed to reside at the most convenient place within the said province.
 - (3.) That a branch of the Supreme Court, with Judge, officers, and its appendages; a Registrar's Office; a branch Land and Survey Office; and Commissioner of Crown Lands Office; and all other necessary public offices; be established in the said province.
 - (4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.
 - (6.) That the Riverine Province should return ten Members to the Legislative Assembly.
 - (7.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.
 - (8.) That in order to encourage the investment of capital in pastoral pursuits, a more secure tenure than that at present existing should be granted, and that a measure by which renewable leases may be provided, at a rental to be periodically adjusted by valuation of the capabilities of runs, should be enacted.
 - (9.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
2. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
3. MR. HART to move for leave to bring in a Bill to amend the Jurisdiction in Insolvency.

4. MR. HART to move, That this House, having had under its consideration the Return laid upon the Table, on the 3rd July, 1863, relative to the disposal or management of the Old Burial Ground in George-street, is of opinion that the same ought to be set apart as a Reserve for the Inhabitants of Sydney.
5. MR. HART to move, That this House, having had under its consideration the Report of the Select Committee of the Assembly upon the case of Mr. William Sims Bell, laid upon the Table on the 2nd day of December, 1862, is of opinion :—
- (1.) That it clearly appears by the Evidence appended to the said Report, that the land forming the subject of the Petitioner's claim was granted to his father, Mr. Archibald Bell, by Letters Patent under the hand of Lieutenant-Colonel Paterson, bearing date the 3rd day of October, 1809, and was never formally surrendered to the Government by the Grantee, or by the Petitioner.
- (2.) That the Government having taken possession of the said land for public purposes, and not upon the ground that the Petitioner or his father had ever forfeited their right thereto, the said William Sims Bell is entitled to compensation for the land so resumed.
- (3.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
6. MR. GARRETT to move, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.
7. MR. STEWART to move,—
- (1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.
- (2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.
- (3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry; and will thus add to the wealth of the Colony and improve the condition of the working classes.
8. MR. HART to move, That there be laid upon the Table of this House, before the further consideration in Committee of Supply of the Estimates of Expenditure for 1864, a Schedule shewing in detail the proposed distribution or intended appropriation of the sums submitted in the said Estimates under the following heads, and also shewing in parallel columns the distribution and expenditure, as far as can be ascertained, of the moneys voted for similar services for the year 1863 :—

Volunteers :—

General Staff	£756
Artillery	718
Rifles	1,858
Naval Brigade	4,000

Miscellaneous :—

Police Magistrates	19,220
Asylums for the Infirm and Destitute ...	9,000
Expenses attending the preparation of Electoral Lists	5,500
Do. of Returning Officers	1,250

Sheriff :—

Country Bailiffs	£775
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Quarter Sessions :—

6 Crown Prosecutors	£3,000
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Post Office :—

Country Postmasters	£12,000
Inland Mails	60,000

Colonial Storekeeper :—

Stores for Public Service	£35,000
Fuel and Light for departments in Sydney ...	4,000

Printing Office :—

Compositors, Pressmen, &c.	£13,850
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Survey of Lands :—

5 District Surveyors, at £780	£3,900
6 Surveyors, at £665	3,930
5 Do. at £555	2,775
80 Wages and provisions to Surveying parties	7,125
Commission to Land Agents, &c.	6,000

Occupation of Lands :—

2 Commissioners of Crown Lands, at £500 ...	£1,000
4 Do. at £450	1,800
6 Do. at £400	2,000
13 Bailiffs, at £183	2,379
11 Camp-keepers, at £40	440

Gold Fields :—

4 Commissioners, at £500	£2,000
7 Assistant do., at £450	3,150
7 Do. 2nd class, at £350	2,450
7 Sub-Commissioners, at £275	1,925
25 Camp-keepers, at £50	1,250

Roads :—

8 Superintendents of Minor Roads, at £350...	£2,800
8 Overseers, at £200	1,600
For the Construction and Maintenance of Subordinate Roads	70,000
For Minor Roads and Bridges	10,500
Towards planting and improving certain reserved lands in the City of Sydney ...	2,000

Railways :—

Expenses of 126 miles of Railway, including maintenance, &c.	£85,490
30 Station Masters	5,460

Public Works and Buildings :—

For repairs to Public Buildings generally ...	£12,000
Furniture and Fittings for Public Offices ...	4,000
Police Buildings	30,000
Gaols, Court Houses, and Lock-ups	15,000
Harbour Defences	5,000

9. MR. MACPIERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
10. MR. DANGAR to move, That there be a call of the House on Friday, the 4th March, 1864.
11. MR. CUNNEEN to move, That the two Petitions presented by him on the 27th January, relative to the Church and School Lands, be printed.
12. MR. GARRETT to move, That the Petition from certain residents of Manning River, against the proposed compensation to Miss Kelly, presented by him on 5th February, be printed.
13. MR. EGAN to move, That the Petition from the Proprietors and Employés of the *Freeman's Journal*, against the proposed Newspaper Postage, presented by him on 5th February, be printed.
14. MR. SADLEIR to move,—
 (1.) That for the more efficient and economical working of the Railways, and with a view to encourage private enterprise—lessen the system of Government centralization, so liable to abuse—it is the opinion of this House that the present system of Railway management be abandoned, and said Railways be farmed out, so that they may be worked by contract.
 (2.) That with a view to relieve the Consolidated Revenue of the Colony from a large and capricious expenditure of the public funds for local purposes, calculated to vitiate the independence of the Representatives of the people, to encourage a vicious system of patronage and centralization, it is, in the opinion of this House, desirable to establish throughout the Colony, having regard to local population, County or District Councils (being elective), empowered to carry out local taxation, aided by proportionate annual grants from the Legislature, for local purposes.
 (3.) That the foregoing Resolutions be presented, by Address, to His Excellency the Governor.
15. MR. SADLEIR to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House,

16. MR. SADLER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Central Police Court of all Juvenile Offenders brought before the said Court for the last two years, specifying sex, age, offence charged, sentence, or whether admonished; whether able to read and write; names of Magistrates presiding; all cases of Juvenile Witnesses, during said period, whose testimony could not be taken on oath, owing to their ignorance of the obligations of an oath, if there be any record of the same.
17. MR. SADLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
18. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
19. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
20. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
21. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
 - (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Moruya Silver Mining Company's Incorporation Bill; to be further considered in Committee.
3. Smoke Nuisance Abatement Bill; second reading.
4. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
5. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
6. Vexatious Indictments Prevention Bill; second reading.
7. Trade and Commerce Laws Amendment Bill; consideration in Committee of the propriety of introducing this Bill.
8. Impounding Bill; to be further considered in Committee.
9. Juvenile Reformatories Bill; second reading.
10. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
11. Dog Nuisance Abatement Bill; second reading.
12. Debate on Motion of Mr. Harpur:—
 - "(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - "(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."

13. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
14. Railway Communication; Resumption of the Adjourned Debate. on motion of Mr. Samuel:—
- “ (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions: and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—
- “ (1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- “ (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- “ (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- “ (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- “ (5.) That “finding everything” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “ (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “ (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner;”—Upon which Mr. Holroyd had moved the Previous Question.
15. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
16. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
17. Presbyterian College Bill; second reading.
18. Municipalities Law Amendment Bill; to be considered in Committee.
19. Metropolitan Corporation Bill; to be further considered in Committee.
20. Public Service Superannuation Bill; to be further considered in Committee.
21. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

WEDNESDAY, FEBRUARY 10.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. WILSON to move,—
 - (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

ORDERS

ORDERS OF THE DAY:—

1. Wharfage Rates Leasing Bill; consideration in Committee of the propriety of introducing this Bill.
2. Supply; Resumption of the Committee.
3. Ways and Means; Resumption of the Committee.

FRIDAY, FEBRUARY 12.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Church and School Lands Trust Bill; second reading.

TUESDAY, FEBRUARY 16.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
2. MR. RUSDEN to move, That there be laid upon the Table of this House,—
 - (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs "Yarrowford," or "Whitmore," and of "Shannon Vale," situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.
 - (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of these runs were fixed or determined.
 - (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.
3. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
4. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Canm, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
5. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
6. MR. TIGHE to move,—
 - (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
7. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and Improvements in Arts or Manufactures in the Colony of New South Wales.
8. MR. BUCHANAN to move, That there be laid upon the Table of this House, a Return of the Expenses in the year 1860 of the Colonial Storekeeper's Department, and in the years 1861, 1862, and 1863, of Stores and Stationery, specifying in the latter the salaries of the persons employed in the branches of Police, Stationery, Harbour Defences, and Light House, Stores, &c., and distinguishing the cost of Conveyance, Packing, Stationery, and Paper for Printing, Stores, and Fuel and Light.
9. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
10. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
11. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.

12. **MR. HAET** to move, That this House is of opinion that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a week in cash.
13. **MR. MORRICE** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
14. **MR. LUCAS** to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Smart, and the Mover.
15. **MR. LUCAS** to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry :—
 (1.) With the Government and any person or persons.
 (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 (3.) With the Chief Commissioner and F. W. Perry.
 (4.) With the Chief Commissioner and any person or persons.
 (5.) With the Crown Solicitor and any person or persons.
16. **MR. ROTTON** to move,—
 (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—
 “ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 “ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
17. **MR. DANGAR** to move,—
 (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
18. **MR. DANGAR** to move, That there be laid upon the Table of this House,—
 (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 (3.) Copies of the final Decision in the case as made by the Minister for Lands.

THURSDAY, FEBRUARY 18.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill ; second reading.

FRIDAY, FEBRUARY 19.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Lunacy and Lunatic Asylums Bill ; second reading.

TUESDAY, FEBRUARY 23.

OTHER BUSINESS—NOTICES OF MOTION :—

1. **MR. C. COWPER, JUNR.**, to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.

2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *vis* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
 3. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
 4. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
 5. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
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New South Wales.

No. 105.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 9 FEBRUARY, 1864.

1. The House met pursuant to adjournment; The Speaker took the Chair.
Member Sworn:—Henry John Bede Milford, Esquire, having taken the Oath and subscribed the Roll, took his Seat as Member for the Electoral District of Braidwood.
2. Question on Notice Paper for to-day:—
 - (1.) Wollongong Harbour Works:—Mr. Garrett asked the Secretary for Public Works, pursuant to Notice,—
 - (1.) The total amount expended for labour in the excavation of the Dock at the Wollongong Harbour Works up to 31st December, 1863?
 - (2.) The total amount of money expended in procuring Plant to carry on above work to same date?
 - (3.) The total cost of supervision of same work to same date?
 - (4.) The total quantity of excavation executed to same date?
 - (5.) The estimated value of plant employed in above work on above date?
 - (6.) The price at which the remaining excavation has been contracted for?
 - (7.) Has the masonry for the works at Wollongong Harbour been contracted for, and, if so, were tenders invited for the same; and to whom has the work been entrusted for carrying out?
 Mr. Holroyd answered,—
 - (1.) £7,372.
 - (2.) £6,086 10s.
 - (3.) £1,280 12s. 11d.
 - (4.) 55,997 cubic yards.
 - (5.) £4,156 10s.
 - (6.) Five shillings per cubic yard.
 - (7.) Yes. Tenders were received from several persons, and the lowest accepted,—that of Mr. William Davies.
3. Colonial Spirits Duties Bill:—
 - (1.) Mr. Eagar (without notice) moved for leave to bring in a Bill, founded on Resolution No. 6 of Ways and Means, to alter the Duties on Colonial Spirits. Question put and passed.
 - (2.) Mr. Eagar having presented this Bill, Bill, intituled, "*A Bill to alter the Duties on Colonial Spirits,*" read a first time
Ordered to be printed, and read a second time to-morrow.
4. Motions Withdrawn:—
 - (1.) Mr. Morris withdrew the Motion standing in his name, No. 1 on the Notice Paper for to-day
 - (2.) Mr. Hart withdrew the Motion standing in his name, No. 2 on the Notice Paper for to-day
5. Insolvency Jurisdiction Bill ("*Formal*" Motion):—
 - (1.) Mr. Hart moved, pursuant to Notice, for leave to bring in a Bill to amend the Jurisdiction in Insolvency. Question put and passed.
 - (2.) Mr. Hart having presented this Bill, Bill, intituled, "*A Bill to amend the Jurisdiction in Insolvency,*"—read a first time.
Ordered to be printed, and read a second time on Friday next.

6. Treasury Bills Bill, on motion of Mr. Eagar, read a third time and *passed*.
Mr. Eagar then moved, That the Title of this Bill be "*An Act to authorize the issue of Treasury Bills.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to authorize the issue of Treasury Bills,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 9th February, 1864.

Speaker.

Question put and passed.

7. Old Burial Ground in George-street:—Mr. Hart moved, pursuant to notice, *as amended with the concurrence of the House,*—

(1.) That this House, having had under its consideration the Return, ordered to be printed on the 3rd July, 1863, in so far as it relates to the disposal or management of the Old Burial Ground in George-street, is of opinion that the same ought to be set apart as a Reserve for Public Recreation.

(2.) That an Address be presented to His Excellency the Governor with the foregoing Resolution.

Debate ensued.

Question put and passed.

8. Mr. William Sims Bell:—Mr. Hart moved, pursuant to notice, *as amended with the concurrence of the House,* That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the following Resolutions:—

(1.) That it appears by the Evidence appended to the Report of the Select Committee of the Assembly, upon the case of Mr. William Sims Bell, laid upon the Table on the 2nd day of December, 1862, that the land forming the subject of the Petitioner's claim was granted to his father, Mr. Archibald Bell, by Letters Patent under the hand of Lieutenant-Colonel Paterson, bearing date the 3rd day of October, 1809, and was never formally surrendered to the Government by the Grantee, or by the Petitioner.

(2.) That the Government having taken possession of the said land for public purposes, and not upon the ground that the Petitioner or his father had ever forfeited their right thereto, the said William Sims Bell is entitled to compensation for the land so resumed.

(3.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.

Debate ensued.

Question put.

The House divided.

Ayes, 8.

Noes, 16.

Mr. Morris,	Mr. Suttor,	Mr. Martin,	Mr. Wisdom,
Mr. Garrett,	<i>Tellers.</i>	Mr. W. Forster,	Mr. Leary,
Dr. Lang,		Mr. Wilson,	Mr. Stewart,
Mr. Dangar,	Mr. Tighe,	Mr. Eagar,	Mr. Weekes,
Mr. Sadleir,	Mr. Hart.	Mr. Holroyd,	Mr. Haworth,
		Mr. Lucas,	<i>Tellers.</i>
		Mr. Dalgleish,	
		Mr. Cunneen,	Mr. Driver,
		Mr. Terry,	Mr. Bell.

9. Departmental Letter of Collector of Customs, relative to Pecuniary Assistance from Agents to Officers:—Mr. Garrett moved, pursuant to notice, That there be laid upon the Table of this House, a Copy of the Letter addressed by the Collector of Customs to the Officers of his Department, dated the 18th November last, relative to the obtaining of pecuniary assistance from Custom House Agents by the Officers of Customs.

Question put and passed.

10. Postponement:—Mr. Stewart postponed the Motion standing in his name, No. 7, on the Notice Paper for to-day, until Tuesday next.

11. Schedules, in detail, of Estimates under certain Heads:—Mr. Hart moved, pursuant to notice, That there be laid upon the Table of this House, before the further consideration in Committee of Supply of the Estimates of Expenditure for 1864, a Schedule shewing in detail the proposed distribution or intended appropriation of the sums submitted in the said Estimates under the following heads, and also shewing in parallel columns the distribution and expenditure, as far as can be ascertained, of the moneys voted for similar services for the year 1863:—

Volunteers:—

General Staff	... ..	£756
Artillery	... ..	713
Rifles	... ..	1,858
Naval Brigade	... ..	4,000

Miscellaneous:—

Police Magistrates	... ..	19,220
Asylums for the Infirm and Destitute	... ..	9,000
Expenses attending the preparation of Electoral Lists	... ..	5,500
Do. of Returning Officers	... ..	1,250

Sheriff:—

<i>Sheriff</i> :—	
Country Bailiffs	£775
<i>Quarter Sessions</i> :—	
6 Crown Prosecutors	£3,000
<i>Post Office</i> :—	
Country Postmasters	£12,000
Inland Mails	60,000
<i>Colonial Storekeeper</i> :—	
Stores for Public Service	£35,000
Fuel and Light for departments in Sydney ...	4,000
<i>Printing Office</i> :—	
Compositors, Pressmen, &c.	£13,850
<i>Survey of Lands</i> :—	
5 District Surveyors, at £780	£3,900
6 Surveyors, at £665	3,930
5 Do. at £555	2,775
80 Wages and provisions to Surveying parties	7,125
Commission to Land Agent, &c.	6,000
<i>Occupation of Lands</i> :—	
2 Commissioners of Crown Lands, at £500 ...	£1,000
4 Do. at £450	1,800
5 Do. at £400	2,000
13 Bailiffs, at £183	2,379
11 Camp-keepers, at £40	440
<i>Gold Fields</i> :—	
4 Commissioners, at £500	£2,000
7 Assistant do., at £450	3,150
7 Do. 2nd class, at £350	2,450
7 Sub-Commissioners, at £275	1,925
25 Camp-keepers, at £50	1,250
<i>Roads</i> :—	
8 Superintendents of Minor Roads, at £350	£2,800
8 Overseers, at £200	1,600
For the Construction and Maintenance of Subordinate Roads	70,000
For Minor Roads and Bridges	10,500
Towards planting and improving certain reserved lands in the City of Sydney ...	2,000
<i>Railways</i> :—	
Expenses of 126 miles of Railway, including maintenance, &c.	£85,490
30 Station Masters	5,460
<i>Public Works and Buildings</i> :—	
For repairs to Public Buildings generally ...	£12,000
Furniture and Fittings for Public Offices ...	4,000
Police Buildings	30,000
Gaols, Court Houses, and Lock-ups	15,000
Harbour Defences	5,000

Debate ensued.

Indisposition of the Speaker :—The Speaker being compelled, by sudden indisposition, to leave the Chair,—

And the House being afterwards informed, by the Clerk, of Mr. Speaker's continued indisposition and consequent inability to resume the Chair,—

The Chairman of Committees, under the provision contained in the 2nd Standing Order of the Assembly, took the Chair of the House for the remainder of this day.

Notice being taken that there was not a Quorum present, the House was counted; and, there being only Seventeen Members present, exclusive of the Deputy Speaker, namely,—Mr. Buchanan, Mr. Caldwell, Mr. Dalgleish, Mr. Dangar, Mr. Driver, Mr. Eagar, Mr. W. Forster, Mr. Garrett, Mr. Holroyd, Mr. Love, Mr. Lucas, Mr. Redman, Mr. Stewart, Mr. Sutherland, Mr. Suttor, Mr. Tighe, and Mr. Wilson,—the Deputy Speaker adjourned the House, at twenty-eight minutes before Eight o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

WEDNESDAY, FEBRUARY 10.

QUESTION :—

1. MR. PIDDINGTON *to ask* THE COLONIAL SECRETARY,—When will the Blue Book, for 1863, be laid upon the Table of this House ?

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. WILSON to move,—
 - (1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.

ORDERS OF THE DAY :—

1. Wharfage Rates Leasing Bill ; consideration in Committee of the propriety of introducing this Bill.
2. Supply ; Resumption of the Committee.
3. Ways and Means ; Resumption of the Committee.
4. Colonial Spirits Duties Bill ; second reading.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WEEKES to move, That leave of absence for one month be granted to E. C. Close, Esq., Member for Morpeth, on account of a severe accident.
2. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858 ; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees ; the date of the commencement of each Lease ; the time it has to run, classifying Leases for eight and for fourteen years ; the approximate extent of land comprised in each Lease ; the name of each Run ; its approximate grazing capability in cattle and sheep ; the amount of annual Rent ; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads ; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes ; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c. ; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run ; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
3. MR. DANGAR to move, That there be a call of the House on Friday, the 4th March, 1864.
4. MR. CUNNEEN to move, That the two Petitions presented by him on the 27th January, relative to the Church and School Lands, be printed.
5. MR. GARBETT to move, That the Petition from certain residents of Manning River, against the proposed compensation to Miss Kelly, presented by him on 5th February, be printed.
6. MR. EGAN to move, That the Petition from the Proprietors and Employés of the *Freeman's Journal*, against the proposed Newspaper Postage, presented by him on 5th February, be printed.
7. MR. SADLER to move,—
 - (1.) That for the more efficient and economical working of the Railways, and with a view to encourage private enterprise—lessen the system of Government centralization, so liable to abuse—it is the opinion of this House that the present system of Railway management should be abandoned, and said Railways be farmed out, so that they may be worked by contract.
 - (2.)

- (2.) That with a view to relieve the Consolidated Revenue of the Colony from a large and capricious expenditure of the public funds for local purposes, calculated to vitiate the independence of the Representatives of the people, to encourage a vicious system of patronage and centralization, it is, in the opinion of this House, desirable to establish throughout the Colony, having regard to local population, County or District Councils (being elective), empowered to carry out local taxation, aided by proportionate annual grants from the Legislature, for local purposes.
- (3.) That the foregoing Resolutions be presented, by Address, to His Excellency the Governor.
8. MR. SADDLEIR to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
9. MR. SADDLEIR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Central Police Court of all Juvenile Offenders brought before the said Court for the last two years, specifying sex, age, offence charged, sentence, or whether admonished; whether able to read and write; names of Magistrates presiding; all cases of Juvenile Witnesses, during said period, whose testimony could not be taken on oath, owing to their ignorance of the obligations of an oath, if there be any record of the same.
10. MR. SADDLEIR to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
11. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
12. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
13. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
- (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
- (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
- (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
14. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
- (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
- (3.) The extent of each contract.
- (4.) The rate of progress upon each contract in miles, and money paid per month.
- (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
- (6.) The names of sureties.
- (7.) The amount of per-centage retained in each case till completion of contract.
- (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Moruya Silver Mining Company's Incorporation Bill; to be further considered in Committee.
3. Smoke Nuisance Abatement Bill; second reading.
4. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
5. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
6. Vexatious Indictments Prevention Bill; second reading.
7. Trade and Commerce Laws Amendment Bill; consideration in Committee of the propriety of introducing this Bill.
8. Impounding Bill; to be further considered in Committee.
9. Juvenile Reformatories Bill; second reading.

10. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
11. Dog Nuisance Abatement Bill ; second reading.
12. Debate on Motion of Mr. Harpur :—
 “ (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 “ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”
13. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
14. Railway Communication ; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—
 “ (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions ; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
 “ (1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 “ (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 “ (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 “ (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 “ (5.) That “ finding everything ” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 “ (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 “ (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.
15. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
16. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
17. Presbyterian College Bill ; second reading.
18. Municipalities Law Amendment Bill ; to be considered in Committee.
19. Metropolitan Corporation Bill ; to be further considered in Committee.
20. Public Service Superannuation Bill ; to be further considered in Committee.
21. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

THURSDAY, FEBRUARY 11.

QUESTION :—

1. MR. PIDDINGTON to ask THE COLONIAL SECRETARY,—
 (1.) Does the Rev. Samuel Simm, the Church of England Clergyman at Stroud, receive the Government stipend of £100 per annum, for years past paid to the Clergyman at Dungog ?
 (2.) On what date did the Rev. S. Simm first receive any money under Schedule C of the Constitution Act ?

FRIDAY,

FRIDAY, FEBRUARY 12.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Church and School Lands Trust Bill; second reading.
2. Insolvency Jurisdiction Bill; second reading.

TUESDAY, FEBRUARY 16.

OTHER BUSINESS—NOTICES OF MOTION:—

1. Mr. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Turban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
2. Mr. RUSDEN to move, That there be laid upon the Table of this House,—
 - (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs "Yarrowford," or "Whitmore," and of "Shannon Vale," situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.
 - (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of those runs were fixed or determined.
 - (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.
3. Mr. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
4. Mr. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
5. Mr. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
6. Mr. TIGHE to move,—
 - (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
7. Mr. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and Improvements in Arts or Manufactures in the Colony of New South Wales.
8. Mr. BUCHANAN to move, That there be laid upon the Table of this House, a Return of the Expenses in the year 1860 of the Colonial Storekeeper's Department, and in the years 1861, 1862, and 1863, of Stores and Stationery, specifying in the latter the salaries of the persons employed in the branches of Police, Stationery, Harbour Defences, and Light House, Stores, &c., and distinguishing the cost of Conveyance, Packing, Stationery, and Paper for Printing, Stores, and Fuel and Light.
9. Mr. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
10. Mr. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
11. Mr. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
12. Mr. HART to move, That this House is of opinion that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a week in cash.
13. Mr. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.

14. Mr. LUCAS to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Smart, and the Mover.
15. Mr. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry :—
- (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
16. Mr. ROTTON to move,—
- (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—
 “ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 “ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
17. Mr. DANGAR to move,—
- (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
18. Mr. DANGAR to move, That there be laid upon the Table of this House,—
- (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 - (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 - (3.) Copies of the final Decision in the case as made by the Minister for Lands.
19. Mr. MORRIS to move the following Resolutions *seriatim* :—
- That in the opinion of this House it is desirable,—
- (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.
 - (2.) That the Riverine Province should return ten Members to the Legislative Assembly.
 - (3.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.
 - (4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought ; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.
 - (6.) That, in as much as doubts have arisen as to the right of the pastoral tenants of the Crown, to leases renewable at the expiration of the term granted by the Crown Lands Occupation Act of 1861, and as these doubts materially tend to discourage the investment of capital in pastoral pursuits, steps should be taken to remove such doubts ; and that the leases be declared renewable in accordance with the spirit and intent of the said Act.
 - (7.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.

20. Mr. HART to move,—
- (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
21. Mr. STEWART to move,—
- (1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.
 - (2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.
 - (3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.

THURSDAY, FEBRUARY 18.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.

FRIDAY, FEBRUARY 19.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Lunacy and Lunatic Asylums Bill; second reading.

TUESDAY, FEBRUARY 23.

OTHER BUSINESS—NOTICES OF MOTION :—

1. Mr. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
2. Mr. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
3. Mr. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
4. Mr. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Ilawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members :—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
5. Mr. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.



New South Wales.

No. 106.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 10 FEBRUARY, 1864.

1. The House met pursuant to adjournment.
Continued Indisposition of the Speaker :—The House being informed by the Clerk that Mr. Speaker continued to be unavoidably absent, in consequence of illness,—Mr. Martin (in accordance with the provision contained in the 2nd Standing Order of the Assembly) moved, That Mr. Wisdom, the Chairman of Committees, do take the Chair of this House, for to-day.
Question put by the Clerk, by desire of the House, and passed.
Whereupon, Mr. Wisdom took the Speaker's Chair, for to-day.
2. Question on Notice Paper for to-day :—
(1.) Blue Book, for 1863 :—Mr. Piddington asked the Colonial Secretary, pursuant to Notice,—When will the Blue Book, for 1863, be laid upon the Table of this House?
Mr. W. Forster answered :—The Registrar General is unable to fix the precise date when the Blue Book will be ready, as all the information required from the different Departments has not yet been received. They will, however, be urged to supply what is still wanting without delay, and the Registrar General will complete the work as early as practicable.
3. Paper :—Mr. Eagar laid upon the Table, Return to Order in reference to "Departmental Letter of Collector of Customs, relative to Pecuniary Assistance from "Agents to Officers," made by this House, on motion of Mr. Garrett, on 9 February, 1864.
Ordered to be printed.
4. Church and School Lands ("Formal" Motion) :—Mr. Cunneen moved, pursuant to notice, That the two Petitions presented by him on the 27th January, relative to the Church and School Lands, be printed.
Question put and passed.
Ordered to be printed.
5. Miss Isabella Mary Kelly ("Formal" Motion) :—Mr. Garrett moved, pursuant to notice, That the Petition from certain residents of Manning River, against the proposed compensation to Miss Kelly, presented by him on 5th February, be printed.
Question put and passed.
Ordered to be printed.
6. Proposed Postage Rate on Newspapers ("Formal" Motion) :—Mr. Egan moved, pursuant to notice, That the Petition from the Proprietors and Employés of the *Freeman's Journal*, against the proposed Newspaper Postage, presented by him on 5th February, be printed.
Question put and passed.
Ordered to be printed.
7. Motion Withdrawn :—Mr. Holroyd withdrew the Motion standing in his name, No. 1 on the Notice Paper of Government Business for to-day.
8. Alpacas :—Mr. Wilson moved, pursuant to notice,—
(1.) That, in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
(2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.
Debate ensued.

Mr.

Mr. Piddington moved the Previous Question.

Debate ensued.

Previous Question, by leave, withdrawn.

Debate on Original Question continued.

Mr. C. Cowper, junior, moved, That this Debate be now adjourned until Wednesday next.

Debate ensued.

Question,—That this Debate be now adjourned,—put and passed.

Question,—That this Debate be resumed on Wednesday next,—put and passed.

9. Thomas Bell Gibbons :—Mr. Driver presented a Petition from Thomas Bell Gibbons, Storekeeper, of Burrowa, complaining of damage alleged to have been sustained by him, arising from an unfavourable Report made to the Government, by Mr. Commissioner Beckham, in reference to certain Crown Land, for a lease of which the Petitioner had applied ;—and praying investigation and relief.
Petition received.
10. Postponements :—
(1.) The Order of the Day for the consideration in Committee of the propriety of introducing the Wharfage Rates Leasing Bill postponed, on motion of Mr. Eagar, until to-morrow.
(2.) The Order of the Day for the Resumption of the Committee of Supply postponed, on motion of Mr. Eagar, until the Order of the Day for the second reading of the Colonial Spirits Duties Bill shall have been disposed of.
(3.) The Order of the Day for the Resumption of the Committee of Ways and Means postponed, on motion of Mr. Eagar, until the Order of the Day for the Resumption of the Committee of Supply shall have been disposed of.
11. Colonial Spirits Duties Bill :—Mr. Eagar moved, That this Bill be now read a second time.
Debate ensued.
Question put.
The House divided.

Ayes, 24.

Mr. Martin,	Mr. Cunneen,
Mr. Eagar,	Mr. Driver,
Mr. W. Forster,	Mr. Suttor,
Mr. Wilson,	Mr. Rusden,
Mr. Holroyd,	Mr. Macleay,
Mr. Milford,	Mr. Lackey,
Mr. Hart,	Mr. Buchanan,
Mr. Piddington,	Mr. Gordon,
Mr. Dalgleish,	Mr. Haworth,
Mr. Redman,	<i>Tellers.</i>
Mr. Leary,	
Mr. Terry,	Mr. Bell,
Mr. Burns,	Mr. Morris.

Noes, 8.

Mr. Burdekin,
Mr. Garrett,
Mr. C. Cowper, junr.,
Mr. Dangar,
Mr. Sutherland,
Mr. Sadleir,
<i>Tellers.</i>
Mr. Egan,
Mr. Lucas.

Bill thereupon read a second time.

Whereupon, on motion of Mr. Eagar, the Deputy Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.

Mr. Hart, on behalf of the Committee, as Chairman, having reported the Bill with Amendments, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time to-morrow.

12. Member of the Legislative Council as Witness :—The Deputy Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

In answer to the Message from the Legislative Assembly, dated the 5th February, 1864, requesting leave for the Honorable E. Deas Thomson, C.B., a Member of the Legislative Council, to attend and be examined before a Select Committee of the Legislative Assembly appointed "to inquire into and report upon the state and requirements of the Water Reserves of the City of Sydney," the Council acquaints the Assembly that leave has been granted to its said Member to attend and be examined by the said Committee, if he think fit.

Legislative Council Chamber,
Sydney, 10th February, 1864.

T. A. MURRAY,
President.

13. Assent to Bills :—The following Messages from His Excellency the Governor were respectively delivered by Mr. Martin and read by the Deputy Speaker :—

(1.)

JOHN YOUNG,
Governor.

Message No. 17.

A Bill intituled "An Act to incorporate the Shareholders of a certain Banking Company called 'The City Bank,' and for other purposes therein mentioned," as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 10th February, 1864.

(2.)

(2.)

JOHN YOUNG,
Governor.

Message No. 18.

A Bill intituled "*An Act to enable William Parnell and Charles Parnell the surviving Trustees of the Will of Thomas Parnell deceased to sell certain Sheep and Cattle Stations and Stock being part of the trust property and to invest the money to arise from such sale upon the trusts of the said Will,*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 10th February, 1864.

14. Temporary Chairman of Committee of Supply:—Mr. Martin, *with the concurrence of the House*, moved, That *Mr. Hart* do take the Chair in Committee of Supply for this day.
Question put and passed.
15. Supply:—On motion of Mr. Eagar, the Deputy Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of the Supply to be granted to Her Majesty, for the Service of the year 1863-4.

And the Committee having continued to sit till after Midnight;—

THURSDAY, 11 FEBRUARY, 1864, A.M.

The Chairman (appointed as above) reported progress, and obtained leave to sit again To-morrow.

The House adjourned, on motion of Mr. Martin, at eight minutes after Twelve o'clock A.M., until Three o'clock P.M. This Day.

ROBERT WISDOM,
Deputy Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, FEBRUARY 11.

QUESTIONS:—

1. MR. PIDDINGTON *to ask* THE COLONIAL SECRETARY,—
(1.) Does the Rev. Samuel Simm, the Church of England Clergyman at Stroud, receive the Government stipend of £100 per annum, for years past paid to the Clergyman at Dungog?
(2.) On what date did the Rev. S. Simm first receive any money under Schedule C of the Constitution Act?
2. MR. GARRETT *to ask* THE COLONIAL TREASURER,—
(1.) What steps, if any, have the Government taken to determine whether the Candles imported from Melbourne, and manufactured there, are made of tallow in a prepared state or not?
(2.) Is duty levied on such Candles?
3. MR. GARRETT *to ask* THE COLONIAL SECRETARY,—Has it been determined to remove the Head Quarters of the South-eastern Police District from Cooma to Braidwood; if so, for what reasons have these alterations been determined on?
4. MR. GARRETT *to ask* THE SECRETARY FOR LANDS,—Is it the intention of the Government to grant compensation to those Minor Road Overseers whose services have been dispensed with since the commencement of this month?
5. MR. BELL *to ask* THE SECRETARY FOR PUBLIC WORKS,—The number of Tenders, with names of parties tendering, for No. 5 Contract, Great Southern Railway, and the gross amount of each, as estimated by the Engineer-in-Chief?

GOVERNMENT

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Wharfage Rates Leasing Bill; consideration in Committee of the propriety of introducing this Bill.
2. Colonial Spirits Duties Bill; third reading.
3. Supply; Resumption of the Committee.
4. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WEEKES to move, That leave of absence for one month be granted to E. C. Close, Esq., Member for Morpeth, on account of a severe accident.
2. MR. MACPIERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
3. MR. DANGAN to move, That there be a call of the House on Friday, the 4th March, 1864.
4. MR. SADLEIR to move,—
 - (1.) That for the more efficient and economical working of the Railways, and with a view to encourage private enterprise—lessen the system of Government centralization, so liable to abuse—it is the opinion of this House that the present system of Railway management should be abandoned, and said Railways be farmed out, so that they may be worked by contract.
 - (2.) That with a view to relieve the Consolidated Revenue of the Colony from a large and capricious expenditure of the public funds for local purposes, calculated to vitiate the independence of the Representatives of the people, to encourage a vicious system of patronage and centralization, it is, in the opinion of this House, desirable to establish throughout the Colony, having regard to local population, County or District Councils (being elective), empowered to carry out local taxation, aided by proportionate annual grants from the Legislature, for local purposes.
 - (3.) That the foregoing Resolutions be presented, by Address, to His Excellency the Governor.
5. MR. SADLEIR to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
6. MR. SADLEIR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Central Police Court of all Juvenile Offenders brought before the said Court for the last two years, specifying sex, age, offence charged, sentence, or whether admonished; whether able to read and write; names of Magistrates presiding; all cases of Juvenile Witnesses, during said period, whose testimony could not be taken on oath, owing to their ignorance of the obligations of an oath, if there be any record of the same.
7. MR. SADLEIR to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
8. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
9. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
10. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.

- (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
- (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
- (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
11. Mr. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Law of Evidence in Criminal Cases Amendment Bill; second reading.
2. Moruya Silver Mining Company's Incorporation Bill; to be further considered in Committee.
3. Smoke Nuisance Abatement Bill; second reading.
4. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
5. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
6. Vexatious Indictments Prevention Bill; second reading.
7. Trade and Commerce Laws Amendment Bill; consideration in Committee of the propriety of introducing this Bill.
8. Impounding Bill; to be further considered in Committee.
9. Juvenile Reformatories Bill; second reading.
10. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
11. Dog Nuisance Abatement Bill; second reading.
12. Debate on Motion of Mr. Harpur:—
 - "(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - "(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."
13. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
14. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—
 - "(1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - "(1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - "(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

" (3.)

- “ (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- “ (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- “ (5.) That “ finding everything ” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “ (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “ (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.
15. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
16. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
17. Presbyterian College Bill ; second reading.
18. Municipalities Law Amendment Bill ; to be considered in Committee.
19. Metropolitan Corporation Bill ; to be further considered in Committee.
20. Public Service Superannuation Bill ; to be further considered in Committee.
21. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, FEBRUARY 12.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Church and School Lands Trust Bill ; second reading.
2. Insolvency Jurisdiction Bill ; second reading.

TUESDAY, FEBRUARY 16.

QUESTION :—

1. MR. GARRETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Were Tenders called for by advertisement in the *Gazette*, for the performance of the masonry at the Wollongong Harbour Works ?
 - (2.) What are the names of the several Tenderers, and the amounts or terms on which they offered to do the work ?
 - (3.) What are the prices at which the work has been let to the successful Tenderer ?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
2. MR. RUSDEN to move, That there be laid upon the Table of this House,—
 - (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs “ Yarrowford,” or “ Whitmore,” and of “ Shannon Vale,” situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.
 - (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of these runs were fixed or determined.
 - (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.
3. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.

4. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return showing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Conn, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
5. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
6. MR. TIGHE to move,—
 - (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
7. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and Improvements in Arts or Manufactures in the Colony of New South Wales.
8. MR. BUCHANAN to move, That there be laid upon the Table of this House, a Return of the Expenses in the year 1860 of the Colonial Storekeeper's Department, and in the years 1861, 1862, and 1863, of Stores and Stationery, specifying in the latter the salaries of the persons employed in the branches of Police, Stationery, Harbour Defences, and Light House, Stores, &c., and distinguishing the cost of Conveyance, Packing, Stationery, and Paper for Printing, Stores, and Fuel and Light.
9. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
10. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
11. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
12. MR. HART to move, That this House is of opinion that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a week in cash.
13. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
14. MR. LUCAS to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Smart, and the Mover.
15. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
16. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

17. MR. DANGAR to move,—
 (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
18. MR. DANGAR to move, That there be laid upon the Table of this House,—
 (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 (3.) Copies of the final Decision in the case as made by the Minister for Lands.
19. MR. MORRIS to move the following Resolutions *seriatim* :—
 That in the opinion of this House it is desirable,—
 (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.
 (2.) That the Riverine Province should return ten Members to the Legislative Assembly.
 (3.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.
 (4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 (5.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought ; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.
 (6.) That, in as much as doubts have arisen as to the right of the pastoral tenants of the Crown, to leases renewable at the expiration of the term granted by the Crown Lands Occupation Act of 1861, and as these doubts materially tend to discourage the investment of capital in pastoral pursuits, steps should be taken to remove such doubts ; and that the leases be declared renewable in accordance with the spirit and intent of the said Act.
 (7.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
20. MR. DRIVER to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report to this House, upon the treatment and circumstances connected with the death of Robert H. Williamson, in Darlinghurst Gaol, and that such Committee have leave to sit during any recess.
 (2.) That such Committee consist of Mr. W. Forster, Mr. Lucas, Mr. Dalgleish, Mr. Garrett, Mr. Lackey, Mr. Cunneen, Mr. Burdekin, and the Mover.
21. MR. DRIVER to move, That the Petition presented by him on the 10th February, from Mr. Thomas Bell Gibbons, be printed.
22. MR. HART to move,—
 (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
23. MR. STEWART to move,—
 (1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony ; and must lead to pernicious consequences.
 (2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.

(3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.

WEDNESDAY, FEBRUARY 17.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate on the Motion of Mr. Wilson,—
 - “ (1.) That in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - “ (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.”

THURSDAY, FEBRUARY 18.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.

FRIDAY, FEBRUARY 19.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Lunacy and Lunatic Asylums Bill; second reading.

TUESDAY, FEBRUARY 23.

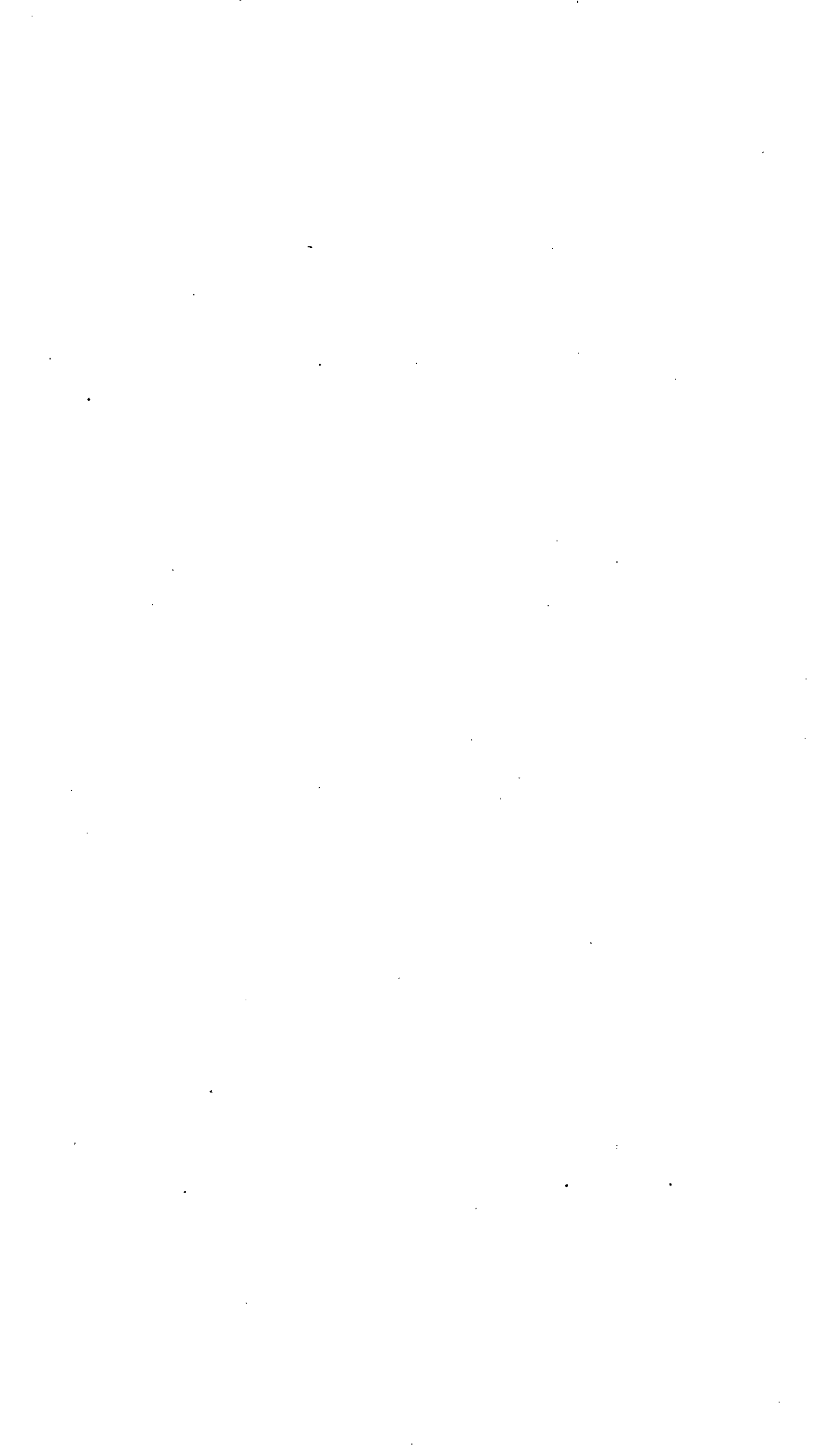
OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
3. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
4. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
5. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.

WEDNESDAY, FEBRUARY 24.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.



New South Wales.

No. 107.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 11 FEBRUARY, 1864.

1. The House met pursuant to adjournment.
Continued Indisposition of the Speaker :—The House being informed by the Clerk of the continued Indisposition of the Speaker, and his consequent inability to be present,—
Mr. Martin (pursuant to the 2nd Standing Order of the Assembly) moved, That Mr. Wisdom, the Chairman of Committees, do take the Chair of the House, for this day.
Question put by the Clerk, by authority of the House, and passed.
Whereupon, Mr. Wisdom took the Speaker's Chair, for to-day.
2. Questions on Notice Paper for to-day :—
 - (1.) Reverend Samuel Simm :—Mr. Piddington asked the Colonial Secretary, pursuant to Notice No. 1,—
 - (1.) Does the Rev. Samuel Simm, the Church of England Clergyman at Stroud, receive the Government stipend of £100 per annum, for years past paid to the Clergyman at Dungog ?
 - (2.) On what date did the Rev. S. Simm first receive any money under Schedule C of the Constitution Act ?
 Mr. W. Forster answered :—
 - (1.) The Rev. Mr. Simm receives a stipend of £100 per annum, formerly paid to his predecessor at Dungog.
 - (2.) The Rev. Mr. Simm was paid on the 25th June, 1863, his stipend from the 1st of December, 1862.
 - (2.) Candles imported from Melbourne :—Mr. Garrett asked the Colonial Treasurer, pursuant to Notice No. 2,—
 - (1.) What steps, if any, have the Government taken to determine whether the Candles imported from Melbourne, and manufactured there, are made of tallow in a prepared state or not ?
 - (2.) Is duty levied on such Candles ?
 Mr. Eagar answered :—
 - (1.) No steps have been taken.
 - (2.) Yes.
 - (3.) Head Quarters of South-eastern Police District :—Mr. Garrett asked the Colonial Secretary, pursuant to Notice No. 3,—Has it been determined to remove the Head Quarters of the South-eastern Police District from Cooma to Braidwood ; if so, for what reasons have these alterations been determined on ?
Mr. W. Forster answered :—The Head Quarters of the Southern Police have been transferred from Cooma to Braidwood, it being considered that the latter is situated in the most important and populous part of the District, is more convenient and accessible, and has the further advantage of Telegraphic Communication.
 - (4.) Certain Minor Road Overseers :—Mr. Garrett asked the Secretary for Lands, pursuant to Notice No. 4,—Is it the intention of the Government to grant compensation to those Minor Road Overseers whose services have been dispensed with since the commencement of this month ?
Mr. Wilson answered :—These Road Overseers have been out of my Department since the commencement of the year ; and I really do not understand what Road Overseers are alluded to, whose services have been dispensed with since the commencement of this month. I think it will be better for the Honorable Member to put a more explicit question to my Honorable colleague the Minister for Works.

(5.)

(5.) No. 5 Contract Great Southern Railway :—Mr. Bell asked the Secretary for Public Works, pursuant to Notice No. 5,—The number of Tenders, with names of parties tendering, for No. 5 Contract, Great Southern Railway, and the gross amount of each, as estimated by the Engineer-in-Chief?

Mr. Holroyd answered :—Seven tenders were received, as follows :—

	Estimated Amount.		
	£	s.	d.
(1.) Robert Quodling	28,194	0	8
(2.) John Gwynneth and Thomas Lee	28,484	11	7
(3.) Alexander Boag	30,257	15	3
(4.) Larkin and Wakeford	28,097	6	11
(5.) William Watkins	31,984	14	10
(6.) William Randle and Co.	32,404	18	9
(7.) Daniel Williams and Co.	28,037	5	3

Messrs. Daniel Williams and Co's. tender was accepted for £28,037 5s. 3d., on the 20th June, 1863.

3. Leave of Absence (" *Formal* " Motion) :—Mr. Weekes moved, pursuant to notice, That leave of absence for one month be granted to E. C. Close, Esq., Member for Morpeth, on account of a severe accident.
Question put and passed.

4. Temporary Chairman of Committee of Supply :—Mr. Martin, *with the concurrence of the House*, moved, That *Mr. Hart* do take the Chair in Committee of Supply for this day.
Debate ensued.
Question put and passed.

5. Postponement :—The Order of the Day for the consideration in Committee of the propriety of introducing the Wharfage Rates Leasing Bill postponed, on motion of Mr. Eagar, until Wednesday next.

6. Colonial Spirits Duties Bill, on motion of Mr. Eagar, read a third time and *passed*.
Mr. Eagar then moved, That the Title of this Bill be, "*An Act to alter the Duties on Colonial Spirits.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to alter the Duties on Colonial Spirits,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 11 February, 1864.

Deputy Speaker.

Question put and passed.

7. Supply :—On motion of Mr. Eagar, the Deputy Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of the Supply to be granted to Her Majesty, for the Service of the year 1863-4.

The Chairman (appointed as above) reported progress, and obtained leave to sit again on Wednesday next.

The House adjourned, on motion of Mr. Martin, at seven minutes before Twelve o'clock, until To-morrow, at Three o'clock

ROBERT WISDOM,
Deputy Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, FEBRUARY 12.

QUESTIONS :—

1. MR. RUSDEN *to ask* THE SECRETARY FOR LANDS,—Is it the intention of the Government to levy the Rent and Assessment on those Runs, the greater part of which has been reserved for public purposes, before a further adjustment of Rent and Assessment with respect to them has taken place?
2. MR. GARRITT *to ask* THE COLONIAL TREASURER,—By what means have the Government determined that the Candles imported from Melbourne, and manufactured there, are made of prepared tallow?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Church and School Lands Trust Bill ; second reading.
2. Insolvency Jurisdiction Bill ; second reading.
3. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
4. Moruya Silver Mining Company's Incorporation Bill ; to be further considered in Committee.
5. Smoke Nuisance Abatement Bill ; second reading.
6. Proposed Punt on the Parramatta River at Ryde ; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto ; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
7. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee " on the Harbour Defences, laid upon the Table by him on 9th September, be now " adopted by this House."
8. Vexatious Indictments Prevention Bill ; second reading.
9. Trade and Commerce Laws Amendment Bill ; consideration in Committee of the propriety of introducing this Bill.
10. Impounding Bill ; to be further considered in Committee.
11. Juvenile Reformatories Bill ; second reading.
12. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
13. Dog Nuisance Abatement Bill ; second reading.
14. Debate on Motion of Mr. Harpur :—
 " (1.) That a Select Committee, with power to send for persons and papers, be
 " appointed to inquire into and report upon the truth of the allegations contained in
 " the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 " (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold,
 " Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and
 " the Mover."
15. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
16. Railway Communication ; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—
 " (1.) That in order more satisfactorily to carry out Railway Communication in the
 " Colony, this House is of opinion that it is desirable that Contracts should be made
 " with some responsible Contractor or Contractors, for the completion of present
 " and further extensions ; and with this view, some well known responsible Con-
 " tractor or Contractors should be requested to prepare an Estimate and submit a
 " Tender to the Government, for constructing certain Railways in New South Wales,
 " in accordance with the following conditions :—
 " (1.) To make and completely finish within three years from the time of sign-
 " ing the Contract, a single Line of Railway to Goulburn from the termination
 " of the present extension, for which Contracts have been taken ; to find every-
 " thing except Land ; uphold and keep the same in repair for a period of one
 " year after completion.
 " (2.) To make and completely finish, within three years from the time of sign-
 " ing the Contract, a single Line of Railway to Bathurst, from the extension
 " beyond Penrith, for which Contracts have been taken ; to find everything
 " except Land ; uphold and keep the same in repair for a period of one year
 " after completion.
 " (3.) To make and completely finish, within four years from the time of signing
 " the Contract, a single Line of Railway from Singleton to Murrurundi ; to find
 " everything except Land, and uphold and keep the same in repair for a period
 " of one year after completion.
 " (4.) That the Government furnish the Contractors invited to Tender, with a
 " copy of such Surveys or Plans and Sections, as far as they have been made
 " for the above Lines, or that may be useful in preparing such Tender.
 " (5.)

- “ (5.) That “ finding everything ” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “ (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “ (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.
17. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
18. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
19. Presbyterian College Bill ; second reading.
20. Municipalities Law Amendment Bill ; to be considered in Committee.
21. Metropolitan Corporation Bill ; to be further considered in Committee.
22. Public Service Superannuation Bill ; to be further considered in Committee.
23. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION :—

1. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858 ; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees ; the date of the commencement of each Lease ; the time it has to run, classifying Leases for eight and for fourteen years ; the approximate extent of land comprised in each Lease ; the name of each Run ; its approximate grazing capability in cattle and sheep ; the amount of annual Rent ; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads ; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes ; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c. ; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run ; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
2. MR. DANGAR to move, That there be a call of the House on Friday, the 4th March, 1864.
3. MR. SADDLEIR to move,—
- (1.) That for the more efficient and economical working of the Railways, and with a view to encourage private enterprise—lessen the system of Government centralization, so liable to abuse—it is the opinion of this House that the present system of Railway management should be abandoned, and said Railways be farmed out, so that they may be worked by contract.
- (2.) That with a view to relieve the Consolidated Revenue of the Colony from a large and capricious expenditure of the public funds for local purposes, calculated to vitiate the independence of the Representatives of the people, to encourage a vicious system of patronage and centralization, it is, in the opinion of this House, desirable to establish throughout the Colony, having regard to local population, County or District Councils (being elective), empowered to carry out local taxation, aided by proportionate annual grants from the Legislature, for local purposes.
- (3.) That the foregoing Resolutions be presented, by Address, to His Excellency the Governor.
4. MR. SADDLEIR to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.

5. MR. SADLER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Central Police Court of all Juvenile Offenders brought before the said Court for the last two years, specifying sex, age, offence charged, sentence, or whether admonished; whether able to read and write; names of Magistrates presiding; all cases of Juvenile Witnesses, during said period, whose testimony could not be taken on oath, owing to their ignorance of the obligations of an oath, if there be any record of the same.
6. MR. SADLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
7. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
8. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
9. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
10. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
 - (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Ways and Means; Resumption of the Committee.

TUESDAY, FEBRUARY 16.

QUESTIONS:—

1. MR. GARRETT to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Were Tenders called for by advertisement in the *Gazette*, for the performance of the masonry at the Wollongong Harbour Works?
 - (2.) What are the names of the several Tenderers, and the amounts or terms on which they offered to do the work?
 - (3.) What are the prices at which the work has been let to the successful Tenderer?
2. MR. GARRETT to ask THE SECRETARY FOR PUBLIC WORKS,—Is it the intention of the Government to grant Compensation to those Minor Road Overseers whose services have been dispensed with since the commencement of this month?
3. DR. LANG to ask THE COLONIAL SECRETARY,—Whether it is the intention of the Honorable the Colonial Secretary to introduce a Bill, either during the present Session, or, if in office, during next Session of Parliament, to limit the Salary of any future Governor of this Colony, and for the other purposes contemplated in a measure for that object submitted by him to a former Session of Parliament?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.

2. MR. RUSDEN to move, That there be laid upon the Table of this House,—
 - (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs "Yarrowford," or "Whitmore," and of "Shannon Vale," situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.
 - (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of these runs were fixed or determined.
 - (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.
3. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
4. MR. GARNETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
5. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
6. MR. TIGHE to move,—
 - (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
7. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and Improvements in Arts or Manufactures in the Colony of New South Wales.
8. MR. BUCHANAN to move, That there be laid upon the Table of this House, a Return of the Expenses in the year 1860 of the Colonial Storekeeper's Department, and in the years 1861, 1862, and 1863, of Stores and Stationery, specifying in the latter the salaries of the persons employed in the branches of Police, Stationery, Harbour Defences, and Light House, Stores, &c., and distinguishing the cost of Conveyance, Packing, Stationery, and Paper for Printing, Stores, and Fuel and Light.
9. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
10. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
11. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
12. MR. HART to move, That this House is of opinion that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a week in cash.
13. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
14. MR. LUCAS to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Smart, and the Mover.
15. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry :—
 - (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.

16. MR. ROTTON to move,—
 (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—
 “Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 “Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
17. MR. DANGAR to move,—
 (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
18. MR. DANGAR to move, That there be laid upon the Table of this House,—
 (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 (3.) Copies of the final Decision in the case as made by the Minister for Lands.
19. MR. MORRIS to move the following Resolutions *seriatim*:—
 That in the opinion of this House it is desirable,—
 (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz.:—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.
 (2.) That the Riverine Province should return ten Members to the Legislative Assembly.
 (3.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.
 (4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 (5.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.
 (6.) That, in as much as doubts have arisen as to the right of the pastoral tenants of the Crown, to leases renewable at the expiration of the term granted by the Crown Lands Occupation Act of 1861, and as these doubts materially tend to discourage the investment of capital in pastoral pursuits, steps should be taken to remove such doubts; and that the leases be declared renewable in accordance with the spirit and intent of the said Act.
 (7.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.
20. MR. DRIVER to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report to this House, upon the treatment and circumstances connected with the death of Robert H. Williamson, in Darlinghurst Gaol, and that such Committee have leave to sit during any recess.
 (2.) That such Committee consist of Mr. W. Forster, Mr. Lucas, Mr. Dalgleish, Mr. Garrett, Mr. Lackey, Mr. Cunneen, Mr. Burdekin, and the Mover.
21. MR. DRIVER to move, That the Petition presented by him on the 10th February, from Mr. Thomas Bell Gibbons, be printed.
22. MR. HART to move,—
 (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in
 the

the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.

(2.) That a survey of the country between those points should immediately be made to determine the most desirable route.

(3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.

23. MR. STEWART to move,—

(1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.

(2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.

(3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.

WEDNESDAY, FEBRUARY 17.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate on the Motion of Mr. Wilson,—

“ (1.) That in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.

“ (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.”
2. Wharfage Rates Leasing Bill; consideration in Committee of the propriety of introducing this Bill.
3. Supply Resumption of the Committee.

THURSDAY, FEBRUARY 18.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.

FRIDAY, FEBRUARY 19.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Lunacy and Lunatic Asylums Bill; second reading.

TUESDAY, FEBRUARY 23.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—

(1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.

(2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.

(3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
3. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.

4. MR. GARRETT to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
5. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.

WEDNESDAY, FEBRUARY 24.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.

TUESDAY, MARCH 1.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That it is the opinion of this House, that the rate of Subscription to the *Government Gazette* should be reduced to a sum not exceeding Ten Shillings per annum.
2. MR. LUCAS to move, That, for the purpose of giving the widest publicity to the Government Business, a free copy of the *Government Gazette* should be sent to all Postmasters and Poundkeepers, who should be requested to hang them out for public inspection.
3. MR. LUCAS to move,—
 (1.) That the *Government Gazette* should be the only advertising medium of Government Business.
 (2.) That a Bill should be introduced to relieve the Government from the necessity of advertising otherwise than in the *Government Gazette*.



New South Wales.

No. 108.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 12 FEBRUARY, 1864.

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

Questions on Notice Paper for to-day :—

- (1.) Rent and Assessment on certain Runs :—Mr. Rusden asked the Secretary for Lands, pursuant to Notice No. 1,—Is it the intention of the Government to levy the Rent and Assessment on those Runs, the greater part of which has been reserved for public purposes, before a further adjustment of Rent and Assessment with respect to them has taken place ?

Mr. Wilson answered :—It is the practice of the Government to re-adjust, on application, the Rent and Assessment of a Run of which not less than one-tenth has been deducted from the leasehold by reservation or sale. Pending such re-adjustment, Rent and Assessment, at the original rate, are payable ; but payments so made, in excess of the proper amounts, are refunded.

- (2.) Candles Imported from Melbourne :—Mr. Garrett asked the Colonial Treasurer, pursuant to Notice No. 2,—By what means have the Government determined that the Candles imported from Melbourne, and manufactured there, are made of prepared tallow ?

Mr. Eagar answered :—From their appearance, and from information received from persons acquainted with the process of manufacture. But, I may add, it is the intention of the Government to have the Candles analysed.

2. Paper :—Mr. Wilson, pursuant to the provisions of "the Scab Act of 1863," laid upon the Table, Proclamation, dated 25 January, 1864, appointing Places of Meeting of Owners entitled to Vote for the Election of Sheep Directors, under the said Act.

Ordered to be printed.

3. Church and School Lands Trust Bill :—Mr. Macpherson presented a Petition from certain Inhabitants of Mulgoa and Greendale, praying that the said Bill may pass. Petition received.

4. Paper :—Mr. W. Forster laid upon the Table, Return, dated 11 February, 1864, shewing the grades, and number of Police, and number of Police Stations in each Police District corrected by latest Returns received.

Ordered to be printed.

5. Bank of New South Wales Incorporation Act Amendment Bill :—Mr. Martin, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee for whose consideration and report this Bill was referred on 5th February, 1864.

Ordered to be printed.

Whereupon, Mr. Martin moved, That the second reading of this Bill stand an Order of the Day for this day week.

Question put and passed.

6. Juvenile Offenders and Witnesses ("Formal" Motion) :—Mr. Sadleir moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Central Police Court of all Juvenile Offenders brought before the said Court for the last two years, specifying sex, age, offence charged, sentence, or whether admonished ; whether able to read and write ; names of Magistrates presiding ; all cases of Juvenile Witnesses, during said period, whose testimony could not be taken on oath, owing to their ignorance of the obligations of an oath, if there be any record of the same.

Question put and passed.

7. Motion Withdrawn :—Mr. Dangar withdrew the Motion standing in his name No. 2 on the Notice Paper for to-day.
8. Church and School Lands Trust Bill :—Mr. Macpherson moved, That this Bill be now read a second time.
Mr. Wilson moved the Previous Question.
Debate ensued.
Motion made by Mr. Cowper, and Question,—That this Debate be now adjourned until this day week, then to take precedence of all other Business,—put and passed.
- The House adjourned, on motion of Mr. W. Forster, at sixteen minutes before Eight o'clock, until Tuesday next at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, FEBRUARY 16.

QUESTIONS :—

1. MR. GARRETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Were Tenders called for by advertisement in the *Gazette*, for the performance of the masonry at the Wollongong Harbour Works?
 - (2.) What are the names of the several Tenderers, and the amounts or terms on which they offered to do the work?
 - (3.) What are the prices at which the work has been let to the successful Tenderer?
2. MR. GARRETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—Is it the intention of the Government to grant Compensation to those Minor Road Overseers whose services have been dispensed with since the commencement of this month?
3. DR. LANG *to ask* THE COLONIAL SECRETARY,—Whether it is the intention of the Honorable the Colonial Secretary to introduce a Bill, either during the present Session, or, if in office, during next Session of Parliament, to limit the Salary of any future Governor of this Colony, and for the other purposes contemplated in a measure for that object submitted by him to a former Session of Parliament?
4. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—
 - (1.) Has Mr. L. V. Dulhunty, Police Magistrate of Carcoar, the authority for stating that the appointment of Police Magistrate for Parramatta has been promised to him, by the Premier, if the salary be voted?
 - (2.) Is Mr. L. V. Dulhunty justified in stating that the vacancy, which would be created by his removal from Carcoar to Parramatta, is to be filled, at his solicitation and recommendation, by the gentleman who has been doing duty for him during his leave of absence?
 - (3.) Do the Government intend to promote Clerks of Petty Sessions as Police Magistrates, to act in the same Districts where they previously acted as Clerks of Petty Sessions?
5. MR. DRIVER *to ask* THE SECRETARY FOR LANDS,—
 - (1.) When did Mr. Surveyor Fisher survey the road known as the Isabella Creek Road?
 - (2.) When was his Report received?
 - (3.) Was any Notice given to the Petitioners, of any objections to the line of road, or of the intended visit of the Surveyor?
 - (4.) Have instructions been given to survey the improvements of Mr. Surveyor Fisher?
 - (5.) To whom, and when, were such instructions given?
 - (6.) Will the road be proclaimed and opened when these improvements have been surveyed?

6. MR. DALGLEISH to ask THE COLONIAL SECRETARY,—
- (1.) Is it the intention of the Government to erect a Stand or Booth within the Outer Domain, to be occupied by Members of Parliament on the occasion of the Cricket Match to be played between certain Cricketers in March next?
 - (2.) Has a Requisition, signed by Members of this Assembly, relative to the above, been received by the Government?
 - (3.) What are the names attached to the Requisition?
 - (4.) Is there any Fund or Vote authorized by Parliament from which this expenditure can be defrayed?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O'Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O'Connell's case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
2. MR. RUSDEN to move, That there be laid upon the Table of this House,—
 - (1.) All Documents and all Correspondence concerning the leases or applications for leases of the runs "Yarrowford," or "Whitmore," and of "Shannon Vale," situate in the New England District, that may have passed or taken place between any of the proprietors of those stations and the Government.
 - (2.) Also, all Documents relative to the assessing of the capabilities of the said runs, by which the rents and assessments of these runs were fixed or determined.
 - (3.) Also, a tabular account, shewing all rents or licenses, and all assessments or fines paid by the occupants or owners of the said stations in each year up to the present time.
3. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
4. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
5. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
6. MR. TIGHE to move,—
 - (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report; such Committee to have power to send for persons and papers.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalgleish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
7. MR. DALGLEISH to move for leave to introduce a Bill to amend the law for the Registration of Inventions and Improvements in Arts or Manufactures in the Colony of New South Wales.
8. MR. BUCHANAN to move, That there be laid upon the Table of this House, a Return of the Expenses in the year 1860 of the Colonial Storekeeper's Department, and in the years 1861, 1862, and 1863, of Stores and Stationery, specifying in the latter the salaries of the persons employed in the branches of Police, Stationery, Harbour Defences, and Light House, Stores, &c., and distinguishing the cost of Conveyance, Packing, Stationery, and Paper for Printing, Stores, and Fuel and Light.
9. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
10. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
11. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
12. MR. HART to move, That this House is of opinion that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a week in cash.
13. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.

14. Mr. LUCAS to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Smart, and the Mover.
15. Mr. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry :—
 (1.) With the Government and any person or persons.
 (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 (3.) With the Chief Commissioner and F. W. Perry.
 (4.) With the Chief Commissioner and any person or persons.
 (5.) With the Crown Solicitor and any person or persons.
16. Mr. RORTON to move,—
 (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—
 “ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 “ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
17. Mr. DANGAR to move,—
 (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
18. Mr. DANGAR to move, That there be laid upon the Table of this House,—
 (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 (3.) Copies of the final Decision in the case as made by the Minister for Lands.
19. Mr. MORRIS to move the following Resolutions *seriatim* :—
 That in the opinion of this House it is desirable,—
 (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.
 (2.) That the Riverine Province should return ten Members to the Legislative Assembly.
 (3.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.
 (4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 (5.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.
 (6.) That, in as much as doubts have arisen as to the right of the pastoral tenants of the Crown, to leases renewable at the expiration of the term granted by the Crown Lands Occupation Act of 1861, and as these doubts materially tend to discourage the investment of capital in pastoral pursuits, steps should be taken to remove such doubts; and that the leases be declared renewable in accordance with the spirit and intent of the said Act.
 (7.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.

20. MR. DRIVER to move,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report to this House, upon the treatment and circumstances connected with the death of Robert H. Williamson, in Darlinghurst Gaol, and that such Committee have leave to sit during any recess.
 (2.) That such Committee consist of Mr. W. Forster, Mr. Lucas, Mr. Dalgleish, Mr. Garrett, Mr. Lackey, Mr. Cunneon, Mr. Burdekin, and the Mover.
21. MR. DRIVER to move, That the Petition presented by him on the 10th February from Mr. Thomas Bell Gibbons, be printed.
22. MR. HART to move,—
 (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
23. MR. STEWART to move,—
 (1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.
 (2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.
 (3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.
24. MR. DRIVER to move for leave to introduce a Bill to transfer the Bathurst Market to the Municipal Council of Bathurst.
25. MR. DANGAR to move, That there be a Call of the House on Thursday, the 10th of March, 1864.
26. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
27. MR. SADLEIR to move,—
 (1.) That for the more efficient and economical working of the Railways, and with a view to encourage private enterprise—lessen the system of Government centralization, so liable to abuse—it is the opinion of this House that the present system of Railway management should be abandoned, and said Railways be farmed out, so that they may be worked by contract.
 (2.) That with a view to relieve the Consolidated Revenue of the Colony from a large and capricious expenditure of the public funds for local purposes, calculated to vitiate the independence of the Representatives of the people, to encourage a vicious system of patronage and centralization, it is, in the opinion of this House, desirable to establish throughout the Colony, having regard to local population, County or District Councils (being elective), empowered to carry out local taxation, aided by proportionate annual grants from the Legislature, for local purposes.
 (3.) That the foregoing Resolutions be presented, by Address, to His Excellency the Governor.
28. MR. SADLEIR to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.

29. MR. SADLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
30. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
31. MR. LOVE to move, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
32. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
33. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Insolvency Jurisdiction Bill ; second reading.
2. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
3. Moruya Silver Mining Company's Incorporation Bill ; to be further considered in Committee.
4. Smoke Nuisance Abatement Bill ; second reading.
5. Proposed Punt on the Parramatta River at Ryde ; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto ; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
6. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee " on the Harbour Defences, laid upon the Table by him on 9th September, be now " adopted by this House."
7. Vexatious Indictments Prevention Bill ; second reading.
8. Trade and Commerce Laws Amendment Bill ; consideration in Committee of the propriety of introducing this Bill.
9. Impounding Bill ; to be further considered in Committee.
10. Juvenile Reformatories Bill ; second reading.
11. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
12. Dog Nuisance Abatement Bill ; second reading.
13. Debate on Motion of Mr. Harpur:—
 - " (1.) That a Select Committee, with power to send for persons and papers, be " appointed to inquire into and report upon the truth of the allegations contained in " the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - " (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, " Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and " the Mover."
14. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
15. Railway Communication ; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—
 - " (1.) That in order more satisfactorily to carry out Railway Communication in the " Colony, this House is of opinion that it is desirable that Contracts should be made " with

“ with some responsible Contractor or Contractors, for the completion of present and further extensions ; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—

“ (1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.

“ (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.

“ (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

“ (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

“ (5.) That “ finding everything ” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

“ (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

“ (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner,”—Upon which Mr. Holroyd had moved the Previous Question.

16. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
17. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
18. Presbyterian College Bill ; second reading.
19. Municipalities Law Amendment Bill ; to be considered in Committee.
20. Metropolitan Corporation Bill ; to be further considered in Committee.
21. Public Service Superannuation Bill ; to be further considered in Committee.
22. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Ways and Means ; Resumption of the Committee.

WEDNESDAY, FEBRUARY 17.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Resumption of the Adjourned Debate on the Motion of Mr. Wilson,—
 - “ (1.) That in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - “ (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.”
2. Wharfage Rates Leasing Bill ; consideration in Committee of the propriety of introducing this Bill.
3. Supply Resumption of the Committee.

THURSDAY, FEBRUARY 18.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill ; second reading.

FRIDAY,

FRIDAY, FEBRUARY 19.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Church and School Lands Trust Bill:—Resumption of Adjourned Debate on motion of Mr. Macpherson,—“That this Bill be now read a second time,”—Upon which Mr. Wilson had moved the Previous Question.
2. Lunacy and Lunatic Asylums Bill; second reading.
3. Bank of New South Wales Incorporation Act Amendment Bill; second reading.

TUESDAY, FEBRUARY 23.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
3. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
4. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
5. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.

WEDNESDAY, FEBRUARY 24.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.

TUESDAY, MARCH 1.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That it is the opinion of this House, that the rate of Subscription to the *Government Gazette* should be reduced to a sum not exceeding Ten Shillings per annum.
2. MR. LUCAS to move, That, for the purpose of giving the widest publicity to the Government Business, a free copy of the *Government Gazette* should be sent to all Postmasters and Poundkeepers, who should be requested to hang them out for public inspection.
3. MR. LUCAS to move,—
 - (1.) That the *Government Gazette* should be the only advertising medium of Government Business.
 - (2.) That a Bill should be introduced to relieve the Government from the necessity of advertising otherwise than in the *Government Gazette*.

New South Wales.

No. 109.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 16 FEBRUARY, 1864.

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

Questions on Notice Paper for to-day:—

- (1.) Wollongong Harbour Works:—Mr. Garrett asked the Secretary for Public Works, pursuant to Notice No. 1,—

(1.) Were Tenders called for by advertisement in the *Gazette*, for the performance of the masonry at the Wollongong Harbour Works?

(2.) What are the names of the several Tenderers, and the amounts or terms on which they offered to do the work?

(3.) What are the prices at which the work has been let to the successful Tenderer?

Mr. Holroyd answered:—

(1.) Tenders were twice called for, by advertisement in the *Government Gazette*, for the whole of the Works, but as no eligible tenders were received, the notice was not again inserted. Tenders have been, however, since received from the persons named in the following Schedule.

(2.) Names—Patrick Lahiff, William Davis, and Andrew Wadsworth, on terms stated in the same Schedule.

(3.) The work has been let to William Davis at the prices stated in the same Schedule.

ABSTRACT of Tenders for the execution of Masonry, Wollongong Harbour Works.

Names of Tenderers.	Masonry in Pier Head.	Masonry in Inner Basin.	Masonry in Outer Wharf.	Coping Course.	Rubble Masonry.
	£ s. d. Per cubic yard.	£ s. d. Per cubic yard.	£ s. d. Per cubic yard.	£ s. d. Per cubic yard.	£ s. d. Per cubic yard.
Patrick Lahiff	3 0 0	2 10 0	2 10 0	3 0 0	1 0 0
William Davis	2 0 0	1 10 0	1 15 0	2 0 0	0 10 0
Andrew Wadsworth..	2 14 0	1 12 4½	.....	.....	.....

- (2.) Certain Minor Road Overseers:—Mr. Garrett asked the Secretary for Public Works, pursuant to Notice No. 2,—Is it the intention of the Government to grant Compensation to those Minor Road Overseers whose services have been dispensed with since the commencement of this month?

Mr. Holroyd answered:—No.

- (3.) Limitation of Salary of future Governors:—Dr. Lang asked the Colonial Secretary, pursuant to Notice No. 3,—Whether it is the intention of the Honorable the Colonial Secretary to introduce a Bill, either during the present Session, or, if in office, during next Session of Parliament, to limit the Salary of any future Governor of this Colony, and for the other purposes contemplated in a measure for that object submitted by him to a former Session of Parliament?

Mr. W. Forster answered:—The subject has been under my consideration, but the Government having announced their determination not to introduce during the present Session other than certain urgent and necessary measures already submitted to and approved by this House, I cannot say that it is my present intention to deviate from that determination unless it should appear to be absolutely necessary for financial reasons, which are not obvious at this moment; and
with

with regard to the second branch of the Honorable and Reverend Member's Question, I beg most respectfully to be excused from any intimation of views or intentions depending on a contingency so remote, and so uncertain, as my continuance in office during next Session of Parliament.

(4.) Mr. L. V. Dulhunty:—Mr. Dangar asked the Colonial Secretary, pursuant to Notice No. 4,—

(1.) Has Mr. L. V. Dulhunty, Police Magistrate of Carcoar, the authority for stating that the appointment of Police Magistrate for Parramatta has been promised to him, by the Premier, if the salary be voted?

(2.) Is Mr. L. V. Dulhunty justified in stating that the vacancy, which would be created by his removal from Carcoar to Parramatta, is to be filled, at his solicitation and recommendation, by the gentleman who has been doing duty for him during his leave of absence?

(3.) Do the Government intend to promote Clerks of Petty Sessions as Police Magistrates, to act in the same Districts where they previously acted as Clerks of Petty Sessions?

Mr. W. Forster answered:—

(1. and 2.) I am not aware that Mr. Dulhunty has any authority whatever for the statements attributed to him in the Honorable Member's first and second Questions.

(3.) The Government are not favorable, as a rule, to the amalgamation of the offices of Clerk of Petty Sessions and Police Magistrate; but as the arrangement in question already exists, and has been found convenient in particular cases, and as circumstances warranting such an arrangement may arise, in future the Government will be prepared, in each case, to take whatever course may appear to them most consistent with public interest or convenience.

(5.) Mr. Surveyor Fisher—Isabella Creek Road:—Mr. Driver asked the Secretary for Lands, pursuant to Notice No. 5,—

(1.) When did Mr. Surveyor Fisher survey the road known as the Isabella Creek Road?

(2.) When was his report received?

(3.) Was any Notice given to the Petitioners, of any objections to the line of road, or of the intended visit of the Surveyor?

(4.) Have instructions been given to survey the improvements of Mr. Surveyor Fisher?

(5.) To whom, and when, were such instructions given?

(6.) Will the road be proclaimed and opened when these improvements have been surveyed?

Mr. Wilson answered:—

(1.) The original survey of the road was made by Mr. Licensed Surveyor Machattie, 24th December, 1862.

(2.) A report was received from Mr. District Surveyor Fisher recommending a deviation, 26th September, 1863.

(3.) No such notice would be necessary in a case where the distance was not increased appreciably—the alteration being to obtain a better crossing-place and sounder ground. The customary notification appeared in the *Gazette* of 5th June, 1863.

(4.) If the improved line of road recommended by Mr. Fisher is intended to be conveyed by the question, instructions to survey have been given.

(5.) To Mr. Fisher, 16th November, 1863, and to which a reply was received, enclosing a plan of the deviation, on the 15th instant.

(6.) The necessary documents are in course of preparation for submitting this matter for the decision of the Executive Council.

(6.) Parliamentary Booth in Domain, for Cricket Match:—Mr. Dalgleish asked the Colonial Secretary, pursuant to Notice No. 6,—

(1.) Is it the intention of the Government to erect a Stand or Booth within the Outer Domain, to be occupied by Members of Parliament on the occasion of the Cricket Match to be played between certain Cricketers in March next?

(2.) Has a Requisition, signed by Members of this Assembly, relative to the above, been received by the Government?

(3.) What are the names attached to the Requisition?

(4.) Is there any Fund or Vote authorized by Parliament from which this expenditure can be defrayed?

Mr. Holroyd answered:—

(1.) No, the Government have no such intention.

(2.) Yes.

(3.) The names appear in a paper which I hold in my hand, which is open to the inspection of Honorable Members.

(4.) There is no such Fund available.

2. Papers:—

(1.) Mr. W. Forster laid upon the Table the undermentioned Papers:—

(1.) Correspondence between the late and present French Consul and the Government, relative to the proposal of the former to introduce French Wines into this Colony at a reduced rate of Duty.

(2.) Letter from Registrar General, dated 12 February, 1864, relative to the extent of business transacted in the Land Titles Office in this Colony, compared with that transacted in the similar Office in South Australia.

Ordered to be printed.

(2.)

- (2.) Mr. Eagar laid upon the Table the undermentioned Papers :—
- (1.) Returns of Bank Liabilities and Assets for Quarter ended 31 December, 1863.
 - (2.) Return of the Quantity and Value of Colonial Gold Coin shipped for certain places during the year 1863.
Ordered to be printed.
3. Letters Patent for Inventions Bill (“*Formal*” *Motion*) :—
- (1.) Mr. Dalgleish moved, pursuant to notice, for leave to introduce a Bill to amend the law for the Registration of Inventions and Improvements in Arts or Manufactures in the Colony of New South Wales.
Question put and passed
 - (2.) Mr. Dalgleish having presented this Bill, Bill, intituled, “*A Bill to amend the law for the Registration of Inventions or Improvements in Arts or Manufactures in the Colony of New South Wales,*” read a first time.
Ordered to be printed, and read a second time on Friday week.
4. Colonial Storekeeper’s Department (“*Formal*” *Motion*) :—Mr. Buchanan moved, pursuant to notice, That there be laid upon the Table of this House, a Return of the Expenses in the year 1860 of the Colonial Storekeeper’s Department, and in the years 1861, 1862, and 1863, of Stores and Stationery, specifying in the latter the salaries of the persons employed in the branches of Police, Stationery, Harbour Defences, and Light House, Stores, &c., and distinguishing the cost of Conveyance, Packing, Stationery, and Paper for Printing, Stores, and Fuel and Light.
Question put and passed.
5. Darling Harbour and Blackwattle Bay (“*Formal*” *Motion*) :—Mr. Lucas moved, pursuant to notice,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Stewart, Mr. Hart, Mr. Morrice, Mr. Sutherland, Mr. Dalgleish, Mr. Love, Mr. Smart, and the Mover.
Question put and passed.
6. Defalcation of F. W. Perry (“*Formal*” *Motion*) :—Mr. Lucas moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the following Correspondence with reference to the defalcation of F. W. Perry :—
- (1.) With the Government and any person or persons.
 - (2.) With the Chief Commissioner and any Judge or Judges of the Supreme Court.
 - (3.) With the Chief Commissioner and F. W. Perry.
 - (4.) With the Chief Commissioner and any person or persons.
 - (5.) With the Crown Solicitor and any person or persons.
Question put and passed.
7. Thomas Bell Gibbons (“*Formal*” *Motion*) :—Mr. Driver moved, pursuant to notice, That the Petition presented by him on the 10th February, from Mr. Thomas Bell Gibbons, be printed.
Question put and passed.
Ordered to be printed.
8. Bathurst Market Transfer Bill (“*Formal*” *Motion*) :—Mr. Driver moved, pursuant to notice, for leave to introduce a Bill to transfer the Bathurst Market to the Municipal Council of Bathurst.
Question put and passed.
9. Protective Duties (“*Formal*” *Motion*) :—Mr. Love moved, pursuant to notice, That the Petition presented by him on the 25th November last, relative to Protective Duties, be printed.
Question put and passed.
Ordered to be printed.
10. Motions Withdrawn :—
- (1.) Mr. Morris withdrew the Motion standing in his name No. 5 on the Notice Paper for to-day.
 - (2.) Mr. Terry withdrew the Motion standing in his name No. 3 on the Notice Paper for to-day.
 - (3.) Mr. Darvall withdrew the Motions standing in his name Nos. 10 and 11 on the Notice Paper for to-day.
11. Late Indisposition of the Speaker :—Mr. Speaker (before proceeding to the ordinary business of the day) returned his humble acknowledgments to the House for its indulgence during his late Indisposition.
12. Mr. Michael O’Connell—Administration of Justice :—Mr. Burns moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) Copies of the Information, Warrant, Depositions, and other proceedings in the case of Mr. Michael O’Connell, which was tried at West Maitland on or about the 20th January, 1862.
 - (2.) Copies of all other documents relating to Mr. O’Connell’s case, particularly those which are connected with his committal to, and detention at, Tarban Creek Lunatic Asylum, for being a person of unsound mind, and unfit to be at large.
Debate ensued.
Question put and passed.

13. Motions Withdrawn :—
- (1.) Mr. Piddington, on behalf of Mr. Rotton, withdrew the Motion standing in the name of Mr. Rotton, No. 16 on the Notice Paper for to-day.
 - (2.) Mr. Dangar withdrew the Motion standing in his name, No. 25 on the Notice Paper for to-day.
 - (3.) Mr. Rusden withdrew the Motion standing in his name, No. 2 on the Notice Paper for to-day.
 - (4.) Mr. Garrett withdrew the Motion standing in his name, No. 4 on the Notice Paper for to-day.
14. Claim of Robert Stewart to Land in Illawarra :—Mr. Tighe moved, pursuant to notice,—
- (1.) That the Petition of Robert Stewart, presented by him on the 22nd December, 1863, be referred to a Select Committee for consideration and report ; such Committee to have power to send for persons and papers.
 - (2.) That such Committee consist of Mr. Wilson, Mr. Morrice, Mr. Raper, Mr. Morris, Mr. Dalglish, Mr. Sadleir, Mr. Dangar, Mr. Love, Mr. Dalley, and the Mover.
- Question put and passed.
15. Motion Withdrawn :—Mr. Garrett, on behalf of Mr. Driver, withdrew the Motion standing in the name of Mr. Driver, No. 9 on the Notice Paper for to-day.
16. Motion Dropped :—Mr. Hart not making the Motion standing in his name, No. 12 on the Notice Paper for to-day, it dropped.
17. Motions Withdrawn :—
- (1.) Mr. Morrice withdrew the Motion standing in his name, No. 13 on the Notice Paper for to-day.
 - (2.) Mr. Dangar withdrew the Motion standing in his name, No. 17 on the Notice Paper for to-day.
18. Arbitration *in re* Wilders and Bowman :—Mr. Dangar moved, pursuant to Notice, That there be laid upon the Table of this House,—
- (1.) Copies of all Papers relating to the free selection and arbitration in the case of Wilders and the Bowman family, of Muswellbrook.
 - (2.) Copies of the Evidence and Declaration of Mr. Ferguson, the arbitrator appointed by the Government.
 - (3.) Copies of the final Decision in the case as made by the Minister for Lands.
- Debate ensued.
Question put.
The House divided.
- | | | | |
|--|---|---|--|
| Ayes, 10. | | Noes, 13. | |
| Mr. Robertson,
Mr. Hart,
Mr. Tighe,
Mr. Stewart,
Mr. Dangar,
Mr. Sadleir,
Mr. Leary,
Mr. Morrice, | <i>Tellers.</i>
Mr. Raper,
Mr. Garrett. | Mr. Martin,
Mr. W. Forster,
Mr. Wilson,
Mr. Faucett,
Mr. Holroyd,
Mr. Burns,
Mr. Morris,
Mr. Dalglish, | Mr. Mate,
Mr. Gordon,
Mr. Suttor,
<i>Tellers.</i>
Mr. Piddington,
Mr. Bell. |
19. Proposed Formation of the Riverine District into a separate Province :—Mr. Morris, with a view to moving *seriatim*, pursuant to notice, the proposed Resolutions standing in his name, viz. :—
- That in the opinion of this House it is desirable,—
- (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.
 - (2.) That the Riverine Province should return ten Members to the Legislative Assembly.
 - (3.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.
 - (4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - (5.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought ; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.
 - (6.) That, in as much as doubts have arisen as to the right of the pastoral tenants of the Crown, to leases renewable at the expiration of the term granted by the Crown Lands Occupation Act of 1861, and as these doubts materially tend to discourage

courage the investment of capital in pastoral pursuits, steps should be taken to remove such doubts; and that the leases be declared renewable in accordance with the spirit and intent of the said Act.

(7.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions,—

Moved,—

“That in the opinion of this House it is desirable,—

“(1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.”

Debate ensued.

Motion made by Mr. W. Forster, and Question,—That this Debate be now adjourned until this day week, then to take precedence of all other Business,—put and passed.

20. Death of Robert H. Williamson in Darlinghurst Gaol:—Mr. Driver moved, pursuant to amended notice,—

(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report to this House, upon the treatment and circumstances connected with the death of Robert H. Williamson, in Darlinghurst Gaol, and that such Committee have leave to sit during any adjournment.

(2.) That such Committee consist of Mr. W. Forster, Mr. Lucas, Mr. Dalgleish, Mr. Garrett, Mr. Lackey, Mr. Cunneen, Mr. Burdekin, and the Mover.

Debate ensued.

Motion by leave withdrawn.

The House adjourned, on motion of Mr. Martin, at ten minutes after Eleven o'clock, until To-morrow at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, FEBRUARY 17.

QUESTIONS :—

1. MR. RAPER to ask THE COLONIAL SECRETARY,—What are the Emoluments attached to the Office of the Inspector General of Police, as to House, or Rent of House, Horses, Forage, Grooms, &c., &c., independent of the Salary?
2. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—If it is the intention of the Government to cause the Officers employed on the Main Roads to undergo an Examination, similar to that which the Officers on the Minor Roads have been subjected to?

Contingent Notices of Motion :—

1. MR. DRIVER to move, (as a Contingent Amendment on the Motion for the Speaker to leave the Chair, with a view to the Resumption of the Committee of Supply), That, in the opinion of this House, it is desirable that a Stand for the accommodation of Members of both Houses of Parliament be erected in the Outer Domain on the occasion of the forthcoming Cricket Matches between the Eleven of England and Players of New South Wales.
2. MR. DANGAR to move, (as a Contingent Amendment on the Motion for the Speaker to leave the Chair, with a view to the Resumption of the Committee of Supply), That there be a Call of the House on Thursday, the 10th of March, 1864.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Resumption of the Adjourned Debate on the Motion of Mr. Wilson,—

“(1.) That in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.

“(2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.”
2. Wharfage Rates Leasing Bill; consideration in Committee of the propriety of introducing this Bill.
3. Supply; Resumption of the Committee.
4. Ways and Means; Resumption of the Committee.

OTHER

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
2. MR. STEWART to move,—
 - (1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.
 - (2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.
 - (3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.
3. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
4. MR. SADLEIR to move,—
 - (1.) That for the more efficient and economical working of the Railways, and with a view to encourage private enterprise—lessen the system of Government centralization, so liable to abuse—it is the opinion of this House that the present system of Railway management should be abandoned, and said Railways be farmed out, so that they may be worked by contract.
 - (2.) That with a view to relieve the Consolidated Revenue of the Colony from a large and capricious expenditure of the public funds for local purposes, calculated to vitiate the independence of the Representatives of the people, to encourage a vicious system of patronage and centralization, it is, in the opinion of this House, desirable to establish throughout the Colony, having regard to local population, County or District Councils (being elective), empowered to carry out local taxation, aided by proportionate annual grants from the Legislature, for local purposes.
 - (3.) That the foregoing Resolutions be presented, by Address, to His Excellency the Governor.
5. MR. SADLEIR to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
6. MR. SADLEIR to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
7. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
8. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.)

- (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
- (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
- (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
9. Mr. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Insolvency Jurisdiction Bill; second reading.
2. Law of Evidence in Criminal Cases Amendment Bill; second reading.
3. Moruya Silver Mining Company's Incorporation Bill; to be further considered in Committee.
4. Smoke Nuisance Abatement Bill; second reading.
5. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
6. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee "on the Harbour Defences, laid upon the Table by him on 9th September, be now "adopted by this House."
7. Vexatious Indictments Prevention Bill; second reading.
8. Trade and Commerce Laws Amendment Bill; consideration in Committee of the propriety of introducing this Bill.
9. Impounding Bill; to be further considered in Committee.
10. Juvenile Reformatories Bill; second reading.
11. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
12. Dog Nuisance Abatement Bill; second reading.
13. Debate on Motion of Mr. Harpur:—
 - "(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - "(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."
14. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
15. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—
 - "(1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 - "(1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 - "(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

"(3.)

- “ (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- “ (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- “ (5.) That “ finding everything ” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “ (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “ (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent, upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.
16. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
17. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
18. Presbyterian College Bill ; second reading.
19. Municipalities Law Amendment Bill ; to be considered in Committee.
20. Metropolitan Corporation Bill ; to be further considered in Committee.
21. Public Service Superannuation Bill ; to be further considered in Committee.
22. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

THURSDAY, FEBRUARY 18.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill ; second reading.

FRIDAY, FEBRUARY 19.

QUESTION :—

1. MR. HART to ask THE COLONIAL SECRETARY,—
- (1.) The number and grade of the Police stationed at Rylstone ?
 - (2.) The nature and extent of house accommodation provided for them ?
 - (3.) The amount per annum paid for the same ?
 - (4.) By whom were the premises taken on behalf of the Government, and under what authority ?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Church and School Lands Trust Bill :—Resumption of Adjourned Debate on motion of Mr. Macpherson,—“ That this Bill be now read a second time,”—Upon which Mr. Wilson had moved the Previous Question.
2. Lunacy and Lunatic Asylums Bill ; second reading.
3. Bank of New South Wales Incorporation Act Amendment Bill ; second reading.

TUESDAY, FEBRUARY 23.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Resumption of the Adjourned Debate on Motion of Mr. Morris,—That in the opinion of this House it is desirable,—
 - (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration,—
- Being the first of a series of Resolutions to be put *seriatim*, viz. :—
- “ That in the opinion of this House, it is desirable,—

(1.)

" (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the North by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.

" (2.) That the Riverine Province should return ten Members to the Legislative Assembly.

" (3.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.

" (4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.

" (5.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.

" (6.) That, in as much as doubts have arisen as to the right of the pastoral tenants of the Crown, to leases renewable at the expiration of the term granted by the Crown Lands Occupation Act of 1861, and as these doubts materially tend to discourage the investment of capital in pastoral pursuits, steps should be taken to remove such doubts; and that the leases be declared renewable in accordance with the spirit and intent of the said Act.

" (7.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions."

NOTICES OF MOTION :—

1. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
2. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
3. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
4. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members :—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
5. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
6. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
7. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
8. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.

9. MR. DANGAR to move,—
 (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
10. MR. HART to move, That this House is of opinion that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a week in cash.

WEDNESDAY, FEBRUARY 24.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.

FRIDAY, FEBRUARY 26.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Letters Patent for Inventions Bill; second reading.

TUESDAY, MARCH 1.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LUCAS to move, That it is the opinion of this House, that the rate of Subscription to the *Government Gazette* should be reduced to a sum not exceeding Ten Shillings per annum.
2. MR. LUCAS to move, That, for the purpose of giving the widest publicity to the Government Business, a free copy of the *Government Gazette* should be sent to all Postmasters and Poundkeepers, who should be requested to hang them out for public inspection.
3. MR. LUCAS to move,—
 (1.) That the *Government Gazette* should be the only advertising medium of Government Business.
 (2.) That a Bill should be introduced to relieve the Government from the necessity of advertising otherwise than in the *Government Gazette*.
4. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
5. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
6. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
7. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
8. MR. BURNS to move for leave to introduce a Bill to render future Parliaments triennial.

TUESDAY, MARCH 8.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. ROTTON to move,—
 (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—
 "Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 "Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,"—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

New South Wales.

No. 110.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 17 FEBRUARY, 1864.

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

Questions on Notice Paper for to-day :—

- (1.) Inspector General of Police :—Mr. Raper asked the Colonial Secretary, pursuant to Notice No. 1,—What are the Emoluments attached to the Office of the Inspector General of Police, as to House, or Rent of House, Horses, Forage, Grooms, &c., &c., independent of the Salary?

Mr. W. Forster answered :—The Inspector General of Police occupies Government quarters, and draws an allowance at the rate of £112 per annum in lieu of forage for two horses; he has also the services of a member of the Force to groom his horses, as in the case of other police officers.

- (2.) Officers employed on Main Roads :—Mr. Dalgleish asked the Secretary for Public Works, pursuant to Notice No. 2,—If it is the intention of the Government to cause the Officers employed on the Main Roads to undergo an Examination, similar to that which the Officers on the Minor Roads have been subjected to?

Mr. Holroyd answered :—It is not the intention of the Government to subject the old officers of the Main Roads to an Examination; but all future candidates for the office of Superintendents will be examined in the same manner as those who have recently applied for appointments since the transfer of the Minor Roads to this Department.

2. Railway Plans, &c. :—Mr. Holroyd pursuant to the requirement of the Government Railways Act, 22 Vic., No. 19, Sect. 9, laid before the House (as Exhibits only, and not to remain as Records of the House,) copies of certain Plans, Sections, and a Book of Reference relative to a proposed Extension of the Great Southern Railway into Goulburn.
3. Present State and Management of Lunatic Asylums :—Mr. Harpur, *with the concurrence of the House*, moved, without notice,—That the Select Committee appointed during the present Session, to inquire into the present State and Management of Lunatic Asylums, be *revived*, and that Mr. Wilson and Mr. Holroyd be Members of the said Committee.

Question put and passed.

4. Postponements :—

- (1.) The Order of the Day for the Resumption of the adjourned Debate on the motion of Mr. Wilson,—

“ (1.) That in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.

“ (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be found most expedient, and the proceeds “duly carried to the credit of the Consolidated Revenue,”—postponed, on motion of Mr. Wilson, until this day week.

- (2.) The Order of the Day for the consideration in Committee of the propriety of introducing the Wharfage Rates Leasing Bill, postponed, on motion of Mr. Eagar, until the Order of the Day for the Resumption of the Committee of Supply shall have been disposed of.

5. Supply:—On the Order of the Day for the resumption of the Committee of Supply being read, Mr. Eagar moved, "That" the Speaker do now leave the Chair.

Mr. Driver moved, pursuant to the *Contingent Notice* standing in his name No. 1 on the Paper for to-day, That the Question be amended by omitting all the words after the word "That," with a view to inserting in their place the words "in the opinion of this House it is desirable that a Stand for the accommodation of Members of both Houses of Parliament be erected in the Outer Domain on the occasion of the forthcoming Cricket Matches between the Eleven of England and Players of New South Wales."

Debate ensued.

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

Ayes, 12.
Mr. Martin,
Mr. Eagar,
Mr. W. Forster,
Mr. Wilson,
Mr. Holroyd,
Mr. Burns,
Mr. Dalgleish,
Mr. Leary,
Mr. Stewart,
Mr. Mate,

Tellers.

Mr. Suttor,
Mr. Macleay.

Noes, 30.

Mr. Haworth,	Mr. Allen,
Mr. Driver,	Mr. Dangar,
Mr. Buchanan,	Mr. Smart,
Mr. Egan,	Mr. Lackey,
Mr. Garrett,	Mr. Terry,
Mr. Burdekin,	Mr. Holt,
Mr. Tighe,	Mr. Bell,
Mr. Redman,	Mr. Morrice,
Mr. Harpur,	Mr. Gordon,
Mr. Wisdom,	Mr. Morris,
Mr. Piddington,	Mr. Weekes,
Mr. Cunneen,	Mr. Cowper,
Mr. Samuel,	
Mr. Hart,	<i>Tellers.</i>
Mr. Lord,	Mr. Lucas,
Mr. Raper,	Mr. Walker.

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

Whereupon, Question put,—That, in the opinion of this House, it is desirable that a Stand for the accommodation of Members of both Houses of Parliament be erected in the Outer Domain on the occasion of the forthcoming Cricket Matches between the Eleven of England and Players of New South Wales.

The House divided.

Ayes, 30.

Mr. Egan,	Mr. Morris,
Mr. Piddington,	Mr. Smart,
Mr. Burdekin,	Mr. Holt,
Mr. Redman,	Mr. Terry,
Mr. Tighe,	Mr. Cunneen,
Mr. Hart,	Mr. Lackey,
Mr. Lord,	Mr. Raper,
Mr. Bell,	Mr. Gordon,
Mr. Wisdom,	Mr. Buchanan,
Mr. Samuel,	Mr. Weekes,
Mr. Garrett,	Mr. Cowper,
Mr. Dangar,	Mr. Lucas,
Mr. Harpur,	
Mr. Morrice,	<i>Tellers.</i>
Mr. Haworth,	Mr. Walker,
Mr. Allen,	Mr. Driver.

Noes, 10.

Mr. Martin,
Mr. Wilson,
Mr. Eagar,
Mr. Holroyd,
Mr. W. Forster,
Mr. Burns,
Mr. Mate,
Mr. Stewart,
Tellers.
Mr. Leary,
Mr. Dalgleish.

Mr. Eagar then moved, That the House do immediately resolve itself into a Committee of Supply.

Question put and passed.

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

Mr. Dangar moved, pursuant to the *Contingent Notice* standing in his name No. 2 on the Paper for to-day, That the Question be amended by omitting all the words after the word "That," with a view to inserting in their place the words, "there be a call of the House on Thursday, the 10th of March, 1864."

Debate ensued.

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

Ayes, 27.

Mr. Martin,	Mr. Stewart,
Mr. W. Forster,	Mr. Allen,
Mr. Eagar,	Mr. Mate,
Mr. Wilson,	Mr. Lord,
Mr. Holroyd,	Mr. Leary,
Mr. Walker,	Mr. Cunneen,
Mr. Piddington,	Mr. Lackey,
Mr. Hannell,	Mr. Raper,
Mr. Dalgleish,	Mr. Burns,
Mr. Bell,	Mr. Burdekin,
Mr. Buchanan,	
Mr. Wisdom,	<i>Tellers.</i>
Mr. Holt,	Mr. Macleay,
Dr. Lang,	Mr. Gordon.
Mr. Suttor,	

Noes, 13.

Mr. Love,
Mr. Cowper,
Mr. Tighe,
Mr. Driver,
Mr. Sadleir,
Mr. C. Cowper, junr.,
Mr. Terry,
Mr. Dangar,
Mr. Smart,
Mr. Garrett,
Mr. Morrice,
Tellers.
Mr. Hart,
Mr. Lucas.

Original Question then put and passed.

Whereupon, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole further to consider of the Supply to be granted to Her Majesty for the service of the year 1863-4.

And the Committee having continued to sit till after Midnight:—

THURSDAY, 18 FEBRUARY, 1864. A.M.

The Chairman reported progress, and obtained leave to sit again at a later hour This Day.

The House adjourned on Motion of Mr. Martin, at eighteen minutes before One o'clock, A.M., until Three o'clock P.M. This Day

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, FEBRUARY 18.

QUESTIONS:—

1. MR. LEARY *to ask* THE COLONIAL SECRETARY,—
 - (1.) Is it true that a female, for many years Warder, was removed from Darlinghurst Gaol Hospital, for the purpose of giving her situation to a young woman, late a servant of the Visiting Surgeon?
 - (2.) Did the wife of the Visiting Surgeon recommend this person for the appointment; if not, on whose recommendation was she appointed?
 - (3.) Is it usual to take female servants into such employment without testimonials from the lady or ladies in whose service they were?
 - (4.) Is the Government aware in whose service this woman was, besides that of the Visiting Surgeon?
 - (5.) Is it true that she was expelled from the "Female Home," as a disreputable character?
 - (6.) Did she assault a female prisoner, with a bunch of keys, for accusing her of being frequently shut up in her bed-room with the Visiting Surgeon?
 - (7.) By whom was this appointment made; did she produce any testimonials; if so, in whose possession are they?
 - (8.) Was the wife of the Visiting Surgeon referred to for this woman's character?
2. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—Do the Government intend expending the £10,000, voted in 1862, for Wharves and Coal Shoots at Morpeth; if so, when?
3. MR. BUCHANAN *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Has Mr. Hoskins, late Superintendent for Roads at the Clarence River, been appointed an overseer in the same branch of the service?
 - (2.) Did Mr. Hoskins submit to the examination necessary to qualify him for the office he originally held as Superintendent of Roads?
4. MR. BUCHANAN *to ask* THE COLONIAL TREASURER,—
 - (1.) If he has any objection to state the terms and conditions on which the Government business is conducted with the Banks in this City?
 - (2.) If he has any objection to state whether the negotiation of loans is confined to the Government Bankers, or are the other Banks invited to compete for such business?
 - (3.) What course was pursued with reference to the last loan?
5. MR. LACKEY *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What previous necessity existed for making any increase in the number of Sunday trains?
 - (2.) Whether he is aware that the additional train to and from Parramatta makes a material addition to the Sunday labour required of the officials?
 - (3.) Whether he is aware that the increased Sunday traffic is greatly opposed to the religious feelings and wishes of a large number of persons in the community?

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.
2. Supply; Resumption of the Committee.
3. Wharfage Rates Leasing Bill; consideration in Committee of the propriety of introducing this Bill.
4. Ways and Means; Resumption of the Committee.

OTHER

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
2. MR. STEWART to move,—
 - (1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.
 - (2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.
 - (3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.
3. MR. MACPIERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and showing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
4. MR. SADDLEIR to move,—
 - (1.) That for the more efficient and economical working of the Railways, and with a view to encourage private enterprise—lessen the system of Government centralization, so liable to abuse—it is the opinion of this House that the present system of Railway management should be abandoned, and said Railways be farmed out, so that they may be worked by contract.
 - (2.) That with a view to relieve the Consolidated Revenue of the Colony from a large and capricious expenditure of the public funds for local purposes, calculated to vitiate the independence of the Representatives of the people, to encourage a vicious system of patronage and centralization, it is, in the opinion of this House, desirable to establish throughout the Colony, having regard to local population, County or District Councils (being elective), empowered to carry out local taxation, aided by proportionate annual grants from the Legislature, for local purposes.
 - (3.) That the foregoing Resolutions be presented, by Address, to His Excellency the Governor.
5. MR. SADDLEIR to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
6. MR. SADDLEIR to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
7. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
8. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.)

(2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

(3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

(4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

9. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY :—

1. Insolvency Jurisdiction Bill ; second reading.
2. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
3. Moruya Silver Mining Company's Incorporation Bill ; to be further considered in Committee.
4. Smoke Nuisance Abatement Bill ; second reading.
5. Proposed Punt on the Parramatta River at Ryde ; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto ; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
6. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee " on the Harbour Defences, laid upon the Table by him on 9th September, be now " adopted by this House."
7. Vexatious Indictments Prevention Bill ; second reading.
8. Trade and Commerce Laws Amendment Bill ; consideration in Committee of the propriety of introducing this Bill.
9. Impounding Bill ; to be further considered in Committee.
10. Juvenile Reformatories Bill ; second reading.
11. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
12. Dog Nuisance Abatement Bill ; second reading.
13. Debate on Motion of Mr. Harpur :—
 - " (1.) That a Select Committee, with power to send for persons and papers, be " appointed to inquire into and report upon the truth of the allegations contained in " the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 - " (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, " Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and " the Mover."
14. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
15. Railway Communication ; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—
 - " (1.) That in order more satisfactorily to carry out Railway Communication in the " Colony, this House is of opinion that it is desirable that Contracts should be made " with some responsible Contractor or Contractors, for the completion of present " and further extensions ; and with this view, some well known responsible Con- " tractor or Contractors should be requested to prepare an Estimate and submit a " Tender to the Government, for constructing certain Railways in New South Wales, " in accordance with the following conditions :—
 - " (1.) To make and completely finish within three years from the time of sign- " ing the Contract, a single Line of Railway to Goulburn from the termination " of the present extension, for which Contracts have been taken ; to find every- " thing except Land ; uphold and keep the same in repair for a period of one " year after completion.
 - " (2.) To make and completely finish, within three years from the time of sign- " ing the Contract, a single Line of Railway to Bathurst, from the extension " beyond Penrith, for which Contracts have been taken ; to find everything " except Land ; uphold and keep the same in repair for a period of one year " after completion.

" (3.)

- “ (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- “ (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- “ (5.) That “ finding everything ” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “ (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “ (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner,”—Upon which Mr. Holroyd had moved the Previous Question.
16. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
 17. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
 18. Presbyterian College Bill ; second reading.
 19. Municipalities Law Amendment Bill ; to be considered in Committee.
 20. Metropolitan Corporation Bill ; to be further considered in Committee.
 21. Public Service Superannuation Bill ; to be further considered in Committee.
 22. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, FEBRUARY 19.

QUESTIONS :—

1. MR. HART to ask THE COLONIAL SECRETARY,—
 - (1.) The number and grade of the Police stationed at Rylstone ?
 - (2.) The nature and extent of house accommodation provided for them ?
 - (3.) The amount per annum paid for the same ?
 - (4.) By whom were the premises taken on behalf of the Government, and under what authority ?
2. MR. CUNNEEN to ask THE SECRETARY FOR LANDS,—
 - (1.) Do the Government intend to fence the Parramatta, Windsor, and Pitt Town Road through the enclosed and cultivated land of Mr. Townsend (late Edwards'), and through the enclosed land of Mr. Montgomery ?
 - (2.) Do the Government intend to pay any claims which have been sent to the Executive Council by proprietors who have already fenced the said road through their enclosed property ?
3. MR. REDMAN to ask THE COLONIAL SECRETARY,—
 - (1.) Has it been notified to the Government, officially or otherwise, that Mr. Palmer, a Magistrate of Queanbeyan, is alleged to have committed an assault in M'Quoid-street, at Queanbeyan, and expressed language in utter contempt of the whole Magisterial body ?
 - (2.) Do the Government intend to institute an inquiry into these matters, with a view of testing the accuracy of these reports, and procuring a *supersedeas*, if true ?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Church and School Lands Trust Bill :—Resumption of Adjourned Debate on motion of Mr. Macpherson,—“ That this Bill be now read a second time,”—Upon which Mr. Wilson had moved the Previous Question.
2. Lunacy and Lunatic Asylums Bill ; second reading.
3. Bank of New South Wales Incorporation Act Amendment Bill ; second reading.

TUESDAY, FEBRUARY 23.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Resumption of the Adjourned Debate on Motion of Mr. Morris,—

That in the opinion of this House it is desirable,—

 - (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration,——

Being the first of a series of Resolutions to be put *seriatim*, viz. :—

“ That in the opinion of this House, it is desirable,—

“ (1.)

" (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the North by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.

" (2.) That the Riverine Province should return ten Members to the Legislative Assembly.

" (3.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.

" (4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.

" (5.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.

" (6.) That, in as much as doubts have arisen as to the right of the pastoral tenants of the Crown, to leases renewable at the expiration of the term granted by the Crown Lands Occupation Act of 1861, and as these doubts materially tend to discourage the investment of capital in pastoral pursuits, steps should be taken to remove such doubts; and that the leases be declared renewable in accordance with the spirit and intent of the said Act.

" (7.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions."

NOTICES OF MOTION :—

1. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
2. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members :—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
3. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
4. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
5. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
6. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
7. MR. HART to move, That this House is of opinion that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a week in cash.

WEDNESDAY, FEBRUARY 24.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19. 2.

2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate on the Motion of Mr. Wilson,—
 - “ (1.) That in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - “ (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be deemed most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.”

FRIDAY, FEBRUARY 26.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Letters Patent for Inventions Bill ; second reading.

TUESDAY, MARCH 1.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That it is the opinion of this House, that the rate of Subscription to the *Government Gazette* should be reduced to a sum not exceeding Ten Shillings per annum.
2. MR. LUCAS to move, That, for the purpose of giving the widest publicity to the Government Business, a free copy of the *Government Gazette* should be sent to all Postmasters and Poundkeepers, who should be requested to hang them out for public inspection.
3. MR. LUCAS to move,—
 - (1.) That the *Government Gazette* should be the only advertising medium of Government Business.
 - (2.) That a Bill should be introduced to relieve the Government from the necessity of advertising otherwise than in the *Government Gazette*.
4. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
5. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
6. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return showing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out ; and further, a statement as to whether that decision was arrived at unanimously or not.
7. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
8. MR. BURNS to move for leave to introduce a Bill to render future Parliaments triennial.
9. MR. BURNS to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The number of Electors, according to the respective qualifications, on the Rolls, in each District of the Colony, for the year ending on the 1st day of September, 1856, or for any previous year, or half-year, under the Electoral Act of 1851.
 - (2.) A Return embracing the same information for the year 1856, or for any subsequent year, or half-year, in terms of the Constitution Act, 18 and 19 Vic., 1855.
 - (3.) A similar Return for the year 1859, or for any subsequent year, or half-year, under the Electoral Law Amendment Act of 1858.
10. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.

TUESDAY,

TUESDAY, MARCH 8.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,— this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
2. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
3. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.

New South Wales.

No. 111.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 18 FEBRUARY, 1864.

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

Questions on Notice Paper for to-day :—

(Mr. Leary withdrew the Question standing in his name, No. 1.)

- (1.) Wharves and Coal Shoots at Morpeth :—Mr. Dangar asked the Secretary for Public Works, pursuant to Notice No. 2,—Do the Government intend expending the £10,000, voted in 1862, for Wharves and Coal Shoots at Morpeth; if so, when?

Mr. Holroyd answered :—The Honorable Member for Morpeth put a similar question to my predecessor, and I cannot do better than answer this in his words :
 “The £10,000 voted last year for Wharves and Coal Shoots will be expended as soon as it is determined to what point the extension of the Great Northern Line to Morpeth shall reach. If the House agree in opinion that this extension shall be carried to the point to which I have alluded, then the money will be expended in the construction of Coal Shoots at that spot which is particularly favourable to the purpose.”

- (2.) Mr. Hoskins, late Road Superintendent :—

Mr. Buchanan asked the Secretary for Public Works, pursuant to Notice No. 3,—

- (1.) Has Mr. Hoskins, late Superintendent for Roads at the Clarence River, been appointed an Overseer in the same branch of the service?
 (2.) Did Mr. Hoskins submit to the examination necessary to qualify him for the office he originally held as Superintendent of Roads?

Mr. Holroyd answered :—

- (1.) Mr. Hoskins has been appointed an Overseer of Roads since the Minor Roads have been transferred to this Department.
 (2.) Mr. Hoskins declined to subject himself to the examination for the office of Superintendent.

- (3.) Government Negotiations with Banks :—Mr. Buchanan asked the Colonial Treasurer, pursuant to Notice No. 4,—

- (1.) If he has any objection to state the terms and conditions on which the Government business is conducted with the Banks in this City?
 (2.) If he has any objection to state whether the negotiation of loans is confined to the Government Bankers, or are the other Banks invited to compete for such business?
 (3.) What course was pursued with reference to the last loan?

Mr. Eagar answered :—

(1.) The Government Banking business is conducted by the Bank of New South Wales only, for a period of five years, the terms to be reconsidered at the end of thirty months from the commencement of the agreement. The Bank pays the Government 4½ per cent. per annum, computed on the average weekly balance of moneys in the hands of the Bank, and undertakes to keep the Government accounts according to existing regulations.

- (2.) The loans raised in the Colony are not negotiated through any Bank, but conducted by the Government itself, by publicly advertising for tenders.
 (3.) The last loan was negotiated as above stated.

(4.)

- (4.) Sunday Railway Trains:—Mr. Lackey asked the Secretary for Public Works, pursuant to Notice No. 5,—
- (1.) What previous necessity existed for making any increase in the number of Sunday trains?
 - (2.) Whether he is aware that the additional train to and from Parramatta makes a material addition to the Sunday labour required of the officials?
 - (3.) Whether he is aware that the increased Sunday traffic is greatly opposed to the religious feelings and wishes of a large number of persons in the community?
- Mr. Holroyd answered:—
- (1.) It was deemed necessary, owing to the wish of the public, and particularly of the working classes, who were desirous of making excursions into the suburbs and country on Sundays.
 - (2.) The addition to the former labour of the officials is insignificant as compared with the advantages to the public.
 - (3.) I believe that the increased Sunday Traffic is not greatly opposed to the religious feelings and wishes of a large number of persons in the community, but, on the contrary, that the change meets with general approval.
2. Seamen's Laws Amendment and Consolidation Bill:—The Speaker reported that the following Message had been received, yesterday, from the Legislative Council:—
- MR. SPEAKER,
- The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend and consolidate the Laws relating to Merchant Seamen,*" with the Amendments indicated by the accompanying Schedule, in which Amendments the Council requests the concurrence of the Legislative Assembly.
- Legislative Council Chamber,
Sydney 17th, February, 1864.
- T. A. MURRAY,
President.
- Ordered, on motion of Mr. Dalgleish, that the consideration in Committee of the Amendments made by the Legislative Council in this Bill stand an Order of the Day for to-morrow.
3. Claim of Robert Stewart to Land in Illawarra:—
- (1.) Mr. Tighe presented a Petition from Robert Stewart, praying for leave to appear personally, or by Counsel, or Agent, before the Select Committee now sitting, to whom his former Petition respecting his Claim to Land in Illawarra was referred, and that he may be at liberty to produce and give evidence before such Select Committee with reference to the matters in the said first mentioned Petition.
- Petition received.
- (2.) Mr. Tighe then, *with the concurrence of the House*, moved, without notice, That the prayer of the said Petition, now presented, be granted.
- Question put and passed.
4. Postponements:—
- (1.) The Order of the Day for the second reading of the Members of Parliament Railway Tolls Exemption Bill postponed, on motion of Mr. Holroyd, until this day week.
 - (2.) The Order of the Day for the resumption of the Committee of Supply postponed, on motion of Mr. Eagar, until the Order of the Day for the consideration in Committee of the propriety of introducing the Wharfage Rates Leasing Bill shall have been disposed of.
5. Wharfage Rates Leasing Bill:—
- (1.) On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider of the propriety of introducing this Bill.
- The Chairman reported the following Resolution:—
- Resolved*, That in the opinion of this Committee it is desirable to introduce a Bill to amend the Law as to Wharfage Rates Leases.
- Mr. Eagar moved, That this House do now adopt this Resolution.
- Question put and passed.
- (2.) Mr. Eagar having *presented* this Bill, intituled, "*A Bill to amend the Law as to Wharfage Rates Leases,*" read a first time.
- Ordered to be printed, and read a second time on Wednesday next.
6. Supply:—On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of the Supply to be granted to Her Majesty for the service of the year 1863-4.

And the Committee having continued to sit till after Midnight:—

FRIDAY, 19 FEBRUARY, 1864. A.M.

The Chairman reported progress, and asked leave to sit again at a later hour This Day.

Question proposed, That the Committee have leave to sit again at a later hour This Day.

Motion

Motion made by Mr. Martin, and Question,—That the Question be amended by adding at the end thereof the words “to take precedence next after the Order of “the Day for the resumption of the Adjourned Debate respecting the Church and “School Lands Trust Bill,”—put and negatived (after Debate.)
Original Question then put and passed.

The House adjourned on motion of Mr. Martin, at twenty-two minutes after Twelve o'clock, A.M., until Three o'clock P.M. This Day

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

FRIDAY, FEBRUARY 19.

QUESTIONS :—

1. MR. HART *to ask* THE COLONIAL SECRETARY,—
 - (1.) The number and grade of the Police stationed at Rylstone ?
 - (2.) The nature and extent of house accommodation provided for them ?
 - (3.) The amount per annum paid for the same ?
 - (4.) By whom were the premises taken on behalf of the Government, and under what authority ?
2. MR. CUNNEEN *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Do the Government intend to fence the Parramatta, Windsor, and Pitt Town Road through the enclosed and cultivated land of Mr. Townsend (late Edwards'), and through the enclosed land of Mr. Montgomery ?
 - (2.) Do the Government intend to pay any claims which have been sent to the Executive Council by proprietors who have already fenced the said road through their enclosed property ?
3. MR. REDMAN *to ask* THE COLONIAL SECRETARY,—
 - (1.) Has it been notified to the Government, officially or otherwise, that Mr. Palmer, a Magistrate of Queanbeyan, is alleged to have committed an assault in M'Quoid-street, at Queanbeyan, and expressed language in utter contempt of the whole Magisterial body ?
 - (2.) Do the Government intend to institute an inquiry into these matters, with a view of testing the accuracy of these reports, and procuring a *supersedeas*, if true ?
4. MR. LEAHY *to ask* THE COLONIAL SECRETARY,—
 - (1.) Is it true that a female, for many years Warder, was removed from Darlinghurst Gaol Hospital, and her situation given to a young woman, late a servant of the Visiting Surgeon ?
 - (2.) On whose recommendation was she appointed ?
 - (3.) By whom was this appointment made ; did she produce any testimonials ; if so, in whose possession are they ?
5. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—
 - (1.) Whether he will recommend, if applied for, any Expenditure for the losses sustained by the Inhabitants in the Districts of Muswellbrook, Scone, and Murrurundi, from the late disastrous floods, of Seed Wheat or other suitable assistance ?
 - (2.) Whether he will grant a small sum of money to erect a foot bridge across the Page River, at the Township of Murrurundi, to enable parties to reach the Court House and places of Worship—the foot bridge having been swept away by the late floods ?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Church and School Lands Trust Bill :—Resumption of Adjourned Debate on motion of Mr. Macpherson,—“That this Bill be now read a second time,”—Upon which Mr. Wilson had moved the Previous Question.
2. Lunacy and Lunatic Asylums Bill ; second reading.
3. Bank of New South Wales Incorporation Act Amendment Bill ; second reading.
4. Seamen's Laws Amendment and Consolidation Bill ; consideration in Committee of Legislative Council's Amendments in this Bill.
5. Insolvency Jurisdiction Bill ; second reading.
6. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
7. Moruya Silver Mining Company's Incorporation Bill ; to be further considered in Committee.

8. Smoke Nuisance Abatement Bill ; second reading.
9. Proposed Punt on the Parramatta River at Ryde ; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
10. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee " on the Harbour Defences, laid upon the Table by him on 9th September, be now " adopted by this House."
11. Vexatious Indictments Prevention Bill ; second reading.
12. Trade and Commerce Laws Amendment Bill ; consideration in Committee of the propriety of introducing this Bill.
13. Impounding Bill ; to be further considered in Committee.
14. Juvenile Reformatories Bill ; second reading.
15. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
16. Dog Nuisance Abatement Bill ; second reading.
17. Debate on Motion of Mr. Harpur :—
 " (1.) That a Select Committee, with power to send for persons and papers, be " appointed to inquire into and report upon the truth of the allegations contained in " the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 " (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, " Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and " the Mover."
18. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
19. Railway Communication ; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—
 " (1.) That in order more satisfactorily to carry out Railway Communication in the " Colony, this House is of opinion that it is desirable that Contracts should be made " with some responsible Contractor or Contractors, for the completion of present " and further extensions ; and with this view, some well known responsible Con- " tractor or Contractors should be requested to prepare an Estimate and submit a " Tender to the Government, for constructing certain Railways in New South Wales, " in accordance with the following conditions :—
 " (1.) To make and completely finish within three years from the time of sign- " ing the Contract, a single Line of Railway to Goulburn from the termination " of the present extension, for which Contracts have been taken ; to find every- " thing except Land ; uphold and keep the same in repair for a period of one " year after completion.
 " (2.) To make and completely finish, within three years from the time of sign- " ing the Contract, a single Line of Railway to Bathurst, from the extension " beyond Penrith, for which Contracts have been taken ; to find everything " except Land ; uphold and keep the same in repair for a period of one year " after completion.
 " (3.) To make and completely finish, within four years from the time of signing " the Contract, a single Line of Railway from Singleton to Murrurundi ; to find " everything except Land, and uphold and keep the same in repair for a period " of one year after completion.
 " (4.) That the Government furnish the Contractors invited to Tender, with a " copy of such Surveys or Plans and Sections, as far as they have been made " for the above Lines, or that may be useful in preparing such Tender.
 " (5.) That " finding everything " shall include setting out the Works, Rails, " Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, " Fencing, Level Crossings with Gates where required, suitable Stations with " Platforms, Road Approaches, and everything else that may be required to com- " plete a single Line of Railway to render it fit for Traffic.
 " (6.) That the Contractors shall receive payment in New South Wales Govern- " ment Debentures at par, bearing interest at the rate of £5 per centum per " annum, and terminable in thirty years.
 " (2.) That this House is further of opinion, that for the purpose of paying off such " loans as may be hereafter raised, two per cent. upon such amount shall be every " year taken from the Consolidated Revenue and invested either in the purchase " of Debentures or other securities, and the interest and compound interest accruing " from such securities shall be annually invested in the like manner,"—Upon which Mr. Holroyd had moved the Previous Question.
20. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the " opinion of this House there ought to be a Silver and Copper Coinage issued from " the Sydney Branch of the Royal Mint.”
21. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into " a Committee of the Whole to consider the propriety of adopting an Address to " the Governor, praying that His Excellency will be pleased to place upon the " Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment " of an annual Pension of that amount to Mrs. Caroline Chisholm.”

22. Presbyterian College Bill ; second reading.
23. Municipalities Law Amendment Bill ; to be considered in Committee.
24. Metropolitan Corporation Bill ; to be further considered in Committee.
25. Public Service Superannuation Bill ; to be further considered in Committee.
26. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION :—

1. MR. MACPHERSON to move, That the Petition presented by him on 12th February, from certain Inhabitants of Mulgoa and Greendale, in favour of the Church and School Lands Trust Bill, be printed.
2. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
3. MR. STEWART to move,—
 - (1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.
 - (2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.
 - (3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.
4. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858 ; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees ; the date of the commencement of each Lease ; the time it has to run, classifying Leases for eight and for fourteen years ; the approximate extent of land comprised in each Lease ; the name of each Run ; its approximate grazing capability in cattle and sheep ; the amount of annual Rent ; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads ; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes ; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c. ; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run ; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
5. MR. SADLEIR to move,—
 - (1.) That for the more efficient and economical working of the Railways, and with a view to encourage private enterprise—lessen the system of Government centralization, so liable to abuse—it is the opinion of this House that the present system of Railway management should be abandoned, and said Railways be farmed out, so that they may be worked by contract.
 - (2.) That with a view to relieve the Consolidated Revenue of the Colony from a large and capricious expenditure of the public funds for local purposes, calculated to vitiate the independence of the Representatives of the people, to encourage a vicious system of patronage and centralization, it is, in the opinion of this House, desirable to establish throughout the Colony, having regard to local population, County or District Councils (being elective), empowered to carry out local taxation, aided by proportionate annual grants from the Legislature, for local purposes.
 - (3.) That the foregoing Resolutions be presented, by Address, to His Excellency the Governor.
6. MR. SADLEIR to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.

7. MR. SADDLER to move for leave to bring in a Bill, intituled "A Bill to promote Elementary Education and the establishment of Industrial Schools."
8. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
9. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
10. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
 - (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and, agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Supply ; Resumption of the Committee.
2. Ways and Means ; Resumption of the Committee.

TUESDAY, FEBRUARY 23.

QUESTION:—

1. MR. GARRETT to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) The length, breadth, and average depth (of excavation) of the Wollongong Dock, when completed, under the present contract?
 - (2.) The quantity of excavation to be removed under the present contract?
 - (3.) The names of the parties to whom the sum of £1,280 12s. 11d. for supervision has been paid, and the proportion or amount paid to each individual respectively?

OTHER BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate on Motion of Mr. Morris,—

That in the opinion of this House it is desirable,—

 - (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration,——

Being the first of a series of Resolutions to be put *seriatim*, viz. :—

“ That in the opinion of this House, it is desirable,—

“ (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the North by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.

“ (2.) That the Riverine Province should return ten Members to the Legislative Assembly.

“ (3.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.

“ (4.)

- " (4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
- " (5.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.
- " (6.) That, in as much as doubts have arisen as to the right of the pastoral tenants of the Crown, to leases renewable at the expiration of the term granted by the Crown Lands Occupation Act of 1861, and as these doubts materially tend to discourage the investment of capital in pastoral pursuits, steps should be taken to remove such doubts; and that the leases be declared renewable in accordance with the spirit and intent of the said Act.
- " (7.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions."

NOTICES OF MOTION :—

1. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
2. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members :—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
3. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
4. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
5. MR. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Eagar, Esquire, Colonial Treasurer, on account of the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
6. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
7. MR. HART to move, That this House is of opinion that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a week in cash.
8. MR. TIGHE to move, That there be laid upon the Table of this House, Copies of all reports of the proceedings of Inspectors of Coal Fields, which have been made in compliance with the 24th clause of the Coal Fields Regulation Act of 1862.

WEDNESDAY, FEBRUARY 24.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

ORDERS

ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate on the Motion of Mr. Wilson,—
 - “ (1.) That in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - “ (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be deemed most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.”
2. Wharfage Rates Leasing Bill; second reading.

 THURSDAY, FEBRUARY 25.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.

 FRIDAY, FEBRUARY 26.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Letters Patent for Inventions Bill; second reading.

 TUESDAY, MARCH 1.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That it is the opinion of this House, that the rate of Subscription to the *Government Gazette* should be reduced to a sum not exceeding Ten Shillings per annum.
2. MR. LUCAS to move, That, for the purpose of giving the widest publicity to the Government Business, a free copy of the *Government Gazette* should be sent to all Postmasters and Poundkeepers, who should be requested to hang them out for public inspection.
3. MR. LUCAS to move,—
 - (1.) That the *Government Gazette* should be the only advertising medium of Government Business.
 - (2.) That a Bill should be introduced to relieve the Government from the necessity of advertising otherwise than in the *Government Gazette*.
4. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
5. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
6. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return showing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
7. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
8. MR. BURNS to move for leave to introduce a Bill to render future Parliaments triennial.
9. MR. BURNS to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The number of Electors, according to the respective qualifications, on the Rolls, in each District of the Colony, for the year ending on the 1st day of September, 1856, or for any previous year, or half-year, under the Electoral Act of 1851.
 - (2.) A Return embracing the same information for the year 1856, or for any subsequent year, or half-year, in terms of the Constitution Act, 18 and 19 Vic., 1855.
 - (3.) A similar Return for the year 1859, or for any subsequent year, or half-year, under the Electoral Law Amendment Act of 1858.
10. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.

 TUESDAY,

TUESDAY, MARCH 8.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service.”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
2. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
3. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *vid Wagga Wagga*, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.



New South Wales.

No. 112.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 19 FEBRUARY, 1864.

1. There being only Sixteen Members present, exclusive of the Speaker, namely,—Mr. Burdekin, Mr. Cowper, Mr. C. Cowper, junr., Mr. Eagar, Mr. R. Forster, Mr. Garrett, Mr. Gordon, Mr. Harpur, Mr. Holroyd, Mr. Lackey, Mr. Martin, Mr. Mate, Mr. Robertson, Mr. Suttor, Mr. Wilson, and Mr. Wisdom,—the Speaker adjourned the House, at half-past Three o'clock, until Tuesday next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, FEBRUARY 23.

QUESTIONS :—

1. MR. GARRETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) The length, breadth, and average depth (of excavation) of the Wollongong Dock, when completed, under the present contract?
 - (2.) The quantity of excavation to be removed under the present contract?
 - (3.) The names of the parties to whom the sum of £1,280 12s. 11d. for supervision has been paid, and the proportion or amount paid to each individual respectively?
2. MR. HART *to ask* THE COLONIAL SECRETARY,—
 - (1.) The number and grade of the Police stationed at Rylstone?
 - (2.) The nature and extent of house accommodation provided for them?
 - (3.) The amount per annum paid for the same?
 - (4.) By whom were the premises taken on behalf of the Government, and under what authority?
3. MR. CUNNEEN *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Do the Government intend to fence the Parramatta, Windsor, and Pitt Town Road through the enclosed and cultivated land of Mr. Townsend (late Edwards'), and through the enclosed land of Mr. Montgomery?
 - (2.) Do the Government intend to pay any claims which have been sent to the Executive Council by proprietors who have already fenced the said road through their enclosed property?

4. MR. REDMAN to ask THE COLONIAL SECRETARY,—
 (1.) Has it been notified to the Government, officially or otherwise, that Mr. Palmer, a Magistrate of Queanbeyan, is alleged to have committed an assault in M'Quoid-street, at Queanbeyan, and expressed language in utter contempt of the whole Magisterial body?
 (2.) Do the Government intend to institute an inquiry into these matters, with a view of testing the accuracy of these reports, and procuring a *supersedeas*, if true?
5. MR. LEARY to ask THE COLONIAL SECRETARY,—
 (1.) Is it true that a female, for many years Warder, was removed from Darlinghurst Gaol Hospital, and her situation given to a young woman, late a servant of the Visiting Surgeon?
 (2.) On whose recommendation was she appointed?
 (3.) By whom was this appointment made; did she produce any testimonials; if so, in whose possession are they?
6. MR. DANGAR to ask THE COLONIAL SECRETARY,—
 (1.) Whether he will recommend, if applied for, any Expenditure for the losses sustained by the Inhabitants in the Districts of Muswellbrook, Scone, and Murrurundi, from the late disastrous floods, of Seed Wheat or other suitable assistance?
 (2.) Whether he will grant a small sum of money to erect a foot bridge across the Page River, at the Township of Murrurundi, to enable parties to reach the Court House and places of Worship—the foot bridge having been swept away by the late floods?

OTHER BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate on Motion of Mr. Morris,—
 That in the opinion of this House it is desirable,—
 (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration,—
 Being the first of a series of Resolutions to be put *seriatim*, viz. :—
 "That in the opinion of this House, it is desirable,—
 " (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the North by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.
 " (2.) That the Riverine Province should return ten Members to the Legislative Assembly.
 " (3.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.
 " (4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 " (5.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.
 " (6.) That, in as much as doubts have arisen as to the right of the pastoral tenants of the Crown, to leases renewable at the expiration of the term granted by the Crown Lands Occupation Act of 1861, and as these doubts materially tend to discourage the investment of capital in pastoral pursuits, steps should be taken to remove such doubts; and that the leases be declared renewable in accordance with the spirit and intent of the said Act.
 " (7.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions."

NOTICES OF MOTION:—

1. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
2. MR. GARRETT to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.

- (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cummeen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
3. Mr. GARBETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
 4. Mr. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
 5. Mr. DRIVER to move, That, in the opinion of this House, the sum of money refunded to the Honorable Geoffrey Bagar, Esquire, Colonial Treasurer, on account of the Railway Fares paid for his family on the 31st October last, was refunded contrary to law, and that the conduct of the Secretary for Public Works, in ordering the refund, was highly improper.
 6. Mr. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
 7. Mr. HART to move, That this House is of opinion that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a week in cash.
 8. Mr. TIGHE to move, That there be laid upon the Table of this House, Copies of all reports of the proceedings of Inspectors of Coal Fields, which have been made in compliance with the 24th clause of the Coal Fields Regulation Act of 1862.
 9. Mr. MACPHERSON to move, That the Petition presented by him on 12th February, from certain Inhabitants of Mulgoa and Greendale, in favour of the Church and School Lands Trust Bill, be printed.
 10. Mr. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
 11. Mr. STEWART to move,—
 - (1.) That, in the opinion of this House, it is the duty of the Government to provide an adequate Revenue within the year to meet the current expenses of the year, and any expedient, either by loan or otherwise, to supply a deficiency of Revenue is unwise, injurious to the credit of the Colony, and must lead to pernicious consequences.
 - (2.) That such an adequate Revenue can be obtained by duties on Foreign Imports without injuring our Commerce, by selecting articles of luxury, and such as can be produced or manufactured in the Colony.
 - (3.) That such import duty would be the means of developing the resources of the Colony, by encouraging agriculture and the establishing of manufactories, and afford full employment for the people, and facilities for training our youth to habits of industry, and will thus add to the wealth of the Colony and improve the condition of the working classes.
 12. Mr. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to show the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.

13. MR. SADDLER to move,—
- (1.) That for the more efficient and economical working of the Railways, and with a view to encourage private enterprise—lessen the system of Government centralization, so liable to abuse—it is the opinion of this House that the present system of Railway management should be abandoned, and said Railways be farmed out, so that they may be worked by contract.
 - (2.) That with a view to relieve the Consolidated Revenue of the Colony from a large and capricious expenditure of the public funds for local purposes, calculated to vitiate the independence of the Representatives of the people, to encourage a vicious system of patronage and centralization, it is, in the opinion of this House, desirable to establish throughout the Colony, having regard to local population, County or District Councils (being elective), empowered to carry out local taxation, aided by proportionate annual grants from the Legislature, for local purposes.
 - (3.) That the foregoing Resolutions be presented, by Address, to His Excellency the Governor.
14. MR. SADDLER to move, That the Progress Report of the Select Committee in the case of Mr. John Busby, laid on the Table on 17 December, 1863, be now adopted by this House.
15. MR. SADDLER to move for leave to bring in a Bill, intituled “A Bill to promote Elementary Education and the establishment of Industrial Schools.”
16. MR. COWPER to move, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
17. MR. CUNNINGHAM to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
18. MR. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

2. Church and School Lands Trust Bill :—Resumption of Adjourned Debate on motion of Mr. Macpherson,—“That this Bill be now read a second time,”—Upon which Mr. Wilson had moved the Previous Question.
3. Lunacy and Lunatic Asylums Bill ; second reading.
4. Bank of New South Wales Incorporation Act Amendment Bill ; second reading.
5. Seamen’s Laws Amendment and Consolidation Bill ; consideration in Committee of Legislative Council’s Amendments in this Bill.
6. Insolvency Jurisdiction Bill ; second reading.
7. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
8. Moruya Silver Mining Company’s Incorporation Bill ; to be further considered in Committee.
9. Smoke Nuisance Abatement Bill ; second reading.
10. Proposed Punt on the Parramatta River at Ryde ; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto ; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
11. Debate on the Motion of Mr. Macleay, “That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”

12. Vexatious Indictments Prevention Bill ; second reading.
13. Trade and Commerce Laws Amendment Bill ; consideration in Committee of the propriety of introducing this Bill.
14. Impounding Bill ; to be further considered in Committee.
15. Juvenile Reformatories Bill ; second reading.
16. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
17. Dog Nuisance Abatement Bill ; second reading.
18. Debate on Motion of Mr. Harpur :—
 “ (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 “ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”
19. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
20. Railway Communication ; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—
 “ (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions ; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
 “ (1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 “ (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 “ (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 “ (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 “ (5.) That “ finding everything ” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 “ (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 “ (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.
21. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
22. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
23. Presbyterian College Bill ; second reading.
24. Municipalities Law Amendment Bill ; to be considered in Committee.
25. Metropolitan Corporation Bill ; to be further considered in Committee.
26. Public Service Superannuation Bill ; to be further considered in Committee.
27. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Supply ; Resumption of the Committee.
2. Ways and Means ; Resumption of the Committee.

WEDNESDAY, FEBRUARY 24.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

ORDERS OF THE DAY:—

1. Resumption of the Adjourned Debate on the Motion of Mr. Wilson,—
 “ (1.) That in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 “ (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be deemed most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue.”
2. Wharfage Rates Leasing Bill ; second reading.

THURSDAY, FEBRUARY 25.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill ; second reading.

FRIDAY, FEBRUARY 26.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Letters Patent for Inventions Bill ; second reading.

TUESDAY, MARCH 1.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That it is the opinion of this House, that the rate of Subscription to the *Government Gazette* should be reduced to a sum not exceeding Ten Shillings per annum.
2. MR. LUCAS to move, That, for the purpose of giving the widest publicity to the Government Business, a free copy of the *Government Gazette* should be sent to all Postmasters and Poundkeepers, who should be requested to hang them out for public inspection.
3. MR. LUCAS to move,—
 (1.) That the *Government Gazette* should be the only advertising medium of Government Business.
 (2.) That a Bill should be introduced to relieve the Government from the necessity of advertising otherwise than in the *Government Gazette*.
4. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
5. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
6. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out ; and further, a statement as to whether that decision was arrived at unanimously or not.

7. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
8. MR. BURNS to move for leave to introduce a Bill to render future Parliaments triennial.
9. MR. BURNS to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The number of Electors, according to the respective qualifications, on the Rolls, in each District of the Colony, for the year ending on the 1st day of September, 1856, or for any previous year, or half-year, under the Electoral Act of 1851.
 - (2.) A Return embracing the same information for the year 1856, or for any subsequent year, or half-year, in terms of the Constitution Act, 18 and 19 Vic., 1855.
 - (3.) A similar Return for the year 1859, or for any subsequent year, or half-year, under the Electoral Law Amendment Act of 1858.
10. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.

TUESDAY, MARCH 8.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
 2. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
 3. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *vid* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
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New South Wales.

No. 113.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 23 FEBRUARY, 1864.

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

Questions on Notice Paper for to-day:—

- (1.) Wollongong Dock:—Mr. Garrett asked the Secretary for Public Works, pursuant to Notice No. 1,—

- (1.) The length, breadth, and average depth (of excavation) of the Wollongong Dock, when completed, under the present contract?
 (2.) The quantity of excavation to be removed under the present contract?
 (3.) The names of the parties to whom the sum of £1,280 12s. 11d. for supervision has been paid, and the proportion or amount paid to each individual respectively?

Mr. Holroyd answered:—

- (1.) Length of basin, 450 feet; width, 150 feet; mean depth, 28 feet (about).
 (2.) 14,600 cubic yards.
 (3.) Mr. John Gibbons £1,065 0 0
 Mr. John Barling 163 10 0
 Mr. Thomas Price 52 2 11

£1,280 12 11

(Mr. Hart not asking the Question standing in his name, No. 2, it dropped.)

(Mr. Cunneen not asking the Question standing in his name, No. 3, it dropped.)

(Mr. Redman not asking the Question standing in his name, No. 4, it dropped.)

- (2.) Female Warder at Darlinghurst Gaol:—Mr. Leary asked the Colonial Secretary, pursuant to Notice, No. 5,—

- (1.) Is it true that a female, for many years Warder, was removed from Darlinghurst Gaol Hospital, and her situation given to a young woman, late a servant of the Visiting Surgeon?
 (2.) On whose recommendation was she appointed?
 (3.) By whom was this appointment made; did she produce any testimonials; if so, in whose possession are they?

Mr. W. Forster answered:—

- (1.) Yes.
 (2.) On Dr. West's.
 (3.) The appointment was made by the present Government, but I am not aware whether any testimonials were produced or required.

- (3.) Relief to Sufferers from Floods in Northern Districts:—Mr. Dangar asked the Colonial Secretary, pursuant to Notice No. 6,—

- (1.) Whether he will recommend, if applied for, any Expenditure for the losses sustained by the Inhabitants in the Districts of Muswellbrook, Scone, and Murrurundi, from the late disastrous floods, of Seed Wheat or other suitable assistance?

- (2.) Whether he will grant a small sum of money to erect a foot bridge across the Page River, at the Township of Murrurundi, to enable parties to reach the Court House and places of Worship—the foot bridge having been swept away by the late floods?

Mr.

Mr. W. Forster answered:—

(1 and 2.) I shall be happy to recommend any Expenditure of the kind which may appear to me warranted by a sudden and great calamity or peculiar emergency; but I cannot pledge myself, either generally, or in any particular case, without knowledge of the circumstances; nor can I undertake to specify in what form assistance would be given.

2. Claim of Robert Stewart to Land in Illawarra:—Mr. Tighe (*with the concurrence of the House*) moved, without notice, That the Report from the Select Committee on the Petition of “Robert Stewart,” brought up on the 20th October last, be referred to the Select Committee now sitting on the “Claim of Robert Stewart to Land in Illawarra.”

Question put and passed.

3. Paper:—Mr. W. Forster laid upon the Table, Further Correspondence respecting the Removal of Insane Persons from the Hyde Park Asylum for the Infirm and Destitute to the Lunatic Asylum. (*See Votes and Proceedings, No. 95, Entry 3* ⁽²⁾) Ordered, on motion of Mr. W. Forster, to be printed, and referred to the Select Committee now sitting on the *Present State and Management of Lunatic Asylums*.

4. Amended Supplementary Estimate for 1863:—The following Message, from His Excellency the Governor, was delivered by Mr. Eagar, and read by the Speaker:—

JOHN YOUNG,
Governor.

Message No. 19.

In accordance with the provisions contained in the 54th Clause of the Constitution Act, the Governor submits for the consideration of the Legislative Assembly, an amended “Supplementary Estimate for the year 1863”—consisting of sums which had been temporarily withdrawn, in Committee of Supply, from the Supplementary Estimates, for the same year, now under the consideration of the Assembly.

Government House,

Sydney, 23rd February, 1864.

Ordered, on motion of Mr. Eagar, to be printed, together with the accompanying Estimate, and taken into consideration in Committee of Supply,

5. Motion Withdrawn:—Mr. Sadleir withdrew the Motion standing in his name, No. 13 on the Notice Paper for to-day.

6. Church and School Lands Trust Bill (“*Formal*” Motion):—Mr. Macpherson moved, pursuant to notice, That the Petition presented by him on 12th February, from certain Inhabitants of Mulgoa and Greendale, in favour of the Church and School Lands Trust Bill, be printed.

Question put and passed.

Ordered to be printed.

7. Proposed Formation of the Riverine District into a Separate Province:—The adjourned Debate on the motion of Mr. Morris,—

That in the opinion of this House it is desirable,—

(1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration, —

[Being the first of a series of Resolutions to be put *seriatim*, viz. :—

That in the opinion of this House, it is desirable,—

“(1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the North by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.

“(2.) That the Riverine Province should return ten Members to the Legislative Assembly.

“(3.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.

“(4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.

“(5.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should

“exist or be allowed. “(6.)

" (6.) That, in as much as doubts have arisen as to the right of the pastoral tenants of the Crown, to leases renewable at the expiration of the term granted by the " Crown Lands Occupation Act of 1861, and as these doubts materially tend to " discourage the investment of capital in pastoral pursuits, steps should be taken to " remove such doubts; and that the leases be declared renewable in accordance " with the spirit and intent of the said Act.

" (7.) That an Address be presented to His Excellency the Governor, embodying " the foregoing Resolutions."]

Resumed,—

Mr. W. Forster moved the Previous Question.

Debate ensued.

Motion made by Mr. Garrett, and Question put (after Debate), That this Debate be now adjourned.

The House divided.

Ayes, 15.

Mr. Garrett,	Mr. Cowper,
Mr. Redman,	Mr. Weckes,
Mr. Samuel,	
Mr. Mate,	<i>Tellers.</i>
Mr. Dalgleish,	Mr. Robertson,
Mr. Tighe,	Mr. Lucas.
Mr. Stewart,	
Mr. Sutherland,	
Mr. Harpur,	
Mr. Macpherson,	
Mr. Terry,	

Noes, 19.

Mr. Martin,	Mr. Morris,
Mr. Eagar,	Mr. Suttor,
Mr. W. Forster,	Mr. Raper,
Mr. Holroyd,	Mr. Gordon,
Mr. Wilson,	Mr. Bell,
Mr. Arnold,	Mr. Burdekin,
Mr. Love,	
Mr. Milford,	<i>Tellers.</i>
Mr. Piddington,	Mr. Rusden,
Mr. Allen,	Mr. Buchanan.
Mr. Sadleir,	

Main Question stated.

Debate continued.

Motion made by Mr. Dangar, and Question,—That this Debate be now adjourned,—put and passed.

Motion then made by Mr. Dangar, and Question,—That this Debate be resumed on Tuesday next, then to take precedence of all other business,—put, *with the concurrence of the House*, and passed.

8. Postponements:—Mr. Garrett postponed the Motions standing in his name, Nos. 1, 2, and 3 on the Notice Paper for to-day, until this day fortnight.
9. Motions Dropped:—
 - (1.) Mr. Terry not making the Motion standing in his name, No. 4 on the Notice Paper for to-day, it dropped.
 - (2.) Mr. Driver not making the Motion standing in his name, No. 5 on the Notice Paper for to-day, it dropped.
10. Postponement:—Mr. Dangar postponed the Motion standing in his name, No. 6 on the Notice Paper for to-day, until this day fortnight.
11. Motion Dropped:—Mr. Hart not making the Motion standing in his name, No. 7 on the Notice Paper for to-day, it dropped.
12. Proceedings of Inspectors of Coal Fields:—Mr. Tighe moved, pursuant to notice, That there be laid upon the Table of this House, Copies of all reports of the proceedings of Inspectors of Coal Fields, which have been made in compliance with the 24th clause of the Coal Fields Regulation Act of 1862.
Question put and passed.
13. Motions Dropped:—
 - (1.) Mr. Hart not making the Motion standing in his name, No. 10 on the Notice Paper for to-day, it dropped.
 - (2.) Mr. Stewart not making the Motion standing in his name, No. 11 on the Notice Paper for to-day, it dropped.
 - (3.) Mr. Macpherson not making the Motion standing in his name, No. 12 on the Notice Paper for to-day, it dropped.
 - (4.) Mr. Sadleir not making the Motions standing in his name, Nos. 14 and 15 on the Notice Paper for to-day, they dropped.
14. Mr. Chatfield, late Superintendent of Police:—Mr. Cowper moved, pursuant to Notice, That there be laid upon the Table of this House, all Correspondence, Reports from Mr. Chatfield, or Minutes respecting the conduct of that gentleman as Superintendent of Police, while on especial duty in the Southern and Western Districts, having reference to his removal from the Public Service.
Question put and passed.
15. Messages:—The Speaker reported the following Messages from the Legislative Council:—

(1.) Newspaper Postage Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to render Newspapers liable to Postage*," returns the same to the Legislative Assembly, without Amendment.

Legislative Council Chamber,
Sydney, 23rd February, 1864.

T. A. MURRAY,
President.

(2.)

(2.) Treasury Bills Bill :—

Mr. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to authorize the issue of Treasury Bills*," returns the same to the Legislative Assembly, without Amendment.

Legislative Council Chamber,
Sydney, 23rd February, 1864.

T. A. MURRAY,
President.

The House adjourned, on motion of Mr. Martin, at half past Eleven o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

WEDNESDAY, FEBRUARY 24.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. Mr. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 23th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. Mr. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

ORDERS OF THE DAY :—

1. Resumption of the Adjourned Debate on the Motion of Mr. Wilson,—
 - " (1.) That in the opinion of this House, it is not desirable that the flock of Alpacas originally purchased by the Government, in compliance with a Resolution of the Assembly, dated 7th April, 1859, should be longer retained as public property.
 - " (2.) That it is desirable that the said Alpacas should be absolutely disposed of by the Government, in such manner as may be deemed most expedient, and the proceeds duly carried to the credit of the Consolidated Revenue."
2. Wharfage Rates Leasing Bill; second reading.
3. Supply; Resumption of the Committee.
4. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. Mr. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

2. Mr. ARNOLD to move, That there be laid upon the Table of this House, a Tabular Return shewing,—
- (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.

ORDERS OF THE DAY:—

1. Church and School Lands Trust Bill:—Resumption of Adjourned Debate on motion of Mr. Macpherson,—“That this Bill be now read a second time,”—Upon which Mr. Wilson had moved the Previous Question.
2. Lunacy and Lunatic Asylums Bill; second reading.
3. Bank of New South Wales Incorporation Act Amendment Bill; second reading.
4. Seamen's Laws Amendment and Consolidation Bill; consideration in Committee of Legislative Council's Amendments in this Bill.
5. Insolvency Jurisdiction Bill; second reading.
6. Law of Evidence in Criminal Cases Amendment Bill; second reading.
7. Moruya Silver Mining Company's Incorporation Bill; to be further considered in Committee.
8. Smoke Nuisance Abatement Bill; second reading.
9. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto; also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
10. Debate on the Motion of Mr. Macleay, “That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”
11. Vexatious Indictments Prevention Bill; second reading.
12. Trade and Commerce Laws Amendment Bill; consideration in Committee of the propriety of introducing this Bill.
13. Impounding Bill; to be further considered in Committee.
14. Juvenile Reformatories Bill; second reading.
15. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
16. Dog Nuisance Abatement Bill; second reading.
17. Debate on Motion of Mr. Harpur:—
 “(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 “(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and “the Mover.”
18. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
19. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—
 “(1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—
 “(1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 “(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 “(3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 “(4.)

- “ (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- “ (5.) That “ finding everything ” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “ (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “ (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner,”—Upon which Mr. Holroyd had moved the Previous Question.
20. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
21. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
22. Presbyterian College Bill ; second reading.
23. Municipalities Law Amendment Bill ; to be considered in Committee.
24. Metropolitan Corporation Bill ; to be further considered in Committee.
25. Public Service Superannuation Bill ; to be further considered in Committee.
26. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

THURSDAY, FEBRUARY 25.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill ; second reading.

FRIDAY, FEBRUARY 26.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Letters Patent for Inventions Bill ; second reading.

TUESDAY, MARCH 1.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Resumption of the Adjourned Debate on Motion of Mr. Morris,—
That in the opinion of this House it is desirable,—
- (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration,—Upon which Mr. W. Forster had moved the Previous Question.
- [Being the first of a series of Resolutions to be put *seriatim*, viz. :—
- “ That in the opinion of this House, it is desirable,—
- “ (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.
- “ (2.) That the Riverine Province should return ten Members to the Legislative Assembly.

“ (3.)

- “(3.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.
- “(4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
- “(5.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.
- “(6.) That, in as much as doubts have arisen as to the right of the pastoral tenants of the Crown, to leases renewable at the expiration of the term granted by the Crown Lands Occupation Act of 1861, and as these doubts materially tend to discourage the investment of capital in pastoral pursuits, steps should be taken to remove such doubts; and that the leases be declared renewable in accordance with the spirit and intent of the said Act.
- “(7.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.”]

NOTICES OF MOTION :—

1. MR. LUCAS to move, That it is the opinion of this House, that the rate of Subscription to the *Government Gazette* should be reduced to a sum not exceeding Ten Shillings per annum.
2. MR. LUCAS to move, That, for the purpose of giving the widest publicity to the Government Business, a free copy of the *Government Gazette* should be sent to all Postmasters and Poundkeepers, who should be requested to hang them out for public inspection.
3. MR. LUCAS to move,—
 - (1.) That the *Government Gazette* should be the only advertising medium of Government Business.
 - (2.) That a Bill should be introduced to relieve the Government from the necessity of advertising otherwise than in the *Government Gazette*.
4. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
5. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
6. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
7. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
8. MR. BURNS to move for leave to introduce a Bill to render future Parliaments triennial.
9. MR. BURNS to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The number of Electors, according to the respective qualifications, on the Rolls, in each District of the Colony, for the year ending on the 1st day of September, 1856, or for any previous year, or half-year, under the Electoral Act of 1851.
 - (2.) A Return embracing the same information for the year 1856, or for any subsequent year, or half-year, in terms of the Constitution Act, 18 and 19 Vic., 1855.
 - (3.) A similar Return for the year 1859, or for any subsequent year, or half-year, under the Electoral Law Amendment Act of 1858.
10. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.

TUESDAY, MARCH 8.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
2. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
3. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
4. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
5. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members :—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
6. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
7. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.

New South Wales.

No. 114.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 24 FEBRUARY, 1864.

1. The House met pursuant to adjournment; The Speaker took the Chair.
Alexander Brand :—Mr. C. Cowper, junr., presented a Petition from Alexander Brand, late of Nattai, near Berrima, in the County of Camden, now of No. 165, South Head Road, in the City of Sydney, detailing certain grievances alleged to have been sustained by him, and praying investigation and relief.
Petition received.
2. Discharged Overseers of Minor Roads :—Mr. C. Cowper, junr., presented a Petition from Robert Crowther, James Randle, and D. G. Clarke, representing themselves as late Overseers of Minor Roads, complaining of their alleged summary discharge from their offices, and praying redress.
Petition received.
3. Mr. John Busby (Petition of Mr. James M'Intosh) :—Mr. Sadleir, as Chairman, brought up the Final Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee on the Petition of Mr. John Busby,—being in reference to the Petition of Mr. James M'Intosh, which was referred to the said Committee on 29th September, 1863, for consideration and report.
Ordered to be printed.
4. Papers :—
 - (1.) Mr. W. Forster laid upon the Table, Correspondence on the subject of the Appointment of Land Titles Commissioners, Examiners, and other Officers, in the Department of the Registrar General, for bringing into operation, and conducting the business connected with, the Real Property Act.
Ordered to be printed.
 - (2.) Mr. Eagar laid upon the Table, Return to Order, in reference to "Ministers of Religion in receipt of Stipends or Allowances," made by this House, on motion of Mr. W. Forster, on 8th September, 1863.
Ordered to be printed.
5. Railway Contractors and Contracts (*"Formal" Motion*) :—Mr. Arnold moved, pursuant to notice, That there be laid upon the Table of this House, a Tabular Return shewing,—
 - (1.) The names of all Contractors who have been engaged upon Railway works in this Colony.
 - (2.) The dates of commencement and completion of each contract, together with the dates agreed upon for their completion.
 - (3.) The extent of each contract.
 - (4.) The rate of progress upon each contract in miles, and money paid per month.
 - (5.) The rates paid, and agreed to be paid, for the various kinds of work to be performed.
 - (6.) The names of sureties.
 - (7.) The amount of per-centage retained in each case till completion of contract.
 - (8.) The amounts of penalties for non-fulfilment of contract exacted in each case.
 Question put and passed.
6. Motions Withdrawn :—Mr. Wilson, on behalf of Mr. Holroyd, withdrew the Motions standing in the name of Mr. Holroyd, Nos. 1 and 2 on the Notice Paper of Government Business for to-day.

7. Alpacas :—The Adjourned Debate on motion of Mr. Wilson,—
 “ (1.) That in the opinion of this House, it is not desirable that the flock of
 “ Alpacas, originally purchased by the Government, in compliance with a Reso-
 “ lution of the Assembly, dated 7th April, 1859, should be longer retained as
 “ public property.
 “ (2.) That it is desirable that the said Alpacas should be absolutely disposed of
 “ by the Government, in such manner as may be deemed most expedient, and the
 “ proceeds duly carried to the credit of the Consolidated Revenue.”
 Resumed and continued.
 Motion made by Mr. Garrett, and Question,—That the Question be amended in
 section (2.) by inserting, after the word “ Government,” the words “ by auction,”—
 put and negated (after Debate.)
 Original Question stated.
 Mr. Samuel moved, That the Question be amended in section (2.) by omitting all
 the words after the word “ expedient.”
 Debate continued.
 Question,—That the words proposed to be omitted stand part of the Question,—
 put and passed.
 Original Question then put.
 The House divided.

Ayes, 29.

Mr. Martin,	Mr. Dangar,
Mr. Wilson,	Mr. Tighe,
Mr. W. Forster,	Mr. Stewart,
Mr. Eagar,	Mr. Garrett,
Mr. Holroyd,	Mr. Raper,
Mr. Walker,	Mr. Macleay,
Mr. Leary,	Mr. Buchanan,
Mr. Robertson,	Mr. Wisdom,
Mr. Allen,	Mr. Rusden,
Mr. Dalgleish,	Mr. Bell,
Mr. Macpherson,	Mr. Suttor,
Mr. Lackey,	<i>Tellers.</i>
Mr. Holt,	
Mr. Arnold,	Mr. Redman,
Mr. Love,	Mr. Lucas.
Mr. Sadleir,	

Noes, 11.

Mr. Cowper,
Mr. Burdekin,
Mr. Samuel,
Mr. Ferry,
Mr. Morris,
Mr. R. Forster,
Mr. Mate,
Mr. Alexander,
Mr. Weckes,
<i>Tellers.</i>
Mr. Piddington,
Mr. Driver.

8. Postponement :—The Order of the Day for the second reading of the Wharfrage Rates
 Leasing Bill, postponed on motion of Mr. Eagar, until to-morrow.
 9. Supply :—On the Order of the Day for the resumption of the Committee of Supply
 being read, Mr. Eagar moved “ That ” the Speaker do now leave the Chair.
 Mr. Leary moved, That the Question be amended by omitting all the words
 after the word “ That,” with a view to inserting in their place the words “ all
 “ Aids and Supplies, and Aids to Her Majesty in Parliament, are the sole gift of
 “ the Legislative Assembly; and all Bills for the Granting any such Aids and
 “ Supplies ought to begin with the Legislative Assembly; and that it is the
 “ undoubted and sole right of the Legislative Assembly to direct, limit, and
 “ appoint in such Bills, the ends, purposes, considerations, conditions, limitations,
 “ and qualifications of such Grants; which ought not to be changed or altered
 “ by the Legislative Council.”
 Debate ensued.

And the House continuing to sit until after Midnight :—

THURSDAY, 25 FEBRUARY, 1864, A.M.

Motion made by Mr. Dangar and Question put (after Debate),—That this Debate
 be now adjourned until to-morrow.
 The House divided.

Ayes, 10.

Mr. Lucas,
Mr. Garrett,
Mr. Cowper,
Mr. B. Forster,
Mr. Burdekin,
Mr. Dangar,
Mr. Sadleir,
Mr. C. Cowper, junr.,
<i>Tellers.</i>
Mr. Tighe,
Mr. Robertson.

Noes, 23.

Mr. Martin,	Mr. Stewart,
Mr. W. Forster,	Mr. Driver,
Mr. Holroyd,	Mr. Suttor,
Mr. Eagar,	Mr. Mate,
Mr. Wilson,	Mr. Raper,
Mr. Walker,	Mr. Morris,
Mr. Milford,	Mr. Bell,
Mr. Buchanan,	Mr. Macleay,
Mr. Wisdom,	<i>Tellers.</i>
Mr. Egan,	
Mr. Allen,	Mr. Lackey,
Mr. Leary,	Mr. Redman.
Mr. Dalgleish,	

Debate on main Question continued.

Notice

Notice being taken that there was not a Quorum present, the House was counted; and there being only Eighteen Members present, exclusive of the Speaker, namely, Mr. Arnold, Mr. Buchanan, Mr. Dalgleish, Mr. Dangar, Mr. Eagar, Mr. Egan, Mr. W. Forster, Mr. R. Forster, Mr. Garrett, Mr. Holroyd, Mr. Leary, Mr. Lucas, Mr. Martin, Mr. Mate, Mr. Milford, Mr. Morris, Mr. Wilson, and Mr. Wisdom,—the Speaker adjourned the House, at twenty-five minutes after Twelve o'clock, A.M., until Three o'clock, P.M., This Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, FEBRUARY 25.

QUESTIONS :—

1. **MR. PIDDINGTON** *to ask* THE COLONIAL TREASURER, When copies of all documents relating to the Accounts of The Colonial Treasurers of the Colony, and a Return of the Balances in Cash, ordered by the House to be furnished, on the 1st day of December last, will be laid upon the Table of the House?
2. **MR. WEEKES** *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Whether the Government have made, or intend to make, any arrangement with the Corporation, respecting the construction of a Sewer into Woolloomooloo Bay?
 - (2.) Is it intended to complete the filling-in of that Bay without reference to the Sewerage of that part of the City?
3. **MR. SADLER** *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Whether it is the intention of the Government to pay the Officers of his Department, now under Suspension since August, seeing by the judgment of the Supreme Court in the case of Mr. Nealds, that officers under suspension nevertheless are entitled to their salaries?
 - (2.) Why the Government has hitherto not paid these Officers their Salaries, no charge having been as yet proved against them?
4. **MR. DANGAR** *to ask* THE SECRETARY FOR LANDS,—
 - (1.) The amount of salaries, including travelling expenses, paid for 1863 to Gold and Assistant Gold Commissioners for the Northern Gold Fields?
 - (2.) The names of officers receiving salaries, and where stationed?
 - (3.) The amount of fees received for 1863 for Miners' Rights and Business Licenses on the Northern Gold Fields, describing the gross amount received from each proclaimed Gold Field?

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. **MR. EAGAR** to move for leave to bring in a Bill "to indemnify the Collector and Officers of Customs in respect of the collection of certain Duties without the sanction of Law, and to authorize the refund of such Duties."
2. **MR. HOLROYD** to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
3. **MR. HOLROYD** to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

ORDERS

ORDERS OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.
2. Wharfage Rates Leasing Bill; second reading.
3. Supply; Resumption of the Committee.
4. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
2. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
 - (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

ORDERS OF THE DAY:—

1. Church and School Lands Trust Bill:—Resumption of Adjourned Debate on motion of Mr. Macpherson,—“That this Bill be now read a second time,”—Upon which Mr. Wilson had moved the Previous Question.
2. Lunacy and Lunatic Asylums Bill; second reading.
3. Bank of New South Wales Incorporation Act Amendment Bill; second reading.
4. Seamen's Laws Amendment and Consolidation Bill; consideration in Committee of Legislative Council's Amendments in this Bill.
5. Insolvency Jurisdiction Bill; second reading.
6. Law of Evidence in Criminal Cases Amendment Bill; second reading.
7. Moruya Silver Mining Company's Incorporation Bill; to be further considered in Committee.
8. Smoke Nuisance Abatement Bill; second reading.
9. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto also; forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
10. Debate on the Motion of Mr. Macleay, “That the Report of the Select Committee “on the Harbour Defences, laid upon the Table by him on 9th September, be now “adopted by this House.”
11. Vexatious Indictments Prevention Bill; second reading.
12. Trade and Commerce Laws Amendment Bill; consideration in Committee of the propriety of introducing this Bill.
13. Impounding Bill; to be further considered in Committee.
14. Juvenile Reformatories Bill; second reading.
15. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
16. Dog Nuisance Abatement Bill; second reading.

17. Debate on Motion of Mr. Harpur :—
 “ (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
 “ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover.”
18. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
19. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—
 “ (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
 “ (1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 “ (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
 “ (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 “ (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
 “ (5.) That “finding everything” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
 “ (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
 “ (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.
20. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
21. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
22. Presbyterian College Bill; second reading.
23. Municipalities Law Amendment Bill; to be considered in Committee.
24. Metropolitan Corporation Bill; to be further considered in Committee.
25. Public Service Superannuation Bill; to be further considered in Committee.
26. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, FEBRUARY 26.

QUESTION :—

1. MR. LUCAS *to ask* THE COLONIAL TREASURER,—The amount paid to each of the New South Wales newspaper proprietors, for advertising public business, from the 31st day of December, 1862, to the 1st day of July, 1863.

OTHER BUSINESS—ORDER OF THE DAY :—

2. Letters Patent for Inventions Bill; second reading.

NOTICES

NOTICES OF MOTION :—

1. MR. SADLER to move,—
 - (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 - (2.) That the said resolution be presented by Address to His Excellency the Governor.
2. MR. SADLER to move, for leave to introduce a Bill, entitled, "Acts Extension Rescinding."

TUESDAY, MARCH 1.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Resumption of the Adjourned Debate on Motion of Mr. Morris,—

That in the opinion of this House it is desirable,—

 - (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration,—Upon which Mr. W. Forster had moved the Previous Question.

[Being the first of a series of Resolutions to be put *seriatim*, viz. :—

That in the opinion of this House, it is desirable,—

 - "(1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.
 - "(2.) That the Riverine Province should return ten Members to the Legislative Assembly.
 - "(3.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.
 - "(4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.
 - "(5.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.
 - "(6.) That, in as much as doubts have arisen as to the right of the pastoral tenants of the Crown, to leases renewable at the expiration of the term granted by the Crown Lands Occupation Act of 1861, and as these doubts materially tend to discourage the investment of capital in pastoral pursuits, steps should be taken to remove such doubts; and that the leases be declared renewable in accordance with the spirit and intent of the said Act.
 - "(7.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions."]

NOTICES OF MOTION :—

1. MR. LUCAS to move, That it is the opinion of this House, that the rate of Subscription to the *Government Gazette* should be reduced to a sum not exceeding Ten Shillings per annum.
2. MR. LUCAS to move, That, for the purpose of giving the widest publicity to the Government Business, a free copy of the *Government Gazette* should be sent to all Postmasters and Poundkeepers, who should be requested to hang them out for public inspection.
3. MR. LUCAS to move,—
 - (1.) That the *Government Gazette* should be the only advertising medium of Government Business.
 - (2.) That a Bill should be introduced to relieve the Government from the necessity of advertising otherwise than in the *Government Gazette*.

4. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
5. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
6. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
7. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
8. MR. BURNS to move for leave to introduce a Bill to render future Parliaments triennial.
9. MR. BURNS to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The number of Electors, according to the respective qualifications, on the Rolls, in each District of the Colony, for the year ending on the 1st day of September, 1856, or for any previous year, or half-year, under the Electoral Act of 1851.
 - (2.) A Return embracing the same information for the year 1856, or for any subsequent year, or half-year, in terms of the Constitution Act, 18 and 19 Vic., 1855.
 - (3.) A similar Return for the year 1859, or for any subsequent year, or half-year, under the Electoral Law Amendment Act of 1858.
10. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
11. MR. HARR to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a week in cash.
12. MR. C. COWPER, JUNR. to move, That the Petition presented by him on 24th February, from certain Gentlemen late Overseers of Minor Roads, be printed.

TUESDAY, MARCH 8.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

“Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
2. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
3. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *vid* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
4. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.

5. MR. GARRETT to move,—
(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
(2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
6. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
7. MR. DANGAR to move,—
(1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
(2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
8. MR. HART to move,—
(1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
(2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
(3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
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New South Wales.

No. 115.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 25 FEBRUARY, 1864.

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

Questions on Notice Paper for to-day :—

- (1.) Examination of Accounts, and Balances in Treasury Books, at Retirement of Colonial Treasurers :—Mr. Piddington asked the Colonial Treasurer, pursuant to Notice No. 1,—When copies of all documents relating to the Accounts of The Colonial Treasurers of the Colony, and a Return of the Balances in Cash, ordered by the House to be furnished, on the 1st day of December last, will be laid upon the Table of the House?

Mr. Eagar answered :—The document will be laid upon the Table to-morrow.

- (2.) Sewerage in Woolloomooloo Bay :—Mr. Weekes asked the Secretary for Public Works, pursuant to Notice No. 2,—

(1.) Whether the Government have made, or intend to make, any arrangement with the Corporation, respecting the construction of a Sewer into Woolloomooloo Bay?

(2.) Is it intended to complete the filling-in of that Bay without reference to the Sewerage of that part of the City?

Mr. W. Forster answered :—

(1.) Government has been in communication with the Corporation, respecting the construction of a Sewer in Woolloomooloo Bay, but no arrangement has been yet concluded on that subject.

(2.) It is intended to fill in the Bay, without reference to the permanent sewerage of that part of the City, as the Sewers can be more cheaply and efficiently constructed after the ground shall have had time to consolidate.

- (3.) Payment of Suspended Officers of Public Works Department :—Mr. Sadleir asked the Secretary for Public Works, pursuant to Notice No. 3,—

(1.) Whether it is the intention of the Government to pay the Officers of his Department, now under Suspension since August, seeing by the judgment of the Supreme Court in the case of Mr. Nealds, that officers under suspension nevertheless are entitled to their salaries?

(2.) Why the Government has hitherto not paid these Officers their Salaries, no charge having been as yet proved against them?

Mr. W. Forster answered :—

(1.) This Question is objected to as involving a legal question of debatable character.

(2.) The Salaries in question have not been paid, because it remains doubtful whether the parties are entitled, and the Government have taken no steps to decide the point, from their unwillingness to interfere with the proceedings of a Select Committee of this House, before whom the matter is still pending.

- (4.) Salaries, Fees, &c., connected with Northern Gold Fields :—Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 4,—

(1.) The amount of salaries, including travelling expenses, paid for 1863 to Gold and Assistant Gold Commissioners for the Northern Gold Fields?

(2.) The names of officers receiving salaries, and where stationed?

(3.) The amount of fees received for 1863 for Miners' Rights and Business Licenses on the Northern Gold Fields, describing the gross amount received from each proclaimed Gold Field?

Mr.

Mr. Wilson answered :—Mr. George Douglas, Chief Commissioner, stationed at Nundle, received a salary of £500, and £72 for travelling expenses. Mr. G. F. Addison, stationed at Rocky River, Assistant Commissioner, £450, and £3 15s. travelling expenses. Mr. George G. Emmett, stationed at Timbarra, Assistant Commissioner (2nd class), £350, and £18 15s. travelling expenses. Mr. Frederick Dalton, stationed at Bingera, Assistant Commissioner (2nd class), £350. No travelling expenses this year. Total amount salaries, £1,650; travelling expenses, £94 10s. The Chief Commissioner receives £100 per annum for forage allowance. The Assistant Commissioners receive £50 each per annum.

(3.) The Miners' Rights amounted to £1,116 10s.; Business licenses to £114; Total £1,230 10s. The gross amount from each Gold Field cannot be given, as there is no record kept of the Miners' Rights in the Audit Office.

2. Papers :—Mr. Martin laid upon the Table the undermentioned Papers :—
 - (1.) Return to Address, in reference to the case of Williams v. Brodie,—Administration of Justice—adopted by this House on 8th December, 1863—(being the case recorded under the head "Vincent and Brodie (Administration of Justice)" in Votes and Proceedings No. 74, Entry 22.)
Ordered to be printed.
 - (2.) Return to Address, in reference to "Margaret Gee," adopted by this House, on motion of Mr. Holroyd, on 31st July, 1863.
3. Motions Withdrawn :—
 - (1.) Mr. Eagar withdrew the Motion standing in his name, No. 1 on the Notice Paper of Government Business for to-day.
 - (2.) Mr. Wilson, on behalf of Mr. Holroyd, withdrew the Motions standing in the name of Mr. Holroyd, Nos. 2 and 3 on the Notice Paper of Government Business for to-day.
4. Postponement :—The Order of the Day for the second reading of the Members of Parliament Railway Tolls Exemption Bill postponed, on motion of Mr. Wilson, until Wednesday next.
5. Wharfage Rates Leasing Bill, on motion of Mr. Eagar, read a second time.
Whereupon, on motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill. The Chairman having reported the Bill without Amendment, the House adopted the Report, and ordered that the Bill, as so reported, be read a third time on Wednesday next.
6. Supply :—On motion of Mr. Eagar (after Debate) the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of the Supply to be granted to Her Majesty for the service of the year 1863-4. The Chairman reported that there was not a Quorum present in the Committee. Whereupon the House was counted; and, there being only Eighteen Members present, exclusive of the Speaker, namely,—Mr. C. Cowper, Junr., Mr. Cummings, Mr. Dangar, Mr. Eagar, Mr. W. Forster, Mr. Garrett, Mr. Holroyd, Mr. Leary, Mr. Lucas, Mr. Macleay, Mr. Martin, Mr. Mate, Mr. Morris, Mr. Redman, Mr. Robertson, Mr. Sutherland, Mr. Wilson, and Mr. Wisdom,—the Speaker adjourned the House, at twenty minutes before Twelve o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, FEBRUARY 26.

QUESTIONS :—

1. MR. LUCAS *to ask* THE COLONIAL TREASURER,—The amount paid to each of the New South Wales newspaper proprietors, for advertising public business, from the 31st day of December, 1862, to the 1st day of July, 1863.
2. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—
 - (1.) Whether any application has been received by the Colonial Secretary from Mr. Tolmer, late Commissioner of Police in South Australia, tendering his Services to the Government for Capturing the Bushrangers ?
 - (2.) What reply, if any, has been given to such application ?
 - (3.) Will the Government have any objection to lay Mr. Tolmer's communication on the Table of this House, if so received ?
3. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Whether it is the intention of the Government to discontinue the Commissioners for Crown Lands in the Settled and Unsettled Districts—except for the Districts of the Albert and Warrego ?
 - (2.) What amount of Salaries have the Commissioners received for 1863, including Travelling Expenses; also, the amount of Salaries and Rations for their Orderlies for 1863 ?
 - (3.) Have the Government any intention to combine the Duties of Commissioners for Crown Lands and Police Magistrates, should any future appointments be made ?
4. MR. CUNNEEN *to ask* THE COLONIAL SECRETARY,—When and by whom was Mr. Thomas Tebbutt, of Windsor, appointed Trustee of the Wesleyan Church Property at Windsor ?
5. MR. CUNNEEN *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Do the Government intend to fence the Parramatta, Windsor, and Pitt Town Road through the enclosed and cultivated land of Mr. Townsend (late Edwards), and through the enclosed land of Mr. Montgomery ?
 - (2.) Do the Government intend to pay any claims which have been sent to the Executive Council, by proprietors who have already fenced off the said Road through their enclosed properties ?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Letters Patent for Inventions Bill ; second reading.
2. Church and School Lands Trust Bill :—Resumption of Adjourned Debate on motion of Mr. Macpherson,—“ That this Bill be now read a second time,”—Upon which Mr. Wilson had moved the Previous Question.
3. Lunacy and Lunatic Asylums Bill ; second reading.
4. Bank of New South Wales Incorporation Act Amendment Bill ; second reading.
5. Seamen's Laws Amendment and Consolidation Bill ; consideration in Committee of Legislative Council's Amendments in this Bill.
6. Insolvency Jurisdiction Bill ; second reading.
7. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
8. Moruya Silver Mining Company's Incorporation Bill ; to be further considered in Committee.
9. Smoke Nuisance Abatement Bill ; second reading.
10. Proposed Punt on the Parramatta River at Ryde ; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
11. Debate on the Motion of Mr. Macleay, “ That the Report of the Select Committee “ on the Harbour Defences, laid upon the Table by him on 9th September, be now “ adopted by this House.”
12. Vexatious Indictments Prevention Bill ; second reading.
13. Trade and Commerce Laws Amendment Bill ; consideration in Committee of the propriety of introducing this Bill.
14. Impounding Bill ; to be further considered in Committee.
15. Juvenile Reformatories Bill ; second reading.
16. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
17. Dog Nuisance Abatement Bill ; second reading.
18. Debate on Motion of Mr. Harpur :—
 - “ (1.) That a Select Committee, with power to send for persons and papers, be “ appointed to inquire into and report upon the truth of the allegations contained in “ the Petition of N. J. Kentish, presented by Mr. Harpur on 2nd of July last.
 - “ (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, “ Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and “ the Mover.”
19. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.

20. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—
- “(1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—
- “(1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- “(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- “(3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- “(4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- “(5.) That “finding everything” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “(6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.
21. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
22. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
23. Presbyterian College Bill; second reading.
24. Municipalities Law Amendment Bill; to be considered in Committee.
25. Metropolitan Corporation Bill; to be further considered in Committee.
26. Public Service Superannuation Bill; to be further considered in Committee.
27. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION:—

1. MR. SADDLEIR to move,—
- (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
- (2.) That the said Resolution be presented by Address to His Excellency the Governor.
2. MR. SADDLEIR to move for leave to introduce a Bill entitled, “Acts Extension Rescinding.”
3. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or quasi Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve,

Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.

4. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—
- (1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.
 - (2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.
 - (4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. W. FORSTER to move for leave to introduce a Bill to amend the Law relating to the Salaries of certain Public Officers.
2. MR. EAGAR to move for leave to bring in a Bill “to indemnify the Collector and Officers of Customs in respect of the collection of certain Duties without the sanction of Law and to authorize the refund of such Duties.”

ORDER OF THE DAY:—

1. Ways and Means; Resumption of the Committee.

TUESDAY, MARCH 1.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Resumption of the Adjourned Debate on Motion of Mr. Morris,—
That in the opinion of this House it is desirable,—
(1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz.:—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration,—Upon which Mr. W. Forster had moved the Previous Question.
[Being the first of a series of Resolutions to be put *serialim*, viz.:—
“That in the opinion of this House, it is desirable,—
“(1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz.:—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.
“(2.) That the Riverine Province should return ten Members to the Legislative Assembly.
“(3.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.
“(4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.

“(5.)

“(5.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.

“(6.) That, in as much as doubts have arisen as to the right of the pastoral tenants of the Crown, to leases renewable at the expiration of the term granted by the Crown Lands Occupation Act of 1861, and as these doubts materially tend to discourage the investment of capital in pastoral pursuits, steps should be taken to remove such doubts; and that the leases be declared renewable in accordance with the spirit and intent of the said Act.

“(7.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.”]

NOTICES OF MOTION :—

1. MR. LUCAS to move, That it is the opinion of this House, that the rate of Subscription to the *Government Gazette* should be reduced to a sum not exceeding Ten Shillings per annum.
2. MR. LUCAS to move, That, for the purpose of giving the widest publicity to the Government Business, a free copy of the *Government Gazette* should be sent to all Postmasters and Poundkeepers, who should be requested to hang them out for public inspection.
3. MR. LUCAS to move,—
 - (1.) That the *Government Gazette* should be the only advertising medium of Government Business.
 - (2.) That a Bill should be introduced to relieve the Government from the necessity of advertising otherwise than in the *Government Gazette*.
4. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
5. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
6. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
7. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
8. MR. BURNS to move for leave to introduce a Bill to render future Parliaments triennial.
9. MR. BURNS to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The number of Electors, according to the respective qualifications, on the Rolls, in each District of the Colony, for the year ending on the 1st day of September, 1856, or for any previous year, or half-year, under the Electoral Act of 1851.
 - (2.) A Return embracing the same information for the year 1856, or for any, subsequent year, or half-year, in terms of the Constitution Act, 18 and 19 Vic., 1855.
 - (3.) A similar Return for the year 1859, or for any subsequent year, or half-year under the Electoral Law Amendment Act of 1858.
10. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
11. MR. HARR to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a week in cash.
12. MR. C. COWPER, JUNR. to move, That the Petition presented by him on 24th February, from certain Gentlemen late Overseers of Minor Roads, be printed.
13. MR. SADDLEIR to move for leave to bring in a Bill, intituled, “A Bill to promote Elementary Education and the Establishment of Industrial Schools.”
14. MR. SADDLEIR to move, That the Progress Report of the Select Committee on the case of Mr. John Busby, laid on the Table of this House on 17th December, 1863, be now adopted by this House.
15. MR. SADDLEIR to move, That the Final Report of the Select Committee on the case of Mr. John Busby, in respect to the case of James M'Intosh, laid on the Table of this House on 24th February, be now adopted by this House.

WEDNESDAY, MARCH 2.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

ORDERS OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.
2. Wharfrage Rates Leasing Bill; third reading.
3. Supply; Resumption of the Committee.

TUESDAY, MARCH 8.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. ROTTON to move,—
 (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—
 “Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 “Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
2. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
3. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *vid* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
4. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
5. MR. GARRETT to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
6. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
7. MR. DANGAR to move,—
 (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.

8. MR. HART to move,—

(1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.

(2.) That a survey of the country between those points should immediately be made to determine the most desirable route.

(3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.

9. MR. TERRY to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.

New South Wales.

No. 116.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 26 FEBRUARY, 1864.

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

Questions on Notice Paper for to-day:—

(1.) Expense of Government Advertisements in Newspapers:—Mr. Lucas asked the Colonial Treasurer, pursuant to Notice No. 1,—The amount paid to each of the New South Wales newspaper proprietors, for advertising public business, from the 31st day of December, 1862, to the 1st day of July, 1863?

Mr. Eagar answered:—The following amounts were paid to each of the New South Wales newspaper proprietors from the 31st day of December, 1862, to the 1st day of July, 1863:—

	£	s.	d.
Sydney Morning Herald	458	3	6
Empire	761	13	0
Bell's Life in Sydney	77	1	0
Freeman's Journal	118	5	6
Christian Pleader	13	4	0
Evening Star	6	10	0
Economist	1	15	0
Public Lands Circular	1	4	6
German Newspaper	2	9	6
Albury Banner	162	16	0
Armidale Express	77	8	8
Braidwood News	78	12	0
Braidwood Observer	93	5	6
Braidwood Despatch	88	11	9
Bathurst Free Press	159	15	0
Bathurst Times	27	8	7
Burrangong Star	78	6	0
Burrowa Times	102	6	0
Border Post	185	5	0
Clarence River Examiner	75	5	6
Clarence River Advocate	75	16	9
Goulburn Herald	101	1	6
Goulburn Chronicle	141	1	0
Golden Age	92	10	0
Grafton Advocate	5	4	0
Hunter River and Northern Advocate	133	19	1
Illawarra Mercury	91	11	6
Illawarra Express	91	1	0
Kiama Examiner	76	19	3
Kiama Independent	1	8	0
Lachlan Miner	105	17	6
Lachlan Observer	66	4	6
Maitland Mercury	259	13	2
Maitland Ensign	231	17	3
Monaro Mercury	102	11	9
Moruya Messenger	98	17	0
Mudgee Liberal	111	13	3

Murray

	£	s.	d.
Murray Gazette... ..	20	4	6
Newcastle Chronicle	134	4	6
Newcastle Telegraph	99	2	0
Pastoral Times	170	14	0
Singleton Times... ..	105	4	9
Tamworth Examiner	107	12	3
Tenterfield Chronicle	73	5	0
Western Post	135	12	0
Western Examiner	92	7	3
Western Post and Mudgee Newspaper	2	3	6
Wynyard Times... ..	143	14	6
Wagga Wagga Express	165	1	6
Yass Courier	159	8	6
Total	£5,765	6	9

(2.) Mr. Tolmer, late Commissioner of Police in South Australia :—Mr. Dangar asked the Colonial Secretary, pursuant to Notice No. 2,—

(1.) Whether any application has been received by the Colonial Secretary from Mr. Tolmer, late Commissioner of Police in South Australia, tendering his Services to the Government for Capturing the Bushrangers ?

(2.) What reply, if any, has been given to such application ?

(3.) Will the Government have any objection to lay Mr. Tolmer's communication on the Table of this House, if so received ?

Mr. W. Forster answered :—

(1.) Yes.

(2.) No reply has been given.

(3.) The Government do not regard the communication referred to as of sufficient importance to submit to the House; there is no other objection to its being produced.

(3.) Commissioners of Crown Lands :—Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 3,—

(1.) Whether it is the intention of the Government to discontinue the Commissioners for Crown Lands in the Settled and Unsettled Districts—except for the Districts of the Albert and Warrego ?

(2.) What amount of Salaries have the Commissioners received for 1863, including Travelling Expenses; also, the amount of Salaries and Rations for their Orderlies for 1863 ?

(3.) Have the Government any intention to combine the Duties of Commissioners for Crown Lands and Police Magistrates, should any future appointments be made ?

Mr. Wilson answered :—

(1.) There are no paid Commissioners in the Settled Districts; in fact I am not aware that there are any Commissioners, properly so called, in the Settled Districts. It is not the intention of the Government to discontinue Commissioners in the Unsettled Districts.

(2.) The amount of salaries received by the Commissioners during 1863, is as follows :—2 at £500; 4 at £450; 6 at £400; total £5,212. Travelling expenses to one Commissioner for special duty, £12. Salaries of Bailiffs and Troopers (16) during 1863, £2,010 17s. 4d. Salaries of Campkeepers (11), £355 16s. 8d.

(3.) The Government have no intention of combining the Duties.

(4.) Mr. Thomas Tebbutt, of Windsor—Wesleyan Church Property there :—Mr. Cunneen asked the Colonial Secretary, pursuant to Notice No. 4,—When and by whom was Mr. Thomas Tebbutt, of Windsor, appointed Trustee of the Wesleyan Church Property at Windsor ?

Mr. W. Forster answered :—Mr. Thomas Tebbutt was approved of as one of the Trustees for the Wesleyan Chapel, at Windsor, by the Executive Council, on 26th February, 1839.

(5.) Parramatta, Windsor, and Pitt Town Road :—Mr. Cunneen asked the Secretary for Lands, pursuant to Notice No. 5,—

(1.) Do the Government intend to fence the Parramatta, Windsor, and Pitt Town Road through the enclosed and cultivated land of Mr. Townsend (late Edwards), and through the enclosed land of Mr. Montgomery ?

(2.) Do the Government intend to pay any claims which have been sent to the Executive Council, by proprietors who have already fenced off the said Road through their enclosed properties ?

Mr. Wilson answered :—

(1.) The Government have not yet determined the course which they will pursue in this case.

(2.) No general answer can be given to this question, as each individual case is dealt with on its merits.

2. Papers :—

(1.) Mr. Eagar laid upon the Table the undermentioned Papers :—

(1.) Auditor General's Return of the amount paid to each of the New South Wales Newspaper Proprietors, for advertising Public Business, from the 31st December, 1862, to 1st July, 1863, so far as can be readily ascertained from the accounts in the Audit Office.

(2.)

- (2.) Return to Order, in reference to "Examinations of Accounts and Balances in Treasury Books, at retirement of Colonial Treasurers," made by this House, on motion of Mr. Weekes, on 1st December, 1863.
Ordered to be printed.
- (2.) Mr. Wilson laid upon the Table, Schedule shewing Classification and proposed Distribution of Subordinate Roads of New South Wales, for 1864.
Ordered to be printed.
3. Seed Wheat and Oats supplied by Government:—Mr. Macpherson presented a Petition from certain Farmers, in the County of Cumberland, and District of Liverpool, representing that, in consequence of the late dry season and the visitation of Rust in Crops, they have been reduced to so great distress, as to be unable to pay the Government for the Seed supplied to them on credit; and praying relief.
Petition received.
4. Official Salaries Bill ("*Formal*" Motion):—
(1.) Mr. W. Forster moved, pursuant to notice, for leave to introduce a Bill to amend the Law relating to the Salaries of certain Public Officers.
Question put and passed.
(2.) Mr. W. Forster having presented this Bill, Bill, intituled "*A Bill to amend the Law relating to the Salaries of certain Public Officers*," read a first time.
Ordered to be printed, and read a second time on Wednesday next.
5. Motion Withdrawn:—Mr. Eagar withdrew the Motion standing in his name, No. 2 on the Notice Paper of Government Business for to-day.
6. Letters Patent for Inventions Bill:—Mr. Dalgleish moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
And Bill read a second time.
Whereupon, on motion of Mr. Dalgleish, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.
The Chairman reported progress, and asked leave to sit again this day fortnight.
Question,—That the Committee have leave to sit again this day fortnight,—put and passed (after Debate.)
7. Church and School Lands Trust Bill:—The Adjourned Debate on the motion of Mr. Macpherson,—“That this Bill be now read a second time,”—upon which Mr. Wilson had moved the Previous Question,—resumed and continued.
Motion made by Dr. Lang, and Question,—That this Debate be now adjourned until Friday next,—(after Debate) put and passed.
8. Postponement:—The Order of the Day for the second reading of the Lunacy and Lunatic Asylums Bill postponed, on motion of Mr. Wilson, until Friday next.
9. Bank of New South Wales Incorporation Act Amendment Bill, on motion of Mr. Martin, read a second time.
Whereupon, on motion of Mr. Martin, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.
The Chairman having reported the Bill without Amendment, the House adopted the report, and ordered that the Bill, as so reported, be read a third time on Tuesday next.
10. Seamen's Laws Amendment and Consolidation Bill:—Mr. Dalgleish moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, for the consideration of the Legislative Council's Amendments in this Bill.
Debate ensued.
Question put and passed.
Whereupon, the Speaker left the Chair, and the House resolved itself into the said Committee.
The Chairman reported progress, and obtained leave to sit again this day week.
The House adjourned, on motion of Mr. Martin, at ten minutes before Eleven o'clock, until Tuesday next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, MARCH 1.

QUESTIONS :—

1. MR. BURDEKIN *to ask* THE SECRETARY FOR PUBLIC WORKS,—When will steps be taken to repair the damage done by the recent Floods to the Roads and Bridges near Tamworth?
2. MR. GARRETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Did the Plan exhibited to Contractors, when Tenders were invited for the Wollongong Harbour Works, indicate a length of 450 feet for the Dock Basin, or 315 feet only?
 - (2.) Did the said Plan indicate an average depth of 28 feet, or 18 feet only?
 - (3.) Did the said Plan shew a total excavation of 69,000 cubic yards, as stated in Reply to Questions, (*i. e.*, 55,000 cubic yards excavated prior to present Contract, and 14,000 cubic yards still to excavate), or 37,000 cubic yards only?
 - (4.) Did not Mr. Gibbons undertake to Superintend those Works for 5 per cent. on the outlay; if so, is the sum paid to him, £1,065, calculated at that rate, or has he been overpaid?
 - (5.) Did the Specification exhibited for these Works *state* that there were 14,000 cubic yards to excavate, or only 8,000; if so, the cause of the discrepancies?

OTHER BUSINESS—ORDER OF THE DAY :—

1. Resumption of the Adjourned Debate on Motion of Mr. Morris,—

That in the opinion of this House it is desirable,—

 - (1.) That the Western portion of New South Wales,—to be defined by the following bounds, *viz.* :—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration,—Upon which Mr. W. Forster had moved the Previous Question.

[Being the first of a series of Resolutions to be put *seriatim*, *viz.* :—

“That in the opinion of this House, it is desirable,—

“ (1.) That the Western portion of New South Wales,—to be defined by the following bounds, *viz.* :—On the north by a portion of the southern boundary of Queensland; on the west by a portion of the western boundary of South Australia; on the south by a portion of the northern boundary of Victoria; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.

“ (2.) That the Riverine Province should return ten Members to the Legislative Assembly.

“ (3.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.

“ (4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.

“ (5.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of inpounding off such land by such purchaser should exist or be allowed.

“ (6.) That, in as much as doubts have arisen as to the right of the pastoral tenants of the Crown, to leases renewable at the expiration of the term granted by the Crown Lands Occupation Act of 1861, and as these doubts materially tend to discourage the investment of capital in pastoral pursuits, steps should be taken to remove such doubts; and that the leases be declared renewable in accordance with the spirit and intent of the said Act.

“ (7.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions.”]

NOTICES OF MOTION :—

1. MR. LUCAS *to move*, That it is the opinion of this House, that the rate of Subscription to the *Government Gazette* should be reduced to a sum not exceeding Ten Shillings per annum.

2. MR. LUCAS to move, That, for the purpose of giving the widest publicity to the Government Business, a free copy of the *Government Gazette* should be sent to all Postmasters and Poundkeepers, who should be requested to hang them out for public inspection.
3. MR. LUCAS to move,—
 - (1.) That the *Government Gazette* should be the only advertising medium of Government Business.
 - (2.) That a Bill should be introduced to relieve the Government from the necessity of advertising otherwise than in the *Government Gazette*.
4. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
5. MR. DARVALL to move for leave to bring in a Bill to further amend The District Courts Act of 1858.
6. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Caun, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
7. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
8. MR. BURNS to move for leave to introduce a Bill to render future Parliaments triennial.
9. MR. BURNS to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The number of Electors, according to the respective qualifications, on the Rolls, in each District of the Colony, for the year ending on the 1st day of September, 1856, or for any previous year, or half-year, under the Electoral Act of 1851.
 - (2.) A Return embracing the same information for the year 1856, or for any, subsequent year, or half-year, in terms of the Constitution Act, 18 and 19 Vic., 1855.
 - (3.) A similar Return for the year 1859, or for any subsequent year, or half-year, under the Electoral Law Amendment Act of 1858.
10. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
11. MR. HARR to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a week in cash.
12. MR. C. COVER, JUNR. to move, That the Petition presented by him on 24th February, from certain Gentlemen late Overseers of Minor Roads, be printed.
13. MR. SADLER to move for leave to bring in a Bill, intituled, "A Bill to promote Elementary Education and the Establishment of Industrial Schools."
14. MR. SADLER to move, That the Progress Report of the Select Committee on the case of Mr. John Busby, laid on the Table of this House on 17th December, 1863, be now adopted by this House.
15. MR. SADLER to move, That the Final Report of the Select Committee on the case of Mr. John Busby, in respect to the case of James M'Intosh, laid on the Table of this House on 24th February, be now adopted by this House.
16. MR. R. FORSTER to move, That there be laid upon the Table of this House, all Papers and Correspondence between the Secretary for Lands, the Surveyor General, and the Acting Gold Commissioner at the Rocky River, relative to 10 acres of Auriferous Land at the Rocky River Gold Field, New England, sold to Mr. John Crapp; also, the Petition or Memorial transmitted to the Secretary for Lands by the Gold Miners at the Rocky River, praying that the said land should not be alienated, on the ground that it was auriferous land.
17. MR. SADLER to move,—
 - (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 - (2.) That the said Resolution be communicated by Address to His Excellency the Governor.
18. MR. SADLER to move for leave to introduce a Bill to authorize the Governor to rescind certain Proclamations.
19. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and showing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying

classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to show the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.

20. MR. CUNNEEN to move, That there be laid upon the Table of this House, a Return, shewing,—

(1.) The amounts, in all instances, during the continuance in office of the Donaldson Ministry (from the 6th June, 1856, to the 25th August, 1856), in which payments were made from the Public Funds of the Colony without the authority of Parliament.

(2.) The amounts, in all instances, during the continuance in office of the Parker Ministry (from the 3rd October, 1856, to the 6th September, 1857), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

(3.) The amounts, in all instances, during the continuance in office of the Cowper Ministry (from the 7th September, 1857, to the 26th October, 1859), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

(4.) The amounts, in all instances, during the continuance in office of the Forster Ministry (from the 27th October, 1859, to the 8th March, 1860), in which payments were made out of the Public Funds of the Colony without the consent of Parliament.

ORDERS OF THE DAY:—

2. Bank of New South Wales Incorporation Act Amendment Bill; third reading.
3. Insolvency Jurisdiction Bill; second reading.
4. Law of Evidence in Criminal Cases Amendment Bill; second reading.
5. Moruya Silver Mining Company's Incorporation Bill; to be further considered in Committee.
6. Smoke Nuisance Abatement Bill; second reading.
7. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
8. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee "on the Harbour Defences, laid upon the Table by him on 9th September, be now "adopted by this House."
9. Vexatious Indictments Prevention Bill; second reading.
10. Trade and Commerce Laws Amendment Bill; consideration in Committee of the propriety of introducing this Bill.
11. Impounding Bill; to be further considered in Committee.
12. Juvenile Reformatories Bill; second reading.
13. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
14. Dog Nuisance Abatement Bill; second reading.
15. Debate on Motion of Mr. Harpur:—

"(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.

"(2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover."
16. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
17. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—

"(1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—

"(1.)

- “(1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- “(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- “(3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- “(4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- “(5.) That “finding everything” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “(6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.
18. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
19. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
20. Presbyterian College Bill; second reading.
21. Municipalities Law Amendment Bill; to be considered in Committee.
22. Metropolitan Corporation Bill; to be further considered in Committee.
23. Public Service Superannuation Bill; to be further considered in Committee.
24. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. EAGAR to move for leave to bring in a Bill “to indemnify the Collector and Officers of Customs in respect of the Collection of certain Duties without the Sanction of Law.”

ORDER OF THE DAY :—

1. Ways and Means; Resumption of the Committee.

WEDNESDAY, MARCH 2.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

ORDERS OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.
2. Wharfage Rates Leasing Bill; third reading.
3. Supply; Resumption of the Committee.
4. Official Salaries Bill; second reading.

FRIDAY, MARCH 4.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Church and School Lands Trust Bill :—Resumption of Adjourned Debate on motion of Mr. Macpherson,—“That this Bill be now read a second time,”—upon which Mr. Wilson had moved the Previous Question.
2. Lunacy and Lunatic Asylums Bill; second reading.
3. Seamen's Laws Amendment and Consolidation Bill; further consideration in Committee of Legislative Council's Amendments in this Bill.

TUESDAY, MARCH 8.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. ROTTON to move,—
 (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—
 “Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 “Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
2. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
3. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *vid* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
4. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
5. MR. GARRETT to move,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 (2.) That such Committee consist of the following Members :—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
6. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
7. MR. DANGAR to move,—
 (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.

8. MR. HART to move,—
- (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
9. MR. TERRY to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.

FRIDAY, MARCH 11.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Letters Patent for Inventions Bill ; to be further considered in Committee.
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[Price, 9d.]



New South Wales.

No. 117.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 1 MARCH, 1864.

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

Questions on Notice Paper for to-day:—

- (1.) Damage done by Floods to Roads and Bridges near Tamworth:—Mr. Burdekin asked the Secretary for Public Works, pursuant to Notice No. 1.—When will steps be taken to repair the damage done by the recent Floods to the Roads and Bridges near Tamworth?

Mr. Holroyd answered:—All the damages are now being repaired. The Bridge over the arm of Goonoo Goonoo Creek (built in 1856) which was swept away, has been let, at same rates, to the contractor who had just completed the Bridge over South Arm; his pile engine and all plant are on the ground, and the work is to be completed in two months.

- (2.) Wollongong Harbour Works:—Mr. Garrett asked the Secretary for Public Works, pursuant to Notice No. 2,—

(1.) Did the Plan exhibited to Contractors, when Tenders were invited for the Wollongong Harbour Works, indicate a length of 450 feet for the Dock Basin, or 315 feet only?

(2.) Did the said Plan indicate an average depth of 28 feet, or 18 feet only?

(3.) Did the said Plan shew a total excavation of 69,000 cubic yards, as stated in Reply to Questions, (*i. e.*, 55,000 cubic yards excavated prior to present Contract, and 14,000 cubic yards still to excavate), or 37,000 cubic yards only?

(4.) Did not Mr. Gibbons undertake to Superintend those Works for 5 per cent. on the outlay; if so, is the sum paid to him, £1,065, calculated at that rate, or has he been overpaid?

(5.) Did the Specification exhibited for these Works *state* that there were 14,000 cubic yards to excavate, or only 8,000; if so, the cause of the discrepancies?

Mr. Holroyd answered:—

(1.) The plan exhibited to Contractors when Tenders were invited for the Wollongong Harbour Works indicated a length of 300 feet, but the length was subsequently increased to 450 feet, and some other alterations in original plan, undertaken in compliance with the prayer of Petitions, signed by the Coal Companies and Proprietors, and by the Mayor of Wollongong, on behalf of the Inhabitants.

(2.) The plan indicated a depth, on an average, of something over 28 feet from surface of ground, or about 18 feet from high water mark to bottom of Basin.

(3.) The said plan could not of course shew the larger quantity of excavation, which was only subsequently determined upon, neither did it shew any such quantity as 37,000 cubic yards.

(4.) Mr. Gibbons undertook to superintend these works at a commission of 5 per cent. He has been somewhat over paid—a special advance having been allowed him by the authority of the Minister for Works at the time; but there are more than enough funds of his on other accounts in the hands of the Government to cover the advance.

(5.) The specification stated no quantity.

2. Motions Withdrawn:—Mr. Piddington, on behalf of Mr. Burns, withdrew the Motions standing in the name of Mr. Burns, Nos. 8 and 9 on the Notice Paper of Other Business for to-day.

3. Bank of New South Wales Incorporation Act Amendment Bill ("*Formal*" *Order of the Day*—being Order No. 2 of Other Business), on motion of Mr. Martin, read a third time and *passed*.

Mr Martin then moved, That the Title of this Bill be "*An Act to amend an Act intitled 'An Act to incorporate the Proprietors of a certain Banking Company called 'The Bank of New South Wales' and for other purposes therein mentioned.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to amend an Act intituled 'An Act to incorporate the Proprietors of a certain Banking Company called 'The Bank of New South Wales' and for other purposes therein mentioned,*"—presents the same to the Legislative Council for its concurrence, accompanied by a Copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

*Legislative Assembly Chamber,
Sydney, 1st March, 1864.*

Speaker.

Question put and passed.

4. Further Amended Supplementary Estimate for 1863 :—The following Message from His Excellency the Governor was delivered by Mr. Eagar, and read by the Speaker :—

JOHN YOUNG,
Governor.

Message No. 20.

In accordance with the provisions contained in the 54th Clause of the Constitution Act, the Governor submits for the consideration of the Legislative Assembly, a further amended "*Supplementary Estimate for the Year 1863*"—consisting of sums in substitution of certain items which had been postponed in Committee of Supply.

*Government House,
Sydney, 25th February, 1864.*

Ordered, on motion of Mr. Eagar, to be printed, together with the accompanying Estimate, and taken into consideration in Committee of Supply.

5. Motion Withdrawn :—Mr. Darvall withdrew the Motion standing in his name, No. 4 on the Notice Paper of Other Business for to-day.
6. Proposed Formation of the Riverine District into a Separate Province (Order No. 1 of Other Business) :—The adjourned Debate on the motion of Mr. Morris,—

That in the opinion of this House it is desirable,—

(1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the north by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration,—

[Being the first of a series of Resolutions to be put *seriatim*, viz. :—

That in the opinion of this House, it is desirable,—

" (1.) That the Western portion of New South Wales,—to be defined by the following bounds, viz. :—On the North by a portion of the southern boundary of Queensland ; on the west by a portion of the western boundary of South Australia ; on the south by a portion of the northern boundary of Victoria ; and on the east and north-east by a line to be fixed under the authority of the Governor and Executive Council,—be declared a Province, to be called the Riverine Province, with provision for separate Local Administration.

" (2.) That the Riverine Province should return ten Members to the Legislative Assembly.

" (3.) That after providing for the support of local Government, and Judicial institutions, &c., and the payment of the fair quota of the cost of the postal service, and of the expense of the General Government, and of the interest on the Colonial debt, the balance of the revenue of the Riverine Province should be expended therein upon public works under the supervision of local boards.

" (4.) That immediate and efficient steps should be taken for canalizing and clearing the Darling, and clearing the Murrumbidgee and Murray Rivers (precedence being given to the clearing and canalizing the Darling), and for erecting necessary public offices and other improvements.

" (5.) That, in lieu of a pre-emptive lease of an area thrice that of the land conditionally bought, the conditional purchaser should be granted an indefeasible lease for fourteen years, with an absolute pre-emptive right over an area of thrice that of the land conditionally bought ; but that the land purchased by the conditional purchaser, and held by such pre-emptive lease, should be securely fenced within two years from the date of such selection, and that until such fencing be made and completed no power of impounding off such land by such purchaser should exist or be allowed.

" (6.)

" (6.) That, in as much as doubts have arisen as to the right of the pastoral tenants of the Crown, to leases renewable at the expiration of the term granted by the Crown Lands Occupation Act of 1861, and as these doubts materially tend to discourage the investment of capital in pastoral pursuits, steps should be taken to remove such doubts; and that the leases be declared renewable in accordance with the spirit and intent of the said Act.

" (7.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions."]

Upon which Mr. W. Forster had moved the Previous Question,—
Resumed and continued.

Previous Question put,—That this Question be now put.
The House divided.

Ayes, 11.

Mr. Morris,
Mr. Gordon,
Mr. Egan,
Mr. Cunneen,
Mr. C. Cowper, junr.,
Dr. Lang,
Mr. Driver,
Mr. Sutherland,
Mr. Garrett,

Tellers.

Mr. Mate,
Mr. Rusden.

Noes, 27.

Mr. Martin,	Mr. Robertson,
Mr. W. Forster,	Mr. Allen,
Mr. Wilson,	Mr. Weckes,
Mr. Eagar,	Mr. Raper,
Mr. Lucas,	Mr. Morrice,
Mr. Holroyd,	Mr. Harpur,
Mr. Alexander,	Mr. R. Forster,
Mr. Love,	Mr. Hart,
Mr. Cummings,	Mr. Wisdom,
Mr. Burdekin,	Mr. Lackey,
Mr. Darvall,	Tellers.
Mr. Milford,	
Mr. Sadleir,	Mr. Buchanan,
Mr. Stewart,	Mr. Piddington.
Mr. Dangar,	

7. Postponements:—Mr. Lucas postponed the Motions standing in his name Nos. 1, 2, and 3 on the Notice Paper of Other Business for to-day, until this day week.
8. District Courts Act Amendment Bill:—
(1.) Mr. Darvall moved, pursuant to notice, for leave to bring in a Bill to further amend the District Courts Act of 1858.
Question put and passed.
(2.) Mr. Darvall having presented this Bill, Bill, intituled, "*A Bill to further amend the District Courts Act of 1858,*" read a first time.
Ordered to be printed, and read a second time on Friday week.
9. Postponements:—The undermentioned Motions were postponed by the Members in whose names they stand on the Notice Paper of Other Business for to-day, as follows:—
(1.) No. 6, by Mr. Garrett, until this day week.
(2.) No. 7, by Mr. Morrice, until this day fortnight.
(3.) No. 10, by Mr. Morris, until this day week.
(4.) No. 11, by Mr. Hart, until this day week.
10. Discharged Overseers of Minor Roads:—Mr. C. Cowper, junior, moved, pursuant to notice, That the Petition presented by him on 24th February, from certain Gentlemen late Overseers of Minor Roads, be printed.
Question put and passed.
Ordered to be printed.
11. Elementary Education Bill:—
(1.) Mr. Sadleir moved, pursuant to notice, for leave to bring in a Bill, intituled, "*A Bill to promote Elementary Education and the Establishment of Industrial Schools.*"
Question put and passed.
(2.) Mr. Sadleir having presented this Bill, Bill, intituled, "*A Bill to promote Elementary Education and the Establishment of Industrial Schools,*" read a first time,—
Ordered to be printed, and read a second time on Friday week.
12. Postponements:—Mr. Sadleir postponed the Motions standing in his name, Nos. 14 and 15 on the Notice Paper of Other Business for to-day, until this day week.
13. Auriferous Land at Rocky River, sold to Mr. John Crapp:—Mr. R. Forster moved, pursuant to amended Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all Papers and Correspondence between the Secretary for Lands, the Surveyor General, and the Acting Gold Commissioner at the Rocky River, relative to 10 acres of Auriferous Land at the Rocky River Gold Field, New England, sold to Mr. John Crapp; also, the Petition or Memorial transmitted to the Secretary for Lands by the Gold Miners at the Rocky River, praying that the said land should not be alienated, on the ground that it was Auriferous Land.
Debate ensued.
Question put.
The House divided.

Ayes, 9

Mr. Robertson,	Tellers.
Mr. R. Forster,	
Mr. Garrett,	Mr. Lucas,
Mr. Cummings,	Mr. Buchanan.
Mr. Dangar,	
Mr. Morrice,	
Mr. C. Cowper, junr.,	

Noes, 14.

Mr. Martin,	Mr. Mate,
Mr. W. Forster,	Mr. Suttor,
Mr. Wilson,	Mr. Holroyd,
Mr. Milford,	Mr. Esgar,
Mr. Wisdom,	Tellers.
Mr. Piddington.	
Mr. Sadleir,	Mr. Hart,
Mr. Morris,	Mr. Driver.

14. Postponement:—Mr. Sadleir postponed the Motion standing in his name, No. 17 on the Notice Paper of Other Business for to-day, until Friday next.
15. Certain Proclamations Rescinding Bill:—Mr. Sadleir moved, pursuant to notice, for leave to introduce a Bill to authorize the Governor to rescind certain Proclamations.
Question put and passed.
16. Motions Dropped:—
(1.) Mr. Macpherson not making the Motion standing in his name, No. 19 on the Notice Paper of Other Business for to-day, it dropped.
(2.) Mr. Cunneen not making the Motion standing in his name, No. 20 on the Notice Paper of Other Business for to-day, it dropped.
17. Postponements:—The undermentioned Orders of the Day of Other Business postponed, respectively, on motion of the Members named, until Friday fortnight, viz. :—
(1.) Order No. 3, Mr. Hart.
(2.) Order No. 4, Mr. Driver.
18. Moruya Silver Mining Company's Incorporation Bill:—On the Order of the Day (No. 5 of Other Business) for the further consideration in Committee of this Bill being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such further consideration.
The Chairman reported progress, and obtained leave to sit again on Friday week.
19. Postponements:—The undermentioned Orders of the Day of Other Business postponed, respectively, on motion of the Members named, as follows :—
(1.) Order No. 6, Mr. Wilson, until Friday three weeks.
(2.) Order No. 7, Mr. Eagar, until Friday week.
(3.) Order No. 8, Mr. Holroyd, until Friday three weeks.
20. Vexatious Indictments Prevention Bill:—The Order of the Day (No. 9 of Other Business) for the second reading of this Bill, discharged from the Paper, on motion of Mr. Driver.
Bill then withdrawn, on motion of Mr. Driver.
21. Trade and Commerce Laws Amendment Bill (Order No. 10 of Other Business):—
(1.) On motion of Mr. Driver, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider of the propriety of introducing this Bill.
The Chairman reported the following Resolution :—
Resolved, That, in the opinion of this Committee, it is desirable to introduce a Bill to amend the Laws affecting Trade and Commerce.
Mr. Driver then moved, That this House do now adopt this Resolution.
Question put and passed.
(2.) Mr. Driver having *presented* this Bill, Bill, intituled, "*A Bill to amend the Laws affecting Trade and Commerce*," read a first time.
Ordered to be printed, and read a second time this day month.
22. Postponements:—The undermentioned Orders of the Day of Other Business postponed, respectively, on motion of the Members named, as follows :—
(1.) Order No. 11, Mr. Robertson, until this day week.
(2.) Order No. 12, Mr. Lucas, until this day week.
(3.) Order No. 13, Mr. Piddington, until Friday three weeks.
(4.) Order No. 14, Mr. Piddington, until Friday three weeks.
23. Mr. N. L. Kentish:—On the Order of the Day (No. 15 of Other Business) for the Debate on the motion of Mr. Harpur,—
" (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the truth of the allegations contained in the Petition of N. L. Kentish, presented by Mr. Harpur on 2nd of July last.
" (2.) That such Committee consist of Mr. Alexander, Mr. Allen, Mr. Arnold, Mr. Bell, Mr. Buchanan, Mr. Burdekin, Mr. Burns, Mr. Caldwell, Mr. Close, and the Mover"—being read,—
Mr. Piddington moved, That this Order of the Day stand an Order of the Day for the "First day of April."
Debate ensued.
Mr. Lucas moved, That the Question be amended by omitting the words "First day of April," with a view to inserting in their place the words "Eleventh day of March."
Question put,—That the words proposed to be omitted stand part of the Question.
The House divided,—
And the Tellers reporting the numbers as follow :—

Ayes, 12.		Noes, 5.
Mr. Martin,	Mr. Mate,	Mr. Suttor,
Mr. Holroyd,	Mr. Wisdom,	Mr. Driver,
Mr. Eagar,	Mr. W. Forster,	Mr. C. Cowper, junr.
Mr. Wilson,	<i>Tellers.</i>	<i>Tellers.</i>
Mr. Piddington,	Mr. Buchanan,	Mr. Dangar,
Mr. Robertson,	Mr. Morris.	Mr. Lucas.
Mr. Cummings,		

And it appearing by the said Report that there was not a Quorum of Members present,—the Speaker adjourned the House at five minutes after Eleven o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

WEDNESDAY, MARCH 2.

QUESTIONS :—

1. MR. BUCHANAN *to ask* THE SECRETARY FOR LANDS,—If Lithographic Plans of the Land to be sold in Armidale, on the 11th and 12th March, instant, have been forwarded to the Police Office, Armidale, for sale, in accordance with the advertisement in the *Government Gazette* of the 5th February, ultimo?
2. MR. PIDDINGTON *to ask* THE COLONIAL TREASURER,—
(1.) What is the amount of the Receipts on account of the Consolidated Revenue Fund for 1863, exclusive of Loans and Lodgment Accounts?
(2.) What is the amount of Payments in 1863, including "Issues on Account"?
3. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—
(1.) Whether Police or Stipendiary Magistrates are allowed to act as Arbitrators or Umpires in disputed cases under the Crown Lands Alienation Act, No. 2?
(2.) Are the Government aware that a Stipendiary Magistrate has consented so to act, in the Namoi or Barwin District?
(3.) Was not a circular sent to all Police Magistrates and Clerks of Petty Sessions, informing them that they were not to mix themselves up with business or agencies whilst holding Government Appointments?
4. MR. SADDLER *to ask* THE COLONIAL SECRETARY,—Whether he will, without further notice, place upon the Table of the House, Copies of the Depositions taken at the Maitland Bench, (22 February,) in the case of William Nicholson, junior, charged with having committed a rape on one Mary Evans, on the 23rd January last?
5. MR. SADDLER *to ask* THE ATTORNEY GENERAL,—Whether he has received any official communication respecting the late disturbances said to have taken place at Araluen, on the day of polling for the Electorate of Braidwood; and if so, is it true that some persons were seriously injured, and others of the electors prevented from recording their votes; and if so, why the polling was not postponed, in terms of the Electoral Act, and the parties who committed these outrages brought to justice?

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. HOLROYD *to move*, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD *to move*, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.
3. MR. EAGAR *to move* for leave to bring in a Bill "to indemnify the Collector and "Officers of Customs in respect of the Collection of certain Duties without the "Sanction of Law."

ORDERS OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.
2. Wharfage Rates Leasing Bill; third reading.
3. Supply; Resumption of the Committee.
4. Official Salaries Bill; second reading.
5. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
2. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—
" (1.) That in order more satisfactorily to carry out Railway Communication in the " Colony, this House is of opinion that it is desirable that Contracts should be made " with some responsible Contractor or Contractors, for the completion of present " and further extensions; and with this view, some well known responsible Con- " tractor or Contractors should be requested to prepare an Estimate and submit a " Tender to the Government, for constructing certain Railways in New South Wales, " in accordance with the following conditions :—
" (1.) To make and completely finish within three years from the time of sign- " ing the Contract, a single Line of Railway to Goulburn from the termination " of the present extension, for which Contracts have been taken; to find every- " thing except Land; uphold and keep the same in repair for a period of one " year after completion.

" (2.)

- “(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- “(3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- “(4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- “(5.) That “finding everything” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “(6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner,”—Upon which Mr. Holroyd had moved the Previous Question.
3. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
 4. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
 5. Presbyterian College Bill; second reading.
 6. Municipalities Law Amendment Bill; to be considered in Committee.
 7. Metropolitan Corporation Bill; to be further considered in Committee.
 8. Public Service Superannuation Bill; to be further considered in Committee.
 9. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, MARCH 4.

QUESTIONS :—

1. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) The amount of Salaries, including Travelling Expenses and Quarters, paid for 1863, to Gold and Assistant Gold Commissioners for the South-western Gold Fields?
 - (2.) The names of Officers receiving Salaries, and where stationed?
 - (3.) The name of the Chief Commissioner absent on leave, and the amount of Salary paid him during his leave of absence, and when he is expected to resume his duties in the South-western Districts?
 - (4.) The amount of Fees received for 1863, for Miners' Rights and Business Licenses, on the South-western Gold Fields, describing the gross amount received from each proclaimed Gold Field, where it can be ascertained?
2. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) The amount of Salaries, including Travelling Expenses and Quarters, paid for 1863, to Gold and Assistant Gold Commissioners for the Western Gold Fields?
 - (2.) The names of Officers receiving Salaries, and where stationed?
 - (3.) The amount of Fees received for 1863, for Miners' Rights and Business Licenses, on the Western Gold Fields, describing the gross amount received from each proclaimed Gold Field, where it can be ascertained?
3. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) The amount of Salaries, including Travelling Expenses and Quarters, paid for 1863, to Gold and Assistant Gold Commissioners for the Southern Gold Fields?
 - (2.) The names of Officers receiving Salaries, and where stationed?
 - (3.) The amount of Fees received for 1863, for Miners' Rights and Business Licenses, on the Southern Gold Fields, describing the gross amount received from each proclaimed Gold Field, where it can be ascertained?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Church and School Lands Trust Bill :—Resumption of Adjourned Debate on motion of Mr. Macpherson,—“That this Bill be now read a second time,”—upon which Mr. Wilson had moved the Previous Question.
2. Lunacy and Lunatic Asylums Bill; second reading.
3. Seamen's Laws Amendment and Consolidation Bill; further consideration in Committee of Legislative Council's Amendments in this Bill.

NOTICE

NOTICE OF MOTION:—

1. MR. SADLER to move,—
 - (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 - (2.) That the said Resolution be communicated by Address to His Excellency the Governor.

TUESDAY, MARCH 8.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. ROTTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service.”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
2. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
3. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *viâ* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
4. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
5. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
6. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
7. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
8. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.

9. MR. TERRY to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
10. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
11. MR. LUCAS to move, That it is the opinion of this House, that the rate of Subscription to the *Government Gazette* should be reduced to a sum not exceeding Ten Shillings per annum.
12. MR. LUCAS to move, That, for the purpose of giving the widest publicity to the Government Business, a free copy of the *Government Gazette* should be sent to all Postmasters and Poundkeepers, who should be requested to hang them out for public inspection.
13. MR. LUCAS to move,—
(1.) That the *Government Gazette* should be the only advertising medium of Government Business.
(2.) That a Bill should be introduced to relieve the Government from the necessity of advertising otherwise than in the *Government Gazette*.
14. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return showing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
15. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
16. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.
17. MR. SADLER to move, That the Progress Report of the Select Committee on the case of Mr. John Busby, laid on the Table of this House on 17th December, 1863, be now adopted by this House.
18. MR. SADLER to move, That the Final Report of the Select Committee on the case of Mr. John Busby, in respect to the case of James M'Intosh, laid on the Table of this House on 24th February, be now adopted by this House.

ORDERS OF THE DAY:—

1. Impounding Bill; to be further considered in Committee.
2. Juvenile Reformatories Bill; second reading.

FRIDAY, MARCH 11.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Letters Patent for Inventions Bill; to be further considered in Committee.
2. District Courts Act Amendment Bill; second reading.
3. Elementary Education Bill; second reading.
4. Moruya Silver Mining Company's Incorporation Bill; to be further considered in Committee.
5. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.

NOTICES OF MOTION:—

1. MR. BURNS to move for leave to introduce a Bill to render future Parliaments triennial.
2. MR. BURNS to move, That there be laid upon the Table of this House, a Return shewing,—
(1.) The number of Electors, according to the respective qualifications, on the Rolls, in each District of the Colony, for the year ending on the 1st day of September, 1856, or for any previous year, or half-year, under the Electoral Act of 1851.
(2.) A Return embracing the same information for the year 1856, or for any, subsequent year, or half-year, in terms of the Constitution Act, 18 and 19 Vic., 1855.
(3.) A similar Return for the year 1859, or for any subsequent year, or half-year, under the Electoral Law Amendment Act of 1858.

TUESDAY, MARCH 15.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.

FRIDAY, MARCH 18.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Insolvency Jurisdiction Bill ; second reading.
2. Law of Evidence in Criminal Cases Amendment Bill ; second reading.

FRIDAY, MARCH 25.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Smoke Nuisance Abatement Bill ; second reading.
2. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee " on the Harbour Defences, laid upon the Table by him on 9th September, be now " adopted by this House."
3. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
4. Dog Nuisance Abatement Bill ; second reading.

TUESDAY, MARCH 29.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Trade and Commerce Laws Amendment Bill ; second reading.
-

New South Wales.

No. 118.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 2 MARCH, 1864.

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

Questions on Notice Paper for to-day :—

- (1.) Lithographic Plans of Land for Sale in Armidale :—Mr. Buchanan asked the Secretary for Lands, pursuant to Notice No. 1,—If Lithographic Plans of the Land to be sold in Armidale, on the 11th and 12th March, instant, have been forwarded to the Police Office, Armidale, for sale, in accordance with the advertisement in the *Government Gazette* of the 5th February, ultimo ?

Mr. Wilson answered :—One copy of the Lithograph prepared for each day's sale was sent on the 20th February, 1864 ; seventy copies, for sale at 1s. each, were sent on the 23rd February.

- (2.) Consolidated Revenue Fund for 1863 :—Mr. Piddington asked the Colonial Treasurer, pursuant to Notice No. 2,—

(1.) What is the amount of the Receipts on account of the Consolidated Revenue Fund for 1863, exclusive of Loans and Lodgment Accounts ?

(2.) What is the amount of Payments in 1863, including "Issues on Account" ?

Mr. Eagar answered :—

(1.) The amount of Revenue and Receipts on account of the Consolidated Revenue Fund for the year 1863, exclusive of Loans and Lodgment Accounts, and of the amount of Payments in the same year, including "Issues on Account," was :—

Amount of Revenue and Receipts	...	...	£1,533,587	15	9
Transfer from Loans Account, as per Ways and Means,					
Part 1, pages 3 and 58-61	...	...	58,318	4	11
Balance of Advances to Public Officers, refunded	...	...	9,276	3	2
Advances on Account of other Governments, repaid	...	...	7,263	15	0

Total Revenue and Receipts £1,608,445 18 10

(2.) Payments between the 1st January and 31st December, 1863, including "Issues on Account" ... £1,857,967 7 6

- (3.) Stipendiary Magistrates and Clerks of Petty Sessions :—Mr. Dangar asked the Colonial Secretary, pursuant to Notice No. 3,—

(1.) Whether Police or Stipendiary Magistrates are allowed to act as Arbitrators or Umpires in disputed cases under the Crown Lands Alienation Act, No. 2 ?

(2.) Are the Government aware that a Stipendiary Magistrate has consented so to act, in the Namoi or Barwin District ?

(3.) Was not a circular sent to all Police Magistrates and Clerks of Petty Sessions, informing them that they were not to mix themselves up with business or agencies whilst holding Government Appointments ?

Mr. W. Forster answered :—

(1 and 2.) Police Magistrates have not been prohibited from acting as Arbitrators in the cases referred to, but I am not aware of any of them having acted in such capacity.

(3.)

(3.) I produce two circulars which are the only circulars I can find which bear at all upon the subject of the question. They are as follows:—

“ Colonial Secretary’s Office,
“ Sydney, 23rd June, 1857.

“ PERQUISITES OF OFFICE.

“ It having been recently brought under the notice of the Government that, in some instances, the Regulation prohibiting the receipt of money by Clerks of Petty Sessions, or others, as perquisites or gratuities, is not duly observed, the attention of Heads of Departments, Police Magistrates, and Benches of Magistrates, is called to the Circular Letter issued from this Department on the subject, on the 30th November, 1850, by which it will be perceived that no person in the Public Service is permitted to receive, at any time or place, for his own use or advantage, any perquisite or gratuity whatsoever, for any service directly or indirectly connected with the duties of his office, even though such service may have been performed at his private residence, and after office hours.

“ H. WATSON PARKER.”

“ Colonial Secretary’s Office,
“ Sydney, 16th September, 1857.

“ The attention of the Government having been drawn to the circumstance of Officers of the Civil Service in this Colony acting in the capacity of paid Directors of Public Companies, His Excellency the Governor General, with the advice of the Executive Council, directs it to be notified, that, in future, it is to be considered a General Regulation of the Service, that no Head of a Department, or Subordinate Officer of the Government, shall be permitted to hold any office in connexion with any Banking, Insurance, or other Company, which shall be incompatible or interfere with the full and proper performance of his public duties.

“ (Signed) CHARLES COWPER.”

(4.) Depositions *in re* Nicholson, charged with Rape:—Mr. Sadleir asked the Colonial Secretary, pursuant to Notice No. 4,—Whether he will, without further notice, place upon the Table of the House, Copies of the Depositions taken at the Maitland Bench, (22 February,) in the case of William Nicholson, junior, charged with having committed a rape on one Mary Evans, on the 23rd January last?

Mr. Martin answered:—I will answer the Honorable Member’s Question, as it relates to a matter within my cognizance as Attorney General. On the 25th of last month, the day on which I became aware of the case referred to, I directed a letter to be written to the Police Magistrate of Maitland, requesting him to send me a copy of the depositions; I received such copy of the depositions this day. I have read them, but have not yet made up my mind whether or not I shall direct any further proceedings to be taken, and the case is now under my consideration. No useful object could be accomplished by placing copies of the depositions upon the Table of this House, and the due course of justice might be interfered with by any such step being taken. Under these circumstances I trust the Honorable Member and the House will excuse me for not feeling myself at liberty to comply with his request.

(5.) Disturbances at Election at Araluen:—Mr. Sadleir asked the Attorney General, pursuant to Notice No. 5,—Whether he has received any official communication respecting the late disturbances said to have taken place at Araluen, on the day of polling for the Electorate of Braidwood; and if so, is it true that some persons were seriously injured, and others of the electors prevented from recording their votes; and if so, why the polling was not postponed, in terms of the Electoral Act, and the parties who committed these outrages brought to justice?

Mr. Martin answered:—No such communication has reached me.

2. Paper:—Mr. Wilson laid upon the Table, Return to Order in reference to “Mr. Charles Dean,” made by this House, on motion of Mr. Gray, on 15th September, 1863.
Ordered to be printed.
3. Death of John Hart in Benevolent Asylum at Liverpool:—Mr. Macpherson, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee for whose inquiry and report this subject was referred on 15th September, 1863, together with Appendix.
Ordered to be printed.
4. Wharfage Rates Leasing Bill (“*Formal*” Order of the Day,—being Order No. 2 of Government Business) on motion of Mr. Eagar, read a third time and passed.
Mr. Eagar then moved, That the Title of this Bill be, “*An Act to amend the Law as to Wharfage Rates Leases.*”
Question put and passed.

Whereupon,

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to amend the Law as to Wharfage Rates Leases*,"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 2nd March, 1864.*

Speaker.

Question put and passed.

5. Motions Withdrawn :—Mr. Holroyd withdrew the Motions standing in his name, Nos. 1 and 2 on the Notice Paper of Government Business for to-day.
6. Customs Indemnity Bill :—
 - (1.) Mr. Eagar moved, pursuant to notice, for leave to bring in a Bill "to indemnify the Collector and Officers of Customs in respect of the Collection of certain Duties without the Sanction of Law."

Question put and passed.

 - (2.) Mr. Eagar having presented this Bill, intituled, "*A Bill to indemnify the Collector and Officers of Customs in respect of the Collection of certain Duties without the Sanction of Law*," read a first time.

Ordered to be printed, and read a second time to-morrow.
7. Papers :—Mr. Eagar laid upon the Table the undermentioned Papers :—
 - (1.) Schedule showing, in detail, the proposed distribution or intended appropriation of the sums submitted under the following heads, in the Estimates of Expenditure for 1864, viz. :—Post Office, Colonial Storekeeper, Printing Office.
 - (2.) Return to Order, in reference to "Colonial Storekeeper's Department," made by this House, on motion of Mr. Buchanan, on 16th February, 1864.

Ordered to be printed.
8. Postponement :—The Order of the Day (No. 1 of Government Business), for the second reading of the Members of Parliament Railway Tolls Exemption Bill postponed, on motion of Mr. Holroyd, until this day fortnight.
9. Supply :—(Order No. 3 of Government Business); On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of the Supply to be granted to Her Majesty. The Chairman reported progress, and obtained leave to sit again at a later hour this day. Mr. Eagar then moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of Supply,—
(And Mr. Martin having addressed the House in Explanation of the Financial Policy of the Government,—)
Debate ensued.
Motion made by Mr. Redman, and Question,—That this Debate be now adjourned until to-morrow,—put and passed (after Debate).
The House adjourned, on motion of Mr. Martin, at seventeen minutes after Eleven o'clock, until To-morrow at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, MARCH 3.

QUESTIONS :—

1. MR. ALLEN *to ask* THE COLONIAL SECRETARY,—
 - (1.) Is he aware that, in the important inland shipping township of Clarence Town, on the Williams River, there is but one resident Magistrate?
 - (2.) That sometimes, for nearly three months together, a Court cannot be formed for want of a second Magistrate?
 - (3.) Has the Colonial Secretary any intention of appointing a Police Magistrate for the District of the Williams?
 - (4.) Or any objection to appoint the present Clerk of the Bench, if in accordance with the wishes of the Inhabitants, to discharge the duties of Magistrate for the present?
2. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—
 - (1.) The amount paid by the Government for forming the Naval Brigade?
 - (2.) What is the amount paid monthly to each Officer?
 - (3.) What is the amount paid monthly to each Non-Commissioned Officer and man?
 - (4.) What duty do the Naval Brigade perform for the pay received monthly?
 - (5.) What has the Naval Brigade cost the Government since its enrolment?

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Customs Indemnity Bill ; second reading.
2. Supply ; Resumption of the Adjourned Debate on the motion of Mr. Eagar, “ That the Speaker do now leave the Chair and the House resolve itself into a Committee of Supply.”
3. Official Salaries Bill ; second reading.
4. Ways and Means ; Resumption of the Committee.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. SADDLEIR *to move*, That there be laid upon the Table of this House,—
 - (1.) A Return of the amount expended on the Railway surveys and engineering expenses, including all sums paid for supervision during the construction of the works, commencing with the introduction of Railways into the Colony.
 - (2.) Number of miles opened on the various lines.
 - (3.) Number of miles for which the surveys are complete on each line, exclusive of the lengths opened.
 - (4.) Number of miles in course of construction on each line, and on which the works have been actually commenced.

ORDERS OF THE DAY :—

1. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
2. Railway Communication ; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—
 - (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions ; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—
 - (1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 - (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.
 - (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
 - (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

“ (5.)

- “(5.) That “finding everything” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “(6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner,”—Upon which Mr. Holroyd had moved the Previous Question.
3. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
 4. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
 5. Presbyterian College Bill; second reading.
 6. Municipalities Law Amendment Bill; to be considered in Committee.
 7. Metropolitan Corporation Bill; to be further considered in Committee.
 8. Public Service Superannuation Bill; to be further considered in Committee.
 9. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, MARCH 4.

QUESTIONS:—

1. MR. DANGAR to ask THE SECRETARY FOR LANDS,—
 - (1.) The amount of Salaries, including Travelling Expenses and Quarters, paid for 1863, to Gold and Assistant Gold Commissioners for the South-western Gold Fields?
 - (2.) The names of Officers receiving Salaries, and where stationed?
 - (3.) The name of the Chief Commissioner absent on leave, and the amount of Salary paid him during his leave of absence, and when he is expected to resume his duties in the South-western Districts?
 - (4.) The amount of Fees received for 1863, for Miners' Rights and Business Licenses, on the South-western Gold Fields, describing the gross amount received from each proclaimed Gold Field, where it can be ascertained?
2. MR. DANGAR to ask THE SECRETARY FOR LANDS,—
 - (1.) The amount of Salaries, including Travelling Expenses and Quarters, paid for 1863, to Gold and Assistant Gold Commissioners for the Western Gold Fields?
 - (2.) The names of Officers receiving Salaries, and where stationed?
 - (3.) The amount of Fees received for 1863, for Miners' Rights and Business Licenses, on the Western Gold Fields, describing the gross amount received from each proclaimed Gold Field, where it can be ascertained?
3. MR. DANGAR to ask THE SECRETARY FOR LANDS,—
 - (1.) The amount of Salaries, including Travelling Expenses and Quarters, paid for 1863, to Gold and Assistant Gold Commissioners for the Southern Gold Fields?
 - (2.) The names of Officers receiving Salaries, and where stationed?
 - (3.) The amount of Fees received for 1863, for Miners' Rights and Business Licenses, on the Southern Gold Fields, describing the gross amount received from each proclaimed Gold Field, where it can be ascertained?

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Church and School Lands Trust Bill:—Resumption of Adjourned Debate on motion of Mr. Macpherson,—“That this Bill be now read a second time,”—upon which Mr. Wilson had moved the Previous Question.
2. Lunacy and Lunatic Asylums Bill; second reading.
3. Seamen's Laws Amendment and Consolidation Bill; further consideration in Committee of Legislative Council's Amendments in this Bill.

NOTICES OF MOTION:—

1. MR. SADLEIR to move,—
 - (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 - (2.) That the said Resolution be communicated by Address to His Excellency the Governor.

2. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.

TUESDAY, MARCH 8.

QUESTION:—

1. MR. SHEPHERD to ask THE COLONIAL SECRETARY,—
- (1.) Who is the Police Magistrate at Young?
 - (2.) How long has he held the appointment?
 - (3.) How many persons have been committed to Quarter Sessions or Court of Assizes during his holding the appointment of Police Magistrate?
 - (4.) What number of convictions have taken place upon those committals?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. ROTTON to move,—
- (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—
 “Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 “Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
2. MR. C. COWPER, JUNR., to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
- (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
3. MR. C. COWPER, JUNR., to move, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.
4. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
5. MR. GARRETT to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.

6. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
7. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
8. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
9. MR. TERRY to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
10. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
11. MR. LUCAS to move, That it is the opinion of this House, that the rate of Subscription to the *Government Gazette* should be reduced to a sum not exceeding Ten Shillings per annum.
12. MR. LUCAS to move, That, for the purpose of giving the widest publicity to the Government Business, a free copy of the *Government Gazette* should be sent to all Postmasters and Poundkeepers, who should be requested to hang them out for public inspection.
13. MR. LUCAS to move,—
 - (1.) That the *Government Gazette* should be the only advertising medium of Government Business.
 - (2.) That a Bill should be introduced to relieve the Government from the necessity of advertising otherwise than in the *Government Gazette*.
14. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return showing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
15. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
16. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.
17. MR. SADLER to move, That the Progress Report of the Select Committee on the case of Mr. John Busby, laid on the Table of this House on 17th December, 1863, be now adopted by this House.
18. MR. SADLER to move, That the Final Report of the Select Committee on the case of Mr. John Busby, in respect to the case of James M'Intosh, laid on the Table of this House on 24th February, be now adopted by this House.

ORDERS OF THE DAY:—

1. Impounding Bill; to be further considered in Committee.
2. Juvenile Reformatories Bill; second reading.

FRIDAY, MARCH 11.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Letters Patent for Inventions Bill; to be further considered in Committee.
2. District Courts Act Amendment Bill; second reading.
3. Elementary Education Bill; second reading.
4. Moruya Silver Mining Company's Incorporation Bill; to be further considered in Committee.
5. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.

NOTICES OF MOTION :—

1. MR. BURNS to move for leave to introduce a Bill to render future Parliaments triennial.
2. MR. BURNS to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The number of Electors, according to the respective qualifications, on the Rolls, in each District of the Colony, for the year ending on the 1st day of September, 1856, or for any previous year, or half-year, under the Electoral Act of 1851.
 - (2.) A Return embracing the same information for the year 1856, or for any, subsequent year, or half-year, in terms of the Constitution Act, 18 and 19 Vic., 1855.
 - (3.) A similar Return for the year 1859, or for any subsequent year, or half-year, under the Electoral Law Amendment Act of 1858.

TUESDAY, MARCH 15.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.

WEDNESDAY, MARCH 16.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vic., No. 19.
2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

ORDER OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill ; second reading.

FRIDAY, MARCH 18.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Insolvency Jurisdiction Bill ; second reading.
2. Law of Evidence in Criminal Cases Amendment Bill ; second reading.

FRIDAY, MARCH 25.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Smoke Nuisance Abatement Bill ; second reading.
2. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee " on the Harbour Defences, laid upon the Table by him on 9th September, be now " adopted by this House."
3. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
4. Dog Nuisance Abatement Bill ; second reading.

TUESDAY, MARCH 29.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Trade and Commerce Laws Amendment Bill ; second reading.

New South Wales.

No. 119.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 3 MARCH, 1864.

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

Questions on Notice Paper for to-day:—

- (1.) Want of Magistrate at Clarence Town:—Mr. Allen asked the Colonial Secretary, pursuant to Notice No. 1,—

(1.) Is he aware that in the important inland shipping township of Clarence Town, on the Williams River, there is but one resident Magistrate?

(2.) That sometimes, for nearly three months together, a Court cannot be formed for want of a second Magistrate?

(3.) Has the Colonial Secretary any intention of appointing a Police Magistrate for the District of the Williams?

(4.) Or any objection to appoint the present Clerk of the Bench, if in accordance with the wishes of the Inhabitants, to discharge the duties of Magistrate for the present?

Mr. W. Forster answered:—

(1.) Information to that effect has reached the Government.

(2.) I am aware that the want of a second Magistrate has sometimes prevented the adjudication of cases requiring more than one Magistrate.

(3.) The subject is under consideration, but I cannot say that I have any such intention at present. The Government, however, would nominate any eligible persons to the Commission of the Peace if formally recommended.

(4.) It appears to me objectionable as a general rule to combine in one person the offices of Police Magistrate and Clerk of Petty Sessions, and to appoint a Clerk of Petty Sessions Police Magistrate at the same Bench where he has been long acting as Clerk of Petty Sessions.

- (2.) Naval Brigade:—Mr. Dangar asked the Colonial Secretary, pursuant to Notice No. 2,—

(1.) The amount paid by the Government for forming the Naval Brigade?

(2.) What is the amount paid monthly to each Officer?

(3.) What is the amount paid monthly to each Non-Commissioned Officer and man?

(4.) What duty do the Naval Brigade perform for the pay received monthly?

(5.) What has the Naval Brigade cost the Government since its enrolment?

Mr. W. Forster answered:—

(1.) The force being equipped with arms previously in store, the amount paid by Government for forming the Brigade is £542 8s., for clothing, advertising, and other incidental expenses.

	s.	d.	
(2.) The Captain Commanding	5	0	per day.
Lieutenants of Companies	4	0	"
Sub-Lieutenants of Companies	2	0	"
Gunnery Lieutenant	15	6	"
Clerk and Accountant	3	6	"
Drill Instructor, Newcastle	7	0	"
(3.) Warrant Officers	30	0	per month.
Able Seamen	20	0	"

(4.)

- (4.) They attend instruction drills and general musters in accordance with orders, with a view to their becoming efficient as a defence to the Harbours of Sydney and Newcastle.
- (5.) £2,832 19s. 2d., from 1st May, 1863, to 29 February, 1864.
2. Papers :—
- (1.) Mr. W. Forster laid upon the Table, Report from the Trustees of the Australian Museum, for the year ending 31st December, 1862.
Ordered to be printed.
- (2.) Mr. Wilson laid upon the Table the undermentioned Papers :—
- (1.) Additional Regulations under the Gold Fields Act of 1861, (dated 25th February, 1864).
Ordered to be printed.
- (2.) Return, in part (*i.e.*, in seven parts, each marked "Return No. 1,") to Order, in reference to "Conditional Purchases under Crown Lands Alienation Act of 1861," made by this House, on motion of Mr. Piddington, on 26th November, 1863.
- (3.) Mr. Eagar laid upon the Table, 3 Despatches from the Duke of Newcastle, dated, respectively, 25th May, 15th November, and 18th November, 1863, respecting Sydney Branch Royal Mint.
Ordered to be printed.
3. Member of Legislative Council as Witness :—Mr. Cunneen, *with the concurrence of the House*, moved, without notice, That the following Message be carried to the Legislative Council :—
- MR. PRESIDENT,
- The Legislative Assembly having appointed a Select Committee "to inquire into, and report upon, the Petition of Mr. J. Harris, and others, relative to the "Railway through the Ultimo Estate," and that Committee being desirous to examine the Honourable Robert Towns, Member of the Legislative Council, in reference thereto, requests that the Legislative Council will give leave to its said Member to attend and be examined by the said Committee, on such day and days as shall be arranged between him and the said Committee.
- Legislative Assembly Chamber,
Sydney, 3rd March, 1864.* Speaker.
- Question put and passed.
4. Customs Indemnity Bill, on motion of Mr. Eagar, read a second time.
Whereupon, on motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.
The Chairman having reported the Bill without Amendment, the House adopted the Report, and ordered that the Bill, as so reported, be read a third time to-morrow.
5. Supply :—The Adjourned Debate, on the motion of Mr. Eagar, "*That* the Speaker do now leave the Chair, and the House resolve itself into a Committee of "Supply,"—
Resumed and continued.
Dr. Lang moved, That the Question be amended by omitting all the words thereof after the word *That*, with a view to inserting in their place, the words,—“the "Newspaper Postage Act having been introduced into this House, as part of a "general Scheme of Taxation, and having been supported by several Members "who, in all probability would not have supported it if introduced as a specific "measure, and on its own merits ; and taking into consideration the fact, that it "was passed in a thin House and by a small majority, while other portions of the "Government Scheme of Taxation have been repealed or abandoned, it is the "opinion of this House, that it is not desirable that the said Act should be brought "into operation."
Debate continued.
Proposed Amendment by leave withdrawn.
Question proposed.—*That* the Speaker do now leave the Chair.
Debate continued.
Mr. Cowper moved, That the Question be amended by omitting all the words after the word *That*, with a view to inserting in their place, the words, "it is the "duty of the Government to provide Ways and Means to meet the proposed "Expenditure for the Public Service for the current year.
" (2.) That it would be unconstitutional, and highly detrimental to the Public "Credit, to authorize Expenditure for which the Government has made no "adequate provision."
Debate continued.

And the House continuing to sit until after Midnight :—

FRIDAY, 4 MARCH, 1864, A.M.

Motion made by Mr. Arnold, and Question put (after Debate),—That this Debate be now adjourned.

The

The House divided.

Ayes, 16.

Mr. Burdekin,	<i>Tellers.</i>
Mr. Driver,	
Mr. Redman,	Mr. Robertson,
Mr. Cowper,	Mr. R. Forster.
Mr. C. Cowper, junr.,	
Mr. Arnold,	
Mr. Dangar,	
Mr. Hannell,	
Mr. Cummings,	
Mr. Harpur,	
Mr. Egan,	
Mr. Sadleir,	
Mr. Morrice,	
Mr. Lucas,	

Noes, 26.

Mr. Martin,	Mr. Raper,
Mr. Eagar,	Mr. Mate,
Mr. W. Forster,	Mr. Terry,
Mr. Wilson,	Mr. Suttor,
Mr. Holroyd,	Mr. Burns,
Mr. Piddington,	Mr. Bell,
Mr. Allen,	Mr. Morris,
Mr. Stewart,	Mr. Gordon,
Mr. Macpherson,	Mr. Macleay,
Mr. Dalgleish,	Mr. Haworth,
Mr. Wisdom,	<i>Tellers.</i>
Mr. Shepherd,	
Mr. Lackey,	Mr. Buchanan,
Mr. Leary,	Mr. Walker.

Main Question stated.

Motion made by Mr. Burdekin, and Question put (after Debate),—That this House do now adjourn.

The House divided.

Ayes, 12.

Mr. Redman,	
Mr. Burdekin,	
Mr. Cowper,	
Mr. Dangar,	
Mr. Sadleir,	
Mr. Cummings,	
Mr. Lucas,	
Mr. Terry,	
Mr. Morrice,	
Mr. R. Forster,	
<i>Tellers.</i>	
Mr. C. Cowper, junr.,	
Mr. Driver,	

Noes, 28.

Mr. Martin,	Mr. Raper,
Mr. Eagar,	Mr. Suttor,
Mr. W. Forster,	Mr. Piddington,
Mr. Wilson,	Mr. Burns,
Mr. Robertson,	Mr. Gordon,
Mr. Holroyd,	Mr. Bell,
Mr. Stewart,	Mr. Lackey,
Mr. Dalgleish,	Mr. Macleay,
Mr. Morris,	Mr. Haworth,
Mr. Wisdom,	Mr. Buchanan,
Mr. Macpherson,	Mr. Leary,
Mr. Harpur,	<i>Tellers.</i>
Mr. Shepherd,	
Mr. Mate,	Mr. Walker,
Mr. Allen,	Mr. Arnold.

Main Question stated.

Debate continued.

Motion made by Mr. Robertson, and Question put (after Debate),—That this Debate be now adjourned.

The House divided.

Ayes, 17

Mr. Morris,	Mr. Lucas,
Mr. Redman,	Mr. Burdekin,
Mr. Cowper,	<i>Tellers.</i>
Mr. C. Cowper, junr.,	
Mr. Macpherson,	Mr. Robertson,
Mr. Dangar,	Mr. Driver.
Mr. Arnold,	
Mr. Sadleir,	
Mr. Cummings,	
Mr. Hannell,	
Mr. R. Forster,	
Mr. Harpur,	
Mr. Morrice,	

Noes, 24.

Mr. Martin,	Mr. Terry,
Mr. Eagar,	Mr. Suttor,
Mr. W. Forster,	Mr. Piddington,
Mr. Haworth,	Mr. Burns,
Mr. Holroyd,	Mr. Buchanan,
Mr. Wilson,	Mr. Gordon,
Mr. Walker,	Mr. Lackey,
Mr. Leary,	Mr. Macleay,
Mr. Dalgleish,	Mr. Shepherd,
Mr. Raper,	<i>Tellers.</i>
Mr. Stewart,	
Mr. Mate,	Mr. Allen,
Mr. Wisdom,	Mr. Bell.

Main Question stated.

Debate continued.

Motion made by Mr. Driver, and Question put,—That this House do now adjourn.

The House divided.

Ayes, 13.

Mr. Burdekin,
Mr. Redman,
Mr. Cowper,
Mr. R. Forster,
Mr. Arnold,
Mr. Sadleir,
Mr. Dangar,
Mr. Cummings,
Mr. Hannell,
Mr. Lucas,
Mr. Morrice,
<i>Tellers.</i>
Mr. Robertson,
Mr. Driver.

Noes, 27.

Mr. Martin,	Mr. Macpherson,
Mr. W. Forster,	Mr. Terry,
Mr. Eagar,	Mr. Shepherd,
Mr. Wilson,	Mr. Suttor,
Mr. Holroyd,	Mr. Gordon,
Mr. Haworth,	Mr. Piddington,
Mr. Walker,	Mr. Buchanan,
Mr. Leary,	Mr. Mate,
Mr. Dalgleish,	Mr. Stewart,
Mr. Burns,	Mr. Macleay,
Mr. Wisdom,	<i>Tellers.</i>
Mr. Allen,	
Mr. C. Cowper, junr.,	Mr. Lackey,
Mr. Morris,	Mr. Bell.
Mr. Raper,	

Main Question stated.

Motion made by Mr. Morrice, and Question put (after Debate),—That this Debate be now adjourned.

The

The House divided.

Ayes, 10.

Mr. R. Forster,
Mr. Lucas,
Mr. Cummings,
Mr. Robertson,
Mr. Cowper,
Mr. Morrice,
Mr. Sadleir,
Mr. C. Cowper, junr.,

Tellers.

Mr. Arnold,
Mr. Driver.

Nocs, 25.

Mr. Martin,	Mr. Lackey,
Mr. W. Forster,	Mr. Morris,
Mr. Eagar,	Mr. Burns,
Mr. Wilson,	Mr. Mate,
Mr. Holroyd,	Mr. Piddington,
Mr. Bell,	Mr. Gordon,
Mr. Walker,	Mr. Raper,
Mr. Ferry,	Mr. Macleay,
Mr. Allen,	Mr. Haworth,
Mr. Buchanan,	<i>Tellers.</i>
Mr. Shepherd,	Mr. Dalgleish,
Mr. Suttor,	Mr. Leary.
Mr. Wisdom,	
Mr. Macpherson,	

Main Question stated.

Motion made by Mr. Cummings, and Question put (after Debate),—That this House do now adjourn.

The House divided.

Ayes, 10.

Mr. Lucas,
Mr. Cowper,
Mr. Robertson,
Mr. C. Cowper, junr.,
Mr. Cummings,
Mr. Sadleir,
Mr. Morrice,
Mr. R. Forster,

Tellers.

Mr. Arnold,
Mr. Driver.

Nocs, 25.

Mr. Martin,	Mr. Merris,
Mr. W. Forster,	Mr. Mate,
Mr. Eagar,	Mr. Allen,
Mr. Wilson,	Mr. Buchanan,
Mr. Holroyd,	Mr. Piddington,
Mr. Wisdom,	Mr. Gordon,
Mr. Dalgleish,	Mr. Haworth,
Mr. Walker,	Mr. Macleay,
Mr. Leary,	Mr. Raper,
Mr. Bell,	<i>Tellers.</i>
Mr. Ferry,	Mr. Macpherson,
Mr. Shepherd,	Mr. Burns,
Mr. Suttor,	
Mr. Lackey,	

Main Question stated.

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

Original Question then put and passed.

Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

The Chairman reported progress, and obtained leave to sit again on Wednesday next.

6. Adjournment:—

(1.) Mr. Martin moved, That this House, at its rising, do adjourn until *Tuesday* next at Three o'clock.

Question put and passed.

(2.) Mr. Martin then moved, That this House do now adjourn.

Question put and passed.

Whereupon, the Speaker left the Chair, and the House stood adjourned, at a quarter before Eight o'clock A.M., until *Tuesday next*, at Three o'clock P.M.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, MARCH 8.

QUESTIONS :—

1. MR. SHEPHERD *to ask* THE COLONIAL SECRETARY,—
 - (1.) Who is the Police Magistrate at Young?
 - (2.) How long has he held the appointment?
 - (3.) How many persons have been committed to Quarter Sessions or Court of Assizes during his holding the appointment of Police Magistrate?
 - (4.) What number of convictions have taken place upon those committals?
2. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) The amount of Salaries, including Travelling Expenses and Quarters, paid for 1863, to Gold and Assistant Gold Commissioners for the South-western Gold Fields?
 - (2.) The names of Officers receiving Salaries, and where stationed?
 - (3.) The name of the Chief Commissioner absent on leave, and the amount of Salary paid him during his leave of absence, and when he is expected to resume his duties in the South-western Districts?
 - (4.) The amount of Fees received for 1863, for Miners' Rights and Business Licenses, on the South-western Gold Fields, describing the gross amount received from each proclaimed Gold Field, where it can be ascertained?
3. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) The amount of Salaries, including Travelling Expenses and Quarters, paid for 1863, to Gold and Assistant Gold Commissioners for the Western Gold Fields?
 - (2.) The names of Officers receiving Salaries, and where stationed?
 - (3.) The amount of Fees received for 1863, for Miners' Rights and Business Licenses, on the Western Gold Fields, describing the gross amount received from each proclaimed Gold Field, where it can be ascertained?
4. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) The amount of Salaries, including Travelling Expenses and Quarters, paid for 1863, to Gold and Assistant Gold Commissioners for the Southern Gold Fields?
 - (2.) The names of Officers receiving Salaries, and where stationed?
 - (3.) The amount of Fees received for 1863, for Miners' Rights and Business Licenses, on the Southern Gold Fields, describing the gross amount received from each proclaimed Gold Field, where it can be ascertained?
5. MR. BURNS *to ask* THE SECRETARY FOR LANDS,—If it is the intention of the Government to introduce a Bill to repeal the Maitland Roads Act, and to transfer to the local Municipalities the powers and duties now vested in the Maitland District Council and Road Trust?
6. MR. BURNS *to ask* THE ATTORNEY GENERAL,—If the Government intend to submit to Parliament, during this or next Session, any measure other than the Drainage Bill, for preventing the recurrence of the devastating inundations to which the alluvial lands of the Hunter have hitherto, but especially of late years, been subjected; and, if so, will he briefly explain the nature of the measure contemplated?
7. MR. CUMMINGS *to ask* THE SECRETARY FOR PUBLIC WORKS,—The length of each of the three lines of Railroad measured from Wallerawang to Bathurst?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. ROTTON *to move*,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

“Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
2. MR. C. COWPER, JUNR., *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—
 - (1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.
 - (2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.
 - (3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.
3. MR. C. COWPER, JUNR., *to move*, That in the opinion of this House it is desirable that an immediate survey be made by the Government of the country between Goulburn and the Murray, and Bathurst and the Murray, *vid Wagga Wagga*, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.

4. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
5. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
6. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
7. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
8. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
9. MR. TERRY to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
10. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
11. MR. LUCAS to move, That it is the opinion of this House, that the rate of Subscription to the *Government Gazette* should be reduced to a sum not exceeding Ten Shillings per annum.
12. MR. LUCAS to move, That, for the purpose of giving the widest publicity to the Government Business, a free copy of the *Government Gazette* should be sent to all Postmasters and Poundkeepers, who should be requested to hang them out for public inspection.
13. MR. LUCAS to move,—
 - (1.) That the *Government Gazette* should be the only advertising medium of Government Business.
 - (2.) That a Bill should be introduced to relieve the Government from the necessity of advertising otherwise than in the *Government Gazette*.
14. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
15. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
16. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.
17. MR. SADLER to move, That the Progress Report of the Select Committee on the case of Mr. John Busby, laid on the Table of this House on 17th December, 1863, be now adopted by this House.
18. MR. SADLER to move, That the Final Report of the Select Committee on the case of Mr. John Busby, in respect to the case of James M'Intosh, laid on the Table of this House on 24th February, be now adopted by this House.
19. MR. SADLER to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the amount expended on the Railway surveys and engineering expenses, including all sums paid for supervision during the construction of the works, commencing with the introduction of Railways into the Colony.
 - (2.) Number of miles opened on the various lines.

- (3.) Number of miles for which the surveys are complete on each line, exclusive of the lengths opened.
- (4.) Number of miles in course of construction on each line, and on which the works have been actually commenced.
20. MR. SABLEIR to move,—
- (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
- (2.) That the said Resolution be communicated by Address to His Excellency the Governor.
21. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or quasi Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
22. MR. MACPHERSON to move, That the Petition presented by him on 26th February, from certain Farmers in the County of Cumberland and District of Liverpool, be printed.

ORDERS OF THE DAY:—

1. Impounding Bill; to be further considered in Committee.
2. Juvenile Reformatories Bill; second reading.
3. Church and School Lands Trust Bill:—Resumption of Adjourned Debate on motion of Mr. Macpherson,—“That this Bill be now read a second time,”—upon which Mr. Wilson had moved the Previous Question.
4. Lunacy and Lunatic Asylums Bill; second reading.
5. Seamen's Laws Amendment and Consolidation Bill; further consideration in Committee of Legislative Council's Amendments in this Bill.
6. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
7. Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—

“ (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—

“ (1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

“ (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

“ (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

“ (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

“ (5.)

- “(5.) That “finding everything” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “(6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.
8. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
9. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
10. Presbyterian College Bill ; second reading.
11. Municipalities Law Amendment Bill ; to be considered in Committee.
12. Metropolitan Corporation Bill ; to be further considered in Committee.
13. Public Service Superannuation Bill ; to be further considered in Committee.
14. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Customs Indemnity Bill ; third reading.
2. Official Salaries Bill ; second reading.
3. Ways and Means ; Resumption of the Committee.

WEDNESDAY, MARCH 9.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Supply ; Resumption of the Committee.

FRIDAY, MARCH 11.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Letters Patent for Inventions Bill ; to be further considered in Committee.
2. District Courts Act Amendment Bill ; second reading.
3. Elementary Education Bill ; second reading.
4. Moruya Silver Mining Company's Incorporation Bill ; to be further considered in Committee.
5. Proposed Punt on the Parramatta River at Ryde ; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.

NOTICES OF MOTION :—

1. MR. BURNS to move for leave to introduce a Bill to render future Parliaments triennial.
2. MR. BURNS to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The number of Electors, according to the respective qualifications, on the Rolls, in each District of the Colony, for the year ending on the 1st day of September, 1856, or for any previous year, or half-year, under the Electoral Act of 1851.
 - (2.) A Return embracing the same information for the year 1856, or for any, subsequent year, or half-year, in terms of the Constitution Act, 18 and 19 Vic., 1855.
 - (3.) A similar Return for the year 1859, or for any subsequent year, or half-year, under the Electoral Law Amendment Act of 1858.

TUESDAY, MARCH 15.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.

2. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government, for compensation for injuries done to their properties since the discovery of gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Piddington, Mr. Harpur, Mr. Robertson, Mr. Wilson, Mr. Stewart, Mr. Lackey, Mr. Cowper, Mr. Lucas, Mr. Egan, and the Mover.
3. MR. MATE to move, That the Report of the Select Committee on the Petition of Robert Stewart, brought up on 20th October, 1863, be now adopted by this House.
4. MR. DANGAR to move, That there be laid upon the Table of this House, A Return shewing,—
 - (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 - (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 - (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.

WEDNESDAY, MARCH 16.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

ORDER OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.

FRIDAY, MARCH 18.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Insolvency Jurisdiction Bill; second reading.
2. Law of Evidence in Criminal Cases Amendment Bill; second reading.

FRIDAY, MARCH 25.

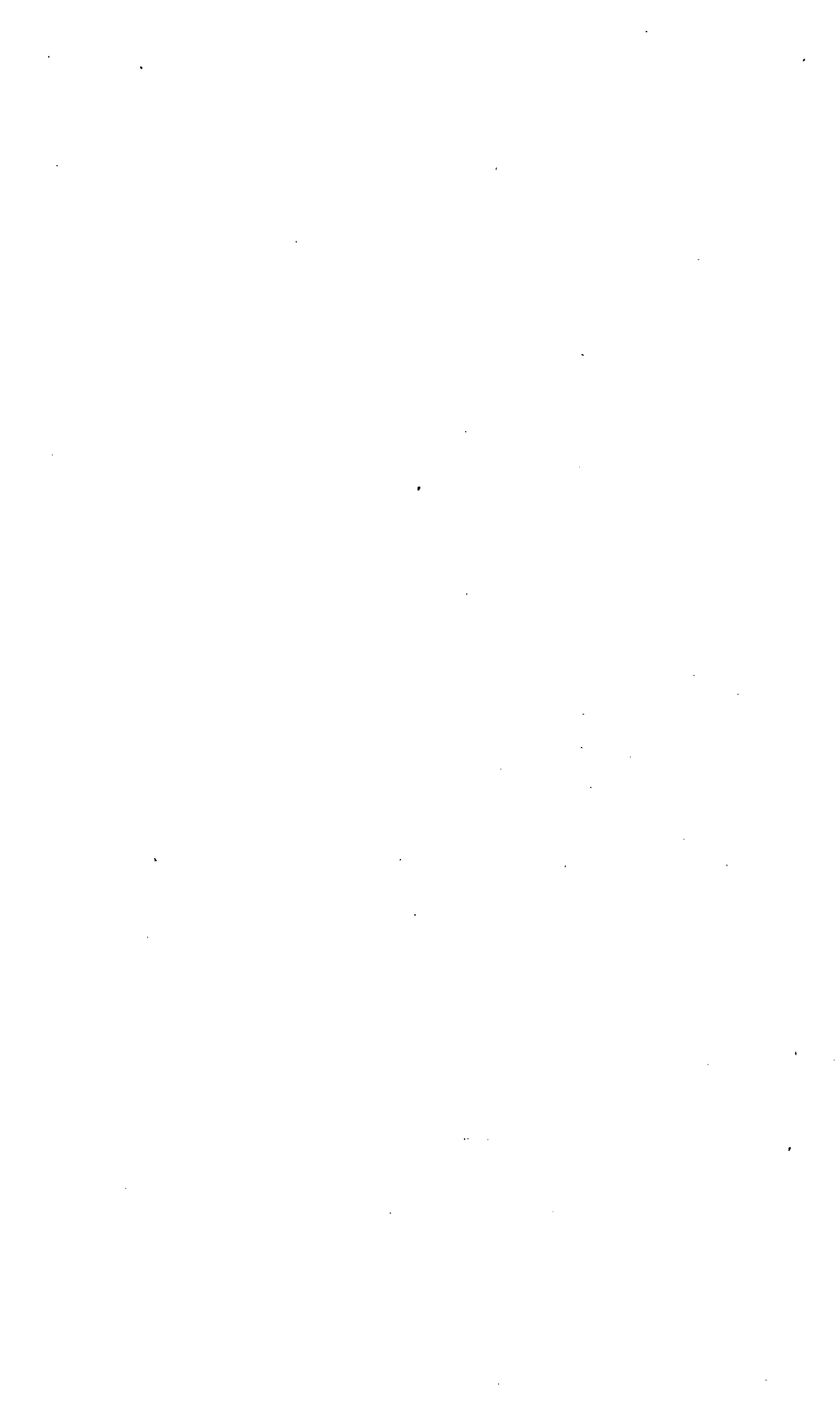
OTHER BUSINESS—ORDERS OF THE DAY :—

1. Smoke Nuisance Abatement Bill; second reading.
2. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee " on the Harbour Defences, laid upon the Table by him on 9th September, be now " adopted by this House."
3. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
4. Dog Nuisance Abatement Bill; second reading.

TUESDAY, MARCH 29.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Trade and Commerce Laws Amendment Bill; second reading.
-



New South Wales.

No. 120.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 8 MARCH, 1864.

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

Questions on Notice Paper for to-day:—

(Mr. Shepherd withdrew the Question standing in his name, No. 1.)

- (1.) Salaries, Fees, &c., connected with South-western Gold Fields:—Mr. Dangar asked the Secretary for Lands, pursuant to Notice, No. 2,—

(1.) The amount of Salaries, including Travelling Expenses and Quarters, paid for 1863, to Gold and Assistant Gold Commissioners for the South-western Gold Fields?

(2.) The names of Officers receiving Salaries, and where stationed?

(3.) The name of the Chief Commissioner absent on leave, and the amount of Salary paid him during his leave of absence, and when he is expected to resume his duties in the South-western Districts?

(4.) The amount of Fees received for 1863, for Miners' Rights and Business Licenses, on the South-western Gold Fields, describing the gross amount received from each proclaimed Gold Field, where it can be ascertained?

Mr. Wilson answered:—

(1 and 2.)

Name.	Rank.	Salary.	Travelling Expenses.	Allowance for Forage.	Allowance for Quarters.	Where Stationed.
		£ s. d.	£ s. d.	£ s. d.	£	
P. L. Cloete	Chief Comm.	500 0 0	57 0 0	100 0 0	60	Goulburn.
R. Lynch	Ass. Comm.	450 0 0	.....	50 0 0	}	Adclong.
A. G. Shadforth ..	Do.	450 0 0	.....	50 0 0		Burrangong.
G. O'M. Clarke.....	Do.	450 0 0	.....	50 0 0		Do.
R. H. Fitzsimmons	Ass. Comm. (2nd class.)	350 0 0	.....	50 0 0		Tumberumba.
G. J. Meynink	Sub-Comm.	275 0 0	.....	50 0 0	40	Adclong.
A. H. Macarthur ..	Do.	275 0 0	.....	50 0 0*		Burrangong.
Total..	£	2,750 0 0	57 0 0	400 0 0	100	

* Provided with Quarters.

- (3.) The Chief Commissioner (Mr. Cloete) is not absent on leave.

(4.) Miners' Rights	£1,430 5 0
Business Licenses	312 10 0
Leases of Auriferous Tracts	165 0 0
	£1,907 15 0

THE Amount received, from each proclaimed Gold Field, for Miners' Rights and Business Licenses is as follows :—

Name of Field.	Miners' Rights.			Business Licenses.		
	£	s.	d.	£	s.	d.
Adelong	400	5	0	33	10	0
Burrangong.....	999	15	0	277	10	0
Gundagai.....	30	5	0	1	10	0
Total.....	1,430	5	0	312	10	0

There is no Return shewing the amount received from each Field for Leases of Auriferous Tracts.

(2.) Salaries, Fees, &c., connected with Western Gold Fields :—Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 3,—

(1.) The amount of Salaries, including Travelling Expenses and Quarters, paid for 1863, to Gold and Assistant Gold Commissioners for the Western Gold Fields ?

(2.) The names of Officers receiving Salaries, and where stationed ?

(3.) The amount of Fees received for 1863, for Miners' Rights and Business Licenses, on the Western Gold Fields, describing the gross amount received from each proclaimed Gold Field, where it can be ascertained ?

Mr. Wilson answered :—

(1 and 2.)

Name of Officer.	Rank.	Salary.			Travelling Expenses.			Allowance for Forage.			Allowance for Quarters.			Where Stationed.							
		£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.								
Harold Maclean ..	Chief Comm.	500	0	0	73	0	0	100	0	0	} Provided with Quarters.	} 50	Bathurst.								
Wm. Browne.....	Ass. Comm.	450	0	0	3	15	0	50	0	0				} 50	} 50	Forbes.					
W. Johnson	Do.	450	0	0	15	15	0	50	0	0							} 50	} 50	Sofala.		
H. M. Keightley ..	Do.	450	0	0	27	0	0	50	0	0										} 50	} 50	Rockley.
Hugh Bridson	Ass. Comm.	350	0	0	50	0	0			} 50										} 50	Sofala.
Joseph Cox	Do. do.	350	0	0	.....	.....	.....	50	0	0				} 50	} 50	Tamboroora.		
J. H. L. Scott	Sub Comm.	275	0	0	6	0	0	50	0	0							} 50	} 50	Hargraves.		
T. R. Grenfell	Do.	275	0	0	7	10	0	50	0	0										} 50	} 50	Forbes.
J. G. King.....	Do.	275	0	0	15	0	0	50	0	0			} 50										} 50	Forbes.
L. H. Sibthorpe ..	Do.	275	0	0	15	0	0	50	0	0				} 50	} 50	Stony Creek.					
* T. W. Atkinson..	Do.	252	1	8	6	0	0	45	16	8	} 50	} 50					Windeyer.				
Total..	£	3,902	1	8	163	0	0	595	16	8								50			

* Resigned. Paid up to 30th November.

(3.) Miners' Rights	£6,027	15	0
Business Licenses	656	0	0
Leases of Auriferous Tracts	1190	0	0
	£7,873	15	0

The Amount received from each proclaimed Gold Field, for Miners' Rights and Business Licenses is as follows :—

Name of Field.	Miners' Rights.			Business Licenses.		
	£	s.	d.	£	s.	d.
Sofala	1,378	0	0	62	0	0
Hargraves	1,018	10	0	77	0	0
Tamboroora	752	0	0	59	0	0
Stony Creek	700	5	0	110	0	0
Tuena	303	10	0	14	10	0
Forbes	1,723	10	0	320	0	0
Bathurst	152	0	0	13	0	0
Total.....	6,027	15	0	656	0	0

There is no Return shewing the amount received from each Field for Leases of Auriferous Tracts.

(3.)

(3.) Salaries, Fees, &c., connected with Southern Gold Fields:—Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 4,—

(1.) The amount of Salaries, including Travelling Expenses and Quarters, paid for 1863, to Gold and Assistant Gold Commissioners for the Southern Gold Fields?

(2.) The names of Officers receiving Salaries, and where stationed?

(3.) The amount of Fees received for 1863, for Miners' Rights and Business Licenses, on the Southern Gold Fields, describing the gross amount received from each proclaimed Gold Field, where it can be ascertained?

Mr. Wilson answered:—

(1 and 2.)

Name of Officer.	Rank.	Salary.		Travelling Expenses.	Forage Allowance.		Allowance for Quarters.	Where Stationed.
		£	s. d.	£	£	s. d.	£	
J. H. Griffin	Chief Comm.	500	0 0	35	100	0 0	40	Braidwood. Gulph.
Chas. Harpur	Ass. Comm. (2nd class)	350	0 0	.....	50	0 0	40	
D. Dickson	Do. do.	350	0 0	.....	50	0 0	40	Braidwood.
F. A. Cooper	Sub. Comm.	206	5 0	.....	37	10 0	30	Araluen.
F. D. Mant	Do.	275	0 0	.....	50	0 0	40	Kiandra.
Total..		£ 1,681	5 0	35	287	10 0	190	

* Resigned; paid up to 30th September only.

(3.) Miners' Rights	£840	5	0
Business Licenses	109	10	0
Leases of Auriferous Tracts	22	10	0
	£972	5	0

THE Amount received from each proclaimed Gold Field, for Miners' Rights and Business Licenses is as follows, viz. :—

Name of Field.	Miners' Rights.		Business Licenses.	
	£	s. d.	£	s. d.
Braidwood	130	5 0	15	0 0
Araluen	177	15 0	39	10 0
Kiandra	256	10 0	20	0 0
Gulph	275	15 0	35	0 0
Total	840	5 0	109	10 0

There is no Return shewing the amount received from each proclaimed Field, for Leases of Auriferous Tracts.

(Mr. Burns not asking the Questions standing in his name, Nos. 5 and 6, they dropped.)

- (4.) Lines of Railroad from Wallerawang to Bathurst:—Mr. Cummings asked the Secretary for Public Works, pursuant to Notice No. 7,—The length of each of the three lines of Railroad measured from Wallerawang to Bathurst?
Mr. Holroyd answered,—There is not sufficient information now in this Office to give the lengths of the lines named.
2. Acts Extension Rescinding Bill (originally cited as "Certain Proclamations rescinding "Bill." See order of Leave in Votes and Proceedings of 1st March, Entry 15):—
Mr. Sadleir having presented this Bill, Bill, intituled, "A Bill to authorize the Governor to rescind certain Proclamations," read a first time.
Ordered to be printed, and read a second time this day week.
3. Motion Withdrawn:—Mr. Piddington, on behalf of Mr. Rotton, withdrew the Motion standing in the name of Mr. Rotton, No. 1 on the Notice Paper for to-day.
4. Funds for Proposed Railway Extensions:—Mr. C. Cowper, junr., moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate to be taken into consideration with the General Estimates for 1864,—

(1.) A sum not less than £730,000 for the further extension of the Great Western Line of Railroad, by locomotive traction, towards Orange.

(2.) A sum not less than £730,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale.

(3.) A sum not less than £300,000 for the extension of the Great Southern Railroad, by locomotive traction, towards the Murray.

Mr. Holroyd moved the Previous Question.

Debate ensued.

Previous

Previous Question put,—That this Question be now put.
The House divided.

Ayes, 13.

Mr. Redman,
Mr. Sutherland,
Mr. Egan,
Mr. Weekes,
Mr. Dangar,
Mr. Terry,
Mr. Tighe,
Mr. Mate,
Mr. Burdekin,
Mr. Garrett,
Mr. Cummings,

Tellers.

Mr. C. Cowper, junr.,
Mr. Driver.

Noes, 24.

Mr. Martin,	Mr. Morris,
Mr. W. Forster,	Mr. Piddington,
Mr. Wilson,	Mr. Raper,
Mr. Eagar,	Mr. Harpur,
Mr. Faucett,	Mr. Gordon,
Mr. Lucas,	Mr. Bell,
Mr. Milford,	Mr. Haworth,
Mr. Holroyd,	<i>Tellers.</i>
Mr. Alexander,	Mr. Allen,
Mr. Cunneen,	Mr. Rusden.
Mr. Leary,	
Mr. Samuel,	
Mr. Stewart,	
Mr. Wisdom,	
Mr. Dalgleish,	

5. Motions Withdrawn:—

- (1.) Mr. Terry withdrew the Motion standing in his name, No. 9 on the Notice Paper for to-day.
- (2.) Mr. Lucas withdrew the Motions standing in his name, Nos. 11, 12, and 13, on the Notice Paper for to-day.
- (3.) Mr. Dangar withdrew the Motion standing in his name, No. 7 on the Notice Paper for to-day.

6. Proposed Survey for Railway Extension to Victorian Frontier:—Mr. C. Cowper, junr., moved, pursuant to notice, That in the opinion of this House it is desirable that an immediate survey be made, by the Government, of the country between Goulburn and the Murray, and Bathurst and the Murray, *via* Wagga Wagga, with a view of determining which is the most desirable route for the main trunk line of Railway from Sydney to the Victorian frontier.

Mr. Holroyd moved the Previous Question.

Debate ensued.

Previous Question put,—That this Question be now put.
The House divided.

Ayes, 12.

Mr. C. Cowper, junr.,	<i>Tellers.</i>
Mr. Robertson,	Mr. Redman,
Mr. Egan,	Mr. Driver.
Mr. Cunneen,	
Mr. Dangar,	
Mr. Cummings,	
Mr. Mate,	
Mr. Sutherland,	
Mr. Tighe,	
Mr. Garrett,	

Noes, 17.

Mr. Martin,	Mr. Dalgleish,
Mr. W. Forster,	Mr. Piddington,
Mr. Eagar,	Mr. Morris,
Mr. Wilson,	Mr. Rusden,
Mr. Holroyd,	Mr. Macleay,
Mr. R. Forster,	<i>Tellers.</i>
Mr. Raper,	Mr. Bell,
Mr. Lucas,	Mr. Milford.
Mr. Allen,	
Mr. Wisdom,	

The House adjourned, on motion of Mr. Martin, at nine minutes before Twelve o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

WEDNESDAY, MARCH 9.

QUESTIONS :—

1. MR. RUSDEN *to ask* THE COLONIAL SECRETARY,—Will the Government take into consideration the advisability of changing the site of the Township of Gunnedah to land contiguous, as the allotments which have been built upon by the Inhabitants have been repeatedly flooded, and in a recent case, the whole of their property has been destroyed?
2. MR. GARRETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) The amount expended out of the Vote granted for the Bridge over the Namoi River, at Narrabri?
 - (2.) Whether the retention money in the hands of the Government has been paid to the Contractor, or his Agent; if so, to whom and how much?
 - (3.) Whether the Government is aware that the Workmen have not been paid Wages by the Contractor for some time past, and if there is any objection to withhold payment of any further sum on account of the Contract until their claims are satisfied?
 - (4.) Has the Contractor, Mr. Musson, transferred the Contract to any person; if so, to whom?
3. MR. GARRETT *to ask* THE COLONIAL SECRETARY,—
 - (1.) Have the Head-quarters of the South-Eastern Police District been removed from Cooma to Braidwood?
 - (2.) What is the number and rank of the Police now stationed at Cooma?
 - (3.) What is the number, and the names, and the distance from Cooma and Braidwood respectively, of the several Police Stations in the South-Eastern Police District; and the number and rank of the Police stationed at the several Stations?

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. EAGAR *to move*, That during the remainder of the present Session, unless otherwise ordered, Government Business shall take precedence of Private Business on Tuesday in each week; and that the Sessional Order, giving precedence to Private Orders of the Day on Fridays, be rescinded.

ORDERS OF THE DAY :—

1. Supply; Resumption of the Committee.
2. Customs Indemnity Bill; third reading.
3. Official Salaries Bill; second reading.
4. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. HARRIS *to move*, That the Petition of Alexander B. Black, presented by him on the 23rd December last, be printed.
2. MR. GARRETT *to move* for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
3. MR. GARRETT *to move*,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members :—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
4. MR. GARRETT *to move*, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
5. MR. HART *to move*,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
6. MR. DARVALL *to move*, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.

7. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return showing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
8. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
9. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.
10. MR. SADLER to move, That the Progress Report of the Select Committee on the case of Mr. John Busby, laid on the Table of this House on 17th December, 1863, be now adopted by this House.
11. MR. SADLER to move, That the Final Report of the Select Committee on the case of Mr. John Busby, in respect to the case of James M'Intosh, laid on the Table of this House on 24th February, be now adopted by this House.
12. MR. SADLER to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the amount expended on the Railway surveys and engineering expenses, including all sums paid for supervision during the construction of the works, commencing with the introduction of Railways into the Colony.
 - (2.) Number of miles opened on the various lines.
 - (3.) Number of miles for which the surveys are complete on each line, exclusive of the lengths opened.
 - (4.) Number of miles in course of construction on each line, and on which the works have been actually commenced.
13. MR. SADLER to move,—
 - (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 - (2.) That the said Resolution be communicated by Address to His Excellency the Governor.
14. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
15. MR. MACPHERSON to move, That the Petition presented by him on 26th February, from certain Farmers in the County of Cumberland and District of Liverpool, be printed.

ORDERS OF THE DAY:—

1. Impounding Bill; to be further considered in Committee.
2. Juvenile Reformatories Bill; second reading.
3. Church and School Lands Trust Bill:—Resumption of Adjourned Debate on motion of Mr. Macpherson,—“That this Bill be now read a second time,”—upon which Mr. Wilson had moved the Previous Question.
4. Lunacy and Lunatic Asylums Bill; second reading.
5. Seaman's Laws Amendment and Consolidation Bill; further consideration in Committee of Legislative Council's Amendments in this Bill.
6. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.

7. **Railway Communication; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—**
- “(1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways, in New South Wales, in accordance with the following conditions:—
- “(1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- “(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.
- “(3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.
- “(4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- “(5.) That “finding everything” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “(6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “(2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner.”—Upon which Mr. Holroyd had moved the Previous Question.
8. **Silver and Copper Coinage:—**Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
9. **Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—**Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
10. **Presbyterian College Bill; second reading.**
11. **Municipalities Law Amendment Bill; to be considered in Committee.**
12. **Metropolitan Corporation Bill; to be further considered in Committee.**
13. **Public Service Superannuation Bill; to be further considered in Committee.**
14. **Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.**

THURSDAY, MARCH 10.

QUESTION:—

1. **MR. GARRETT to ask THE SECRETARY FOR PUBLIC WORKS,—**
- (1.) What was the total amount of Receipts on the Southern, Western, and Northern Railways, respectively, during the months of December, 1862, and January and February, 1863?
- (2.) What was the total Expense of working and maintaining those Lines for the months named?
- (3.) What was the total amount of Receipts on the Southern, Western, and Northern Railways, respectively, during the months of December, 1863, and January and February, 1864?
- (4.) What was the total Expense of working and maintaining those Lines for the months last named?

FRIDAY, MARCH 11.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. **Letters Patent for Inventions Bill; to be further considered in Committee.**
2. **District Courts Act Amendment Bill; second reading.**
3. **Elementary Education Bill; second reading.**
4. **Moruya Silver Mining Company's Incorporation Bill; to be further considered in Committee.**
- 5.

5. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.

NOTICES OF MOTION :—

1. MR. BURNS to move for leave to introduce a Bill to render future Parliaments triennial.
2. MR. BURNS to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The number of Electors, according to the respective qualifications, on the Rolls, in each District of the Colony, for the year ending on the 1st day of September, 1856, or for any previous year, or half-year, under the Electoral Act of 1851.
 - (2.) A Return embracing the same information for the year 1856, or for any, subsequent year, or half-year, in terms of the Constitution Act, 18 and 19 Vic., 1855.
 - (3.) A similar Return for the year 1859, or for any subsequent year, or half-year, under the Electoral Law Amendment Act of 1858.

TUESDAY, MARCH 15.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
2. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government, for compensation for injuries done to their properties since the discovery of gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Piddington, Mr. Harpur, Mr. Robertson, Mr. Wilson, Mr. Stewart, Mr. Lackey, Mr. Cowper, Mr. Lucas, Mr. Egan, and the Mover.
3. MR. MATE to move, That the Report of the Select Committee on the Petition of Robert Stewart, brought up on 20th October, 1863, be now adopted by this House.
4. MR. DANGAR to move, That there be laid upon the Table of this House, A Return shewing,—
 - (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 - (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 - (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.
5. MR. BELL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding Ten thousand pounds (£10,000) may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress, arising out of Rust in Wheat, and recent Floods.
6. MR. TERRY to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
7. MR. LUCAS to move, That it is the opinion of this House, that the rate of Subscription to the *Government Gazette* should be reduced to a sum not exceeding Ten Shillings per annum.
8. MR. LUCAS to move, That, for the purpose of giving the widest publicity to the Government Business, a free copy of the *Government Gazette* should be sent to all Postmasters and Poundkeepers, who should be requested to hang them out for public inspection.
9. MR. LUCAS to move,—
 - (1.) That the *Government Gazette* should be the only advertising medium of Government Business.
 - (2.) That a Bill should be introduced to relieve the Government from the necessity of advertising otherwise than in the *Government Gazette*.

ORDER OF THE DAY :—

1. Acts Extension Rescinding Bill; second reading.
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WEDNESDAY,

WEDNESDAY, MARCH 16.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

ORDER OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.

FRIDAY, MARCH 18.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Insolvency Jurisdiction Bill; second reading.
2. Law of Evidence in Criminal Cases Amendment Bill; second reading.

TUESDAY, MARCH 22.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.

FRIDAY, MARCH 25.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Smoke Nuisance Abatement Bill; second reading.
2. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee "on the Harbour Defences, laid upon the Table by him on 9th September, be now "adopted by this House."
3. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
4. Dog Nuisance Abatement Bill; second reading.

TUESDAY, MARCH 29.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DALGLEISH to move, That in the opinion of this House, it is desirable that Customs Duties should be abolished, and in their stead, the following means of obtaining Revenue should be adopted,—
 - (1.) On all Income derived from acquired Property.
 - (2.) On the Dividends of all Joint Stock and other Companies, formed for the purpose of carrying on business or trade.
 - (3.) By Assessment of the Income of all persons employed in Trade, Agriculture, or Manufacture.
 - (4.) On all Incomes from Salaries and Wages.
 That all such taxation shall be levied equitably, increasing by equal proportions of taxation to increasing Income, from whatever source derived.
2. MR. PIDDINGTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

"Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

"Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,"—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

ORDER OF THE DAY:—

1. Trade and Commerce Laws Amendment Bill; second reading.



New South Wales.

No. 121.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 9 MARCH, 1864.

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

Questions on Notice Paper for to-day :—

(*Mr. Rusden withdrew the Question standing in his name, No. 1.*)

- (1.) Bridge over Namoi River at Narrabri:—Mr. Garrett asked the Secretary for Public Works, pursuant to Notice, No. 2,—

(1.) The amount expended out of the Vote granted for the Bridge over the Namoi River, at Narrabri?

(2.) Whether the retention money in the hands of the Government has been paid to the Contractor, or his Agent; if so, to whom and how much?

(3.) Whether the Government is aware that the Workmen have not been paid Wages by the Contractor for some time past, and if there is any objection to withhold payment of any further sum on account of the Contract until their claims are satisfied?

(4.) Has the Contractor, Mr. Musson, transferred the Contract to any person; if so, to whom?

Mr. Holroyd answered :—

(1.) The amount expended is £1,817 6s. 2d.

(2.) Three-fifths of the retention money (£338 15s.) was paid to the Contractor's Agent on the 17th November last, and 10 per cent. is still in hand, amounting to £201 14s. 2d.

(3.) The Government are aware that Workmen have not been paid, but are not in a position to withhold money from the Contractor until their claims are satisfied, as the Contractor states that the men forfeited their agreement with him by leaving work.

(4.) The Contract has not been transferred, but Mr. Musson has appointed an Agent (Mr. Haydon.)

- (2.) South-Eastern Police District:—Mr. Garrett asked the Colonial Secretary, pursuant to Notice, No. 3,—

(1.) Have the Head-quarters of the South-Eastern Police District been removed from Cooma to Braidwood?

(2.) What is the number and rank of the Police now stationed at Cooma?

(3.) What is the number, and the names, and the distance from Cooma and Braidwood respectively, of the several Police Stations in the South-Eastern Police District; and the number and rank of the Police stationed at the several Stations?

Mr. W. Forster answered :—

(1.) Yes.

(2 and 3.) I will lay a Return on the Table, to which I refer the Honorable Member for the answer to these Questions.

2. Alexander B. Black (*"Formal" Motion*):—Mr. Harpur moved, pursuant to notice, That the Petition of Alexander B. Black, presented by him on the 23rd December last, be printed.

Question put and passed.

Ordered to be printed.

3. Paper:—Mr. W. Forster laid upon the Table, Return shewing the number and rank of the Police at the various Stations in the South-Eastern Police District, and the distances of such Stations from Cooma and Braidwood, respectively.
Ordered to be printed.
4. Motion Withdrawn:—Mr. Eagar withdrew the Motion standing in his name, No. 1 on the Notice Paper of Government Business for to-day.
5. Working of the Gold Fields Act:—Mr. Buchanan, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee appointed on 29th September, 1863, to inquire into, and report upon, the cases of Messrs. Thompson and Farrell, of Merrindce, with relation to the Working of the Gold Fields Act, to whom was also referred, on 2nd February, 1864, the matter of Isbester and Harrison,—together with Appendix.
Ordered to be printed.
6. Postponement:—The Order of the Day for the resumption of the Committee of Supply postponed, on motion of Mr. Eagar, until the Order of the Day for the third reading of the Customs Indemnity Bill shall have been disposed of.
7. Customs Indemnity Bill:—Mr. Eagar moved, That this Bill be now read a third time.
Debate ensued.
Question put.
The House divided.

Ayes, 32.

Mr. Martin,	Mr. Shepherd,
Mr. Eagar,	Mr. Lucas,
Mr. W. Forster,	Mr. Sadleir,
Mr. Holroyd,	Mr. Dangar,
Mr. Haworth,	Mr. Mate,
Mr. Faucett,	Mr. Lackey,
Mr. Wilson,	Mr. Lord,
Mr. Dalgleish,	Mr. Holt,
Mr. Piddington,	Mr. Allen,
Mr. Caldwell,	Mr. Buchanan,
Mr. Milford,	Mr. Rusden,
Mr. Morris,	Mr. Gordon,
Mr. Leary,	Mr. Macleay,
Mr. Burns,	
Mr. Stewart,	<i>Tellers.</i>
Mr. Terry,	Mr. Wisdom,
Mr. Suttor,	Mr. Weckes.

Noes, 2.

Tellers.
Mr. Garrett,
Mr. C. Cowper, junr.

Bill thereupon read a third time.

Mr. Eagar then moved, That this Bill do *pass*.

Question put and passed.

Mr. Eagar then moved, That the Title of this Bill be "*An Act to indemnify the Collector and Officers of Customs in respect of the collection of certain Duties without the sanction of law.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to indemnify the Collector and Officers of Customs in respect of the collection of certain Duties without the sanction of law,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,**Sydney, 9th March, 1864.*

Speaker.

Question put and passed.

8. Supply:—On the Order of the Day for the resumption of the Committee of Supply being read, Mr. Eagar moved, That the Speaker do now leave the Chair.
Debate ensued.
Question put and passed.
Whereupon, the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

And the Committee having continued to sit till after Midnight:—

THURSDAY, 10 MARCH, 1864, A.M.

The Chairman reported progress, and obtained leave to sit again at a later hour this day.

9. Member of Legislative Council as Witness:—The Speaker reported the following Message from the Legislative Council, (which had been received while the House was in Committee of Supply):—

MR. SPEAKER,

In answer to the Message from the Legislative Assembly, dated the 3rd March, 1864, requesting leave for the Honorable Robert Towns, a Member of the Legislative

Legislative Council, to attend and be examined before a Select Committee of the Legislative Assembly appointed "to inquire into, and report upon, the Petition of Mr. J. Harris and others, relative to the Railway through the Ultimo Estate," the Council acquaints the Assembly that leave has been granted to its said Member to attend and be examined by the said Committee, if he think fit.

*Legislative Council Chamber,
Sydney, 9th March, 1864.*

T. A. MURRAY,
President.

The House adjourned, on motion of Mr. Martin, at seven minutes before One o'clock, A.M., until Three o'clock, P.M., This Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, MARCH 10.

QUESTIONS :—

1. MR. GARRETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What was the total amount of Receipts on the Southern, Western, and Northern Railways, respectively, during the months of December, 1862, and January and February, 1863?
 - (2.) What was the total Expense of working and maintaining those Lines for the months named?
 - (3.) What was the total amount of Receipts on the Southern, Western, and Northern Railways, respectively, during the months of December, 1863, and January and February, 1864?
 - (4.) What was the total Expense of working and maintaining those Lines for the months last named?
2. MR. RUSDEN *to ask* THE COLONIAL SECRETARY,—Will the Government take into consideration the advisability of changing the site of the Township of Gunnedah to land contiguous, as the allotments which have been built upon by the Inhabitants have been repeatedly flooded, and in a recent case, the whole of their property has been destroyed?
3. MR. BURNS *to ask* THE ATTORNEY GENERAL,—If the Government intend to submit to Parliament, during this or next Session, any measure for preventing the devastating inundations to which the alluvial lands of the Hunter are exposed; and, if so, will he briefly explain the nature of the measure contemplated?
4. MR. BURNS *to ask* THE SECRETARY FOR LANDS,—If it is the intention of the Government to introduce a Bill to repeal the Maitland Roads Act, and to transfer to the local Municipalities the powers and duties now vested in the Maitland District Council and Road Trust?
5. MR. WISDOM *to ask* THE SECRETARY FOR PUBLIC WORKS,—Is there any objection, on the part of the Government, to lay on the Table of the House, Copies of the Correspondence, if any, between the Government and any person or persons relative to the removal of the Electric Telegraph Station from Windeyer to Hargraves?

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. EAGAR *to move*, That during the remainder of the present Session, unless otherwise ordered, Government Business shall take precedence of Private Business on Tuesday in each week; and that the Scssional Order, giving precedence to Private Orders of the Day on Fridays, be rescinded.

ORDERS OF THE DAY :—

1. Supply; Resumption of the Committee.
2. Official Salaries Bill; second reading.
3. Ways and Means; Resumption of the Committee.

OTHER

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
2. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Ilawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members :—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
3. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
4. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
5. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
6. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
7. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
8. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.
9. MR. SADDLEIR to move, That the Progress Report of the Select Committee on the case of Mr. John Busby, laid on the Table of this House on 17th December, 1863, be now adopted by this House.
10. MR. SADDLEIR to move, That the Final Report of the Select Committee on the case of Mr. John Busby, in respect to the case of James M'Intosh, laid on the Table of this House on 24th February, be now adopted by this House.
11. MR. SADDLEIR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the amount expended on the Railway surveys and engineering expenses, including all sums paid for supervision during the construction of the works, commencing with the introduction of Railways into the Colony.
 - (2.) Number of miles opened on the various lines.
 - (3.) Number of miles for which the surveys are complete on each line, exclusive of the lengths opened.
 - (4.) Number of miles in course of construction on each line, and on which the works have been actually commenced.
12. MR. SADDLEIR to move,—
 - (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 - (2.) That the said Resolution be communicated by Address to His Excellency the Governor.
13. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under

under conditional purchase or otherwise, under separate heads ; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes ; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c. ; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run ; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.

14. MR. MACPHERSON to move, That the Petition presented by him on 26th February, from certain Farmers in the County of Cumberland and District of Liverpool, be printed.

ORDERS OF THE DAY:—

1. Impounding Bill ; to be further considered in Committee.
2. Juvenile Reformatories Bill ; second reading.
3. Church and School Lands Trust Bill:—Resumption of Adjourned Debate on motion of Mr. Macpherson,—“That this Bill be now read a second time,”—upon which Mr. Wilson had moved the Previous Question.
4. Lunacy and Lunatic Asylums Bill ; second reading.
5. Seamen's Laws Amendment and Consolidation Bill ; further consideration in Committee of Legislative Council's Amendments in this Bill.
6. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
7. Railway Communication ; Resumption of the Adjourned Debate, on motion of Mr. Samuel:—

“ (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions ; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions:—

“ (1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.

“ (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.

“ (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

“ (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.

“ (5.) That “finding everything” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.

“ (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.

“ (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner,”—Upon which Mr. Holroyd had moved the Previous Question.

8. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
9. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.” 10.

10. Presbyterian College Bill; second reading.
11. Municipalities Law Amendment Bill; to be considered in Committee.
12. Metropolitan Corporation Bill; to be further considered in Committee.
13. Public Service Superannuation Bill; to be further considered in Committee.
14. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, MARCH 11.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Letters Patent for Inventions Bill; to be further considered in Committee.
2. District Courts Act Amendment Bill; second reading.
3. Elementary Education Bill; second reading.
4. Moruya Silver Mining Company's Incorporation Bill; to be further considered in Committee.
5. Proposed Punt on the Parramatta River at Ryde; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto also, forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.

NOTICES OF MOTION :—

1. MR. BURNS to move for leave to introduce a Bill to render future Parliaments triennial.
2. MR. BURNS to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The number of Electors, according to the respective qualifications, on the Rolls, in each District of the Colony, for the year ending on the 1st day of September, 1856, or for any previous year, or half-year, under the Electoral Act of 1851.
 - (2.) A Return embracing the same information for the year 1856, or for any, subsequent year, or half-year, in terms of the Constitution Act, 18 and 19 Vic., 1855.
 - (3.) A similar Return for the year 1859, or for any subsequent year, or half-year, under the Electoral Law Amendment Act of 1858.

TUESDAY, MARCH 15.

QUESTION :—

1. MR. SHEPHERD to ask THE SECRETARY FOR LANDS,—
 - (1.) Is there any fixed rule or principle by which the Government are guided in defining and classing the various Roads throughout the Country, and on which Public Money is expended?
 - (2.) If so, what rules are acted on in defining and classing those Roads on which Public Money is expended?
 - (3.) Does any other than proclaimed Roads come within the category of Minor Roads, and on which portions of the Public Money is set apart to be expended?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
2. MR. CUNNEEN to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government, for compensation for injuries done to their properties since the discovery of gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Piddington, Mr. Harpur, Mr. Robertson, Mr. Wilson, Mr. Stewart, Mr. Lackey, Mr. Cowper, Mr. Lucas, Mr. Egan, and the Mover.
3. MR. MATE to move, That the Report of the Select Committee on the Petition of Robert Stewart, brought up on 20th October, 1863, be now adopted by this House.
4. MR. DANGAR to move, That there be laid upon the Table of this House, A Return shewing,—
 - (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 - (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 - (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.
5. MR. BELL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding Ten thousand pounds (£10,000) may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress, arising out of Rust in Wheat, and recent Floods.

6. MR. TERRY to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
7. MR. LUCAS to move, That it is the opinion of this House, that the rate of Subscription to the *Government Gazette* should be reduced to a sum not exceeding Ten Shillings per annum.
8. MR. LUCAS to move, That, for the purpose of giving the widest publicity to the Government Business, a free copy of the *Government Gazette* should be sent to all Postmasters and Poundkeepers, who should be requested to hang them out for public inspection.
9. MR. LUCAS to move,—
 - (1.) That the *Government Gazette* should be the only advertising medium of Government Business.
 - (2.) That a Bill should be introduced to relieve the Government from the necessity of advertising otherwise than in the *Government Gazette*.

ORDER OF THE DAY:—

1. Acts Extension Rescinding Bill ; second reading.

WEDNESDAY, MARCH 16.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

ORDER OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill ; second reading.

FRIDAY, MARCH 18.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Insolvency Jurisdiction Bill ; second reading.
2. Law of Evidence in Criminal Cases Amendment Bill ; second reading.

TUESDAY, MARCH 22.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.

FRIDAY, MARCH 25.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Smoke Nuisance Abatement Bill ; second reading.
2. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee " on the Harbour Defences, laid upon the Table by him on 9th September, be now " adopted by this House."
3. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
4. Dog Nuisance Abatement Bill ; second reading.

TUESDAY,

TUESDAY, MARCH 29.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DALGLEISH to move, That in the opinion of this House, it is desirable that Customs Duties should be abolished, and in their stead, the following means of obtaining Revenue should be adopted,—

- (1.) On all Income derived from acquired Property.
- (2.) On the Dividends of all Joint Stock and other Companies, formed for the purpose of carrying on business or trade.
- (3.) By Assessment of the Income of all persons employed in Trade, Agriculture, or Manufacture.
- (4.) On all Incomes from Salaries and Wages.

That all such taxation shall be levied equitably, increasing by equal proportions of taxation to increasing Income, from whatever source derived.

2. MR. PIDDINGTON to move,—

(1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

“Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.

(2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

ORDER OF THE DAY:—

1. Trade and Commerce Laws Amendment Bill; second reading.

New South Wales.

No. 122.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 10 MARCH, 1864.

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

Questions on Notice Paper for to-day:—

- (1.) Railway Receipts and Expenditure:—Mr. Garrett asked the Secretary for Public Works, pursuant to Notice, No. 1,—

(1.) What was the total amount of Receipts on the Southern, Western, and Northern Railways, respectively, during the months of December, 1862, and January and February, 1863?

(2.) What was the total Expense of working and maintaining those Lines for the months named?

(3.) What was the total amount of Receipts on the Southern, Western, and Northern Railways, respectively, during the months of December, 1863, and January and February, 1864?

(4.) What was the total Expense of working and maintaining those Lines for the months last named?

Mr. Holroyd answered:—There will be no objection to lay upon the Table of the House the Returns asked for, should a motion be made for their production.

- (2.) Township of Gunnedah:—Mr. Rusden asked the Colonial Secretary, pursuant to Notice, No. 2,—Will the Government take into consideration the advisability of changing the site of the Township of Gunnedah to land contiguous, as the allotments which have been built upon by the Inhabitants have been repeatedly flooded, and, in a recent case, the whole of their property has been destroyed?

Mr. Wilson answered:—There is no objection on the part of the Government to form another Township upon the high ground near Gunnedah; but if the Honorable Member means, is it the intention of the Government to exchange new land for flooded land in the old Township, I beg to inform the Honorable Member that the Government have no power to do so—that there is no provision in the Land Act which would enable them to give away land for any purpose.

(Mr. Burns withdrew the Question standing in his name, No. 3.)

- (3.) Maitland Roads Act:—Mr. Burns asked the Secretary for Lands, pursuant to Notice, No. 4,—If it is the intention of the Government to introduce a Bill to repeal the Maitland Roads Act, and to transfer to the local Municipalities the powers and duties now vested in the Maitland District Council and Road Trust?

Mr. Wilson answered:—The Government have not yet considered this matter, but intend to give it the earliest consideration, and to take some action in it at least during the recess.

- (4.) Removal of Electric Telegraph Station, Windeyer:—Mr. Wisdom asked the Secretary for Public Works, pursuant to Notice, No. 5,—Is there any objection, on the part of the Government, to lay on the Table of the House, Copies of the Correspondence, if any, between the Government and any person or persons relative to the removal of the Electric Telegraph Station from Windeyer to Hargraves?

Mr. Holroyd answered:—There is no objection.

2. Assent to Bills :—The following Messages from His Excellency the Governor were, respectively, delivered by Mr. Martin, and read by the Speaker :—

(1.) Newspaper Postage Bill :—

JOHN YOUNG,
Governor.

Message No. 21.

A Bill intituled "*An Act to render Newspapers liable to Postage,*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 9th March, 1864.

(2.) Treasury Bills Bill :—

JOHN YOUNG,
Governor.

Message No. 22.

A Bill intituled "*An Act to authorize the issue of Treasury Bills,*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 9th March, 1864.

3. Motion for Adjournment :—Mr. Garrett moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
4. Paper :—Mr. W. Forster laid upon the Table, Correspondence respecting Government Asylums for the Infirm and Destitute.
Ordered to be printed.
5. Messrs. Larkin and Pooley—Great Southern Road :—Mr. Caldwell presented a Petition from Thomas Larkin and Robert Pooley, of Picton, detailing certain grievances alleged to have been sustained by them, arising out of a Contract on the part of one Spencer Sivyer, for whom they became Sureties for the construction and metalling of a portion of the Southern Road, in Bargo,—part of which work, on the failure of the original Contractor, they undertook on their own account ;—and praying relief.
Petition received.
6. Motion Withdrawn :—Mr. Eagar withdrew the Motion standing in his name, No. 1 on the Notice Paper of Government Business for to-day.
7. Supply :—On motion of Mr. W. Forster, the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

And the Committee having continued to sit till after Midnight :—

FRIDAY, 11 MARCH, 1864, A.M.

The Chairman reported progress, and obtained leave to sit again on Wednesday next.

The House adjourned, on motion of Mr. Martin, at twenty-three minutes after Twelve o'clock, A.M., until Three o'clock, P.M., This Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, MARCH 11.

QUESTIONS :—

1. MR. BURNS *to ask* THE ATTORNEY GENERAL,—Have the Government considered the necessity of introducing, next Session, some measure for preventing the devastating inundations to which the alluvial lands of the Hunter are exposed?
2. MR. DANGAR *to ask* THE COLONIAL TREASURER,—
 - (1.) Do the Government intend to allow compensation to David Moores, late foreman in the Storekeeper's Department?
 - (2.) Is it not usual to grant one month's pay for every year of servitude to officers of Government when so discharged?
 - (3.) Will the Government have any objection to re-appoint David Moores to employment in the Government, suited to his qualifications and competency?
3. MR. DANGAR *to ask* THE COLONIAL TREASURER,—
 - (1.) The amount of salaries, including travelling expenses and quarters, paid in 1863, to the Officers of the Sydney Mint, including the Master of the Mint?
 - (2.) The names of Officers receiving salaries, describing the amount received by each?
 - (3.) The amount of Gold Duty and other Revenue received at the Sydney Mint for 1863, as paid into the Colonial Treasury?
4. MR. CUNNEEN *to ask* THE SECRETARY FOR LANDS,—Why have the Government, in their proposed distribution for Subordinate Roads for 1864, reduced from £10 to £7 per mile the expenditure upon the part most used of Wiseman's Road, namely,—between Pitt Town and Wiseman's Ferry, while they still propose to expend £10 per mile upon it between Wiseman's Ferry and the Wollombi?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Letters Patent for Inventions Bill ; to be further considered in Committee.
2. District Courts Act Amendment Bill ; second reading.
3. Elementary Education Bill ; second reading.
4. Moruya Silver Mining Company's Incorporation Bill ; to be further considered in Committee.
5. Proposed Punt on the Parramatta River at Ryde ; consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto, also forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush.
6. Impounding Bill ; to be further considered in Committee.
7. Juvenile Reformatories Bill ; second reading.
8. Church and School Lands Trust Bill :—Resumption of Adjourned Debate on motion of Mr. Macpherson,—“That this Bill be now read a second time,”—upon which Mr. Wilson had moved the Previous Question.
9. Lunacy and Lunatic Asylums Bill ; second reading.
10. Seaman's Laws Amendment and Consolidation Bill ; further consideration in Committee of Legislative Council's Amendments in this Bill.
11. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
12. Railway Communication ; Resumption of the Adjourned Debate, on motion of Mr. Samuel :—

“ (1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions ; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—

“ (1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.

“ (2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension beyond Penrith, for which Contracts have been taken ; to find everything except Land ; uphold and keep the same in repair for a period of one year after completion.

“ (3.) To make and completely finish, within four years from the time of signing the Contract, a single Line of Railway from Singleton to Murrurundi ; to find everything except Land, and uphold and keep the same in repair for a period of one year after completion.

“ (4.)

- “ (4.) That the Government furnish the Contractors invited to Tender, with a copy of such Surveys or Plans and Sections, as far as they have been made for the above Lines, or that may be useful in preparing such Tender.
- “ (5.) That “ finding everything ” shall include setting out the Works, Rails, Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts, Fencing, Level Crossings with Gates where required, suitable Stations with Platforms, Road Approaches, and everything else that may be required to complete a single Line of Railway to render it fit for Traffic.
- “ (6.) That the Contractors shall receive payment in New South Wales Government Debentures at par, bearing interest at the rate of £5 per centum per annum, and terminable in thirty years.
- “ (2.) That this House is further of opinion, that for the purpose of paying off such loans as may be hereafter raised, two per cent. upon such amount shall be every year taken from the Consolidated Revenue and invested either in the purchase of Debentures or other securities, and the interest and compound interest accruing from such securities shall be annually invested in the like manner,”—Upon which Mr. Holroyd had moved the Previous Question.
13. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
14. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
15. Presbyterian College Bill ; second reading.
16. Municipalities Law Amendment Bill ; to be considered in Committee.
17. Metropolitan Corporation Bill ; to be further considered in Committee.
18. Public Service Superannuation Bill ; to be further considered in Committee.
19. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION :—

1. MR. BURNS to move for leave to introduce a Bill to render future Parliaments triennial.
2. MR. BURNS to move, That there be laid upon the Table of this House, a Return shewing,—
- (1.) The number of Electors, according to the respective qualifications, on the Rolls, in each District of the Colony, for the year ending on the 1st day of September, 1856, or for any previous year, or half-year, under the Electoral Act of 1851.
- (2.) A Return embracing the same information for the year 1856, or for any, subsequent year, or half-year, in terms of the Constitution Act, 18 and 19 Vic., 1855.
- (3.) A similar Return for the year 1859, or for any subsequent year, or half-year, under the Electoral Law Amendment Act of 1858.
3. MR. CALDWELL to move, That the Petition presented by him on the 10th March, from Messrs. Larkin and Pooley, be printed.
4. MR. GARRETT to move for leave to bring in a Bill to regulate the importation of Cattle, for the purpose of preventing the introduction of contagious or infectious disorders, and to prevent the propagation thereof in the Colony.
5. MR. GARRETT to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
- (2.) That such Committee consist of the following Members :—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
6. MR. GARRETT to move, That, in the opinion of this House, the Government ought immediately to appoint Inspectors to examine Cattle intended for shipment, and to authorize them to give Certificates as to the state of Cattle examined by them when shipped.
7. MR. HART to move,—
- (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
- (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
- (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
8. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.

9. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return showing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
10. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
11. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.
12. MR. SADLER to move, That the Progress Report of the Select Committee on the case of Mr. John Busby, laid on the Table of this House on 17th December, 1863, be now adopted by this House.
13. MR. SADLER to move, That the Final Report of the Select Committee on the case of Mr. John Busby, in respect to the case of James M'Intosh, laid on the Table of this House on 24th February, be now adopted by this House.
14. MR. SADLER to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the amount expended on the Railway surveys and engineering expenses, including all sums paid for supervision during the construction of the works, commencing with the introduction of Railways into the Colony.
 - (2.) Number of miles opened on the various lines.
 - (3.) Number of miles for which the surveys are complete on each line, exclusive of the lengths opened.
 - (4.) Number of miles in course of construction on each line, and on which the works have been actually commenced.
15. MR. SADLER to move,—
 - (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 - (2.) That the said Resolution be communicated by Address to His Excellency the Governor.
16. MR. MACPIERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or quasi Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
17. MR. MACPIERSON to move, That the Petition presented by him on 26th February, from certain Farmers in the County of Cumberland and District of Liverpool, be printed.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. EAGAR to move, That during the remainder of the present Session, unless otherwise ordered, Government Business shall take precedence of Private Business on Tuesday in each week; and that the Sessional Order, giving precedence to Private Orders of the Day on Fridays, be rescinded.

ORDERS OF THE DAY:—

1. Official Salaries Bill; second reading.
2. Ways and Means; Resumption of the Committee.

TUESDAY,

TUESDAY, MARCH 15.

QUESTIONS :—

1. MR. SHEPHERD *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Is there any fixed rule or principle by which the Government are guided in defining and classing the various Roads throughout the Country, and on which Public Money is expended ?
 - (2.) If so, what rules are acted on in defining and classing those Roads on which Public Money is expended ?
 - (3.) Does any other than proclaimed Roads come within the category of Minor Roads, and on which portions of the Public Money is set apart to be expended ?
2. MR. GARRETT *to ask* THE COLONIAL SECRETARY,—
 - (1.) The names of the persons who received Prizes and Honorable Mention for the products of this Colony, exhibited at the late Great Exhibition in London, together with a statement of the Articles for which such prizes &c., were awarded ?
 - (2.) What has been done with the Articles exhibited ; if sold, what were the proceeds in each case, and to whom have they been paid ?
3. MR. GARRETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What was the total amount of Receipts on the Southern, Western, and Northern Railways, respectively, during the months of December, 1862, and January and February, 1863 ?
 - (2.) What was the total Expense of working those Lines for the months named ?
 - (3.) What was the total amount of Receipts on the Southern, Western, and Northern Railways, respectively, during the months of December, 1863, and January and February, 1864 ?
 - (4.) What was the total Expense of working those Lines for the months last named ?
4. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—
 - (1.) The amount of salaries, including travelling expenses and quarters, paid in 1863, to the Officers and Men in charge of Gold Escorts ?
 - (2.) The names of Officers or Men in charge of Gold Escorts, describing the amount received by each ?
 - (3.) The amounts received for Conveying Gold from the Northern, Southern, South-Western, and Western Gold Fields for 1863 ?
 - (4.) The amount received by the Government from Gold Escorts, and paid into the Colonial Treasury during the year 1863 ?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRICE *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
2. MR. CUNNEEN *to move*,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government, for compensation for injuries done to their properties since the discovery of gold on their rented Crown Lands.
 - (2.) That such Committee consist of Mr. Piddington, Mr. Harpur, Mr. Robertson, Mr. Wilson, Mr. Stewart, Mr. Laekey, Mr. Cowper, Mr. Lucas, Mr. Egan, and the Mover.
3. MR. MATE *to move*, That the Report of the Select Committee on the Petition of Robert Stewart, brought up on 20th October, 1863, be now adopted by this House.
4. MR. DANGAR *to move*, That there be laid upon the Table of this House, A Return shewing,—
 - (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 - (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 - (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.
5. MR. BELL *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding Ten thousand pounds (£10,000) may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress, arising out of Rust in Wheat, and recent Floods.
6. MR. TERRY *to move*, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
7. MR. LUCAS *to move*, That it is the opinion of this House, that the rate of Subscription to the *Government Gazette* should be reduced to a sum not exceeding Ten Shillings per annum.
8. MR. LUCAS *to move*, That, for the purpose of giving the widest publicity to the Government Business, a free copy of the *Government Gazette* should be sent to all Postmasters and Poundkeepers, who should be requested to hang them out for public inspection.

9. MR. LUCAS to move,—
 (1.) That the *Government Gazette* should be the only advertising medium of Government Business.
 (2.) That a Bill should be introduced to relieve the Government from the necessity of advertising otherwise than in the *Government Gazette*.
- ORDER OF THE DAY :—
1. Acts Extension Rescinding Bill ; second reading.

WEDNESDAY, MARCH 16.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

ORDERS OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill ; second reading.
 2. Supply ; Resumption of the Committee.

FRIDAY, MARCH 18.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Insolvency Jurisdiction Bill ; second reading.
 2. Law of Evidence in Criminal Cases Amendment Bill ; second reading.

TUESDAY, MARCH 22.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. DANGAR to move,—
 (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.

FRIDAY, MARCH 25.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Smoke Nuisance Abatement Bill ; second reading.
 2. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee " on the Harbour Defences, laid upon the Table by him on 9th September, be now " adopted by this House."
 3. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
 4. Dog Nuisance Abatement Bill ; second reading.

TUESDAY, MARCH 29.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DALGLEISH to move, That in the opinion of this House, it is desirable that Customs Duties should be abolished, and in their stead, the following means of obtaining Revenue should be adopted,—
 (1.) On all Income derived from acquired Property.
 (2.) On the Dividends of all Joint Stock and other Companies, formed for the purpose of carrying on business or trade.
 (3.) By Assessment of the Income of all persons employed in Trade, Agriculture, or Manufacture.
 (4.) On all Incomes from Salaries and Wages.
 That all such taxation shall be levied equitably, increasing by equal proportions of taxation to increasing Income, from whatever source derived.

2. Mr. PIDDINGTON to move,—

(1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.

(2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

ORDER OF THE DAY:—

1. Trade and Commerce Laws Amendment Bill ; second reading.

New South Wales.

No. 123.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 11 MARCH, 1864.

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

Questions on Notice Paper for to-day :—

(*Mr. Burns withdrew the Question standing in his name, No. 1.*)

- (1.) David Moores, late Foreman in Storekeeper's Department: Mr. Dangar asked the Colonial Treasurer, pursuant to Notice No. 2,—

(1.) Do the Government intend to allow compensation to David Moores, late foreman in the Storekeeper's Department?

(2.) Is it not usual to grant one month's pay for every year of servitude to officers of Government when so discharged?

(3.) Will the Government have any objection to re-appoint David Moores to employment in the Government, suited to his qualifications and competency?

Mr. Eagar answered :—Perhaps the Honorable Gentleman will relieve me from the necessity of answering his questions *seriatim*, which will enable me to give the required information in a more definite shape. On the re-organization of the Storekeeper's Department by the late Government, Mr. David Moores was removed from his position as Foreman. In cases involving the abolition of office, it is usual to allow a gratuity—which may be termed compensation—on the principle of one month's pay for each year of service, if continuous, and provided the removal from office be not occasioned by the fault of the person so removed. In the case of Mr. Moores, the question of the usual gratuity has not yet arisen, as I have repeatedly informed Mr. Moores of my intention to appoint him to the first vacancy (suitable to his age and capacity) which may occur in any department under my control.

- (2.) Officers of Sydney Mint:—Mr. Dangar asked the Colonial Treasurer, pursuant to Notice No. 3,—

(1.) The amount of salaries, including travelling expenses and quarters, paid in 1863, to the Officers of the Sydney Mint, including the Master of the Mint?

(2.) The names of Officers receiving salaries, describing the amount received by each?

(3.) The amount of Gold Duty and other Revenue received at the Sydney Mint for 1863, as paid into the Colonial Treasury?

Mr. Eagar answered :—Having regard, Mr. Speaker, to your observations of yesterday, in reference to Questions asked of Members of the Government, I would suggest to my Honorable friend opposite, whether he would give notice of these Questions in the shape of a motion for next Tuesday. If it were then regarded as a formal motion, I should, upon its being put from the Chair, be prepared to lay the return on the Table; my object being not to encumber the Votes and Proceedings with unnecessarily lengthy replies.

- (3.) Expenditure on Road between Pitt Town and Wiseman's Ferry :—Mr. Cunneen, *with the concurrence of the House*, asked the Secretary for Lands, pursuant to Notice No. 4,—Why have the Government, in their proposed distribution for Subordinate Roads for 1864, reduced from £10 to £7 per mile the Expenditure upon the part most used of Wiseman's Road, namely,—between Pitt Town and Wiseman's Ferry, while they still propose to expend £10 per mile upon it between Wiseman's Ferry and the Wollombi?

Mr. Wilson answered :—The reduction was made on the recommendation of the late Superintendent, Mr. Keele.

2. Reservations upon Runs in Tumut District:—Mr. Rusden, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee, appointed on this subject on 29th September, 1863,—together with Appendix.
Ordered to be printed.
3. Motions Withdrawn:—Mr. Garrett withdrew the Motions standing in his name, Nos. 4 and 6 on the Notice Paper of Other Business for to-day.
4. Claim of Robert Stewart to Land in Ilawarra:—Mr. Tighe, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee for whose consideration and report this claim was referred on 16th February, 1864,—together with Appendix.
Ordered to be printed.
5. Messages from Legislative Council:—The Speaker reported that, while the House was in Committee of Supply yesterday, the following Messages were received
• from the Legislative Council:—
(1.) Customs Indemnity Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled, "*An Act to indemnify the Collector and Officers of Customs in respect of the Collection of certain Duties without the sanction of law,*" with the Amendment indicated by the accompanying Schedule, in which Amendment the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 10th March, 1864.

F. A. MURRAY,
President.

Ordered, on motion of Mr. Eagar, that the consideration in Committee of the Amendment made by the Legislative Council in this Bill, stand an Order of the Day for Tuesday next.

(2.) Cox's Marriage Settlement Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled, "*An Act to enable the Trustees of a Settlement made on the Marriage of Charles Clarendon Cox and Louisa Stafford Stuart of certain land near Windsor in the Colony of New South Wales called or known as 'Clarendon' to sell such land and to make provision for the investment of the proceeds of the sale thereof,*" with the Amendments indicated by the accompanying Schedule, in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 10th March, 1864.

T. A. MURRAY,
President.

Ordered, on motion of Mr. Holroyd, that the consideration in Committee of the Amendments made by the Legislative Council in this Bill, stand an Order of the Day for Tuesday next.

6. Exchange of Land, Scots Church, Jamison-street, Legalizing Bill:—Mr. Dalgleish, with the concurrence of the House, moved, without notice, That the Report from the Select Committee on the "Exchange of Land, Scots Church, Jamison-street, Legalizing Bill," together with the Proceedings of the Committee, Minutes of Evidence, and Appendix, brought up on the 14th November, 1862, be referred to the Committee now sitting, for whose consideration and report was referred the Bill to legalize the exchange of a portion of the allotment of the Scots Church.
Question put and passed.
7. Letters Patent for Inventions Bill:—On the Order of the Day (No. 1 of Other Business) for the further consideration in Committee of this Bill being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such further consideration.
The Chairman reported progress, and obtained leave to sit again this day week.
8. Postponements:—
(1.) The Order of the Day No. 2 of Other Business postponed, on motion of Mr. Darvall, until this day week.
(2.) The Order of the Day No. 3 of Other Business postponed, on motion of Mr. Sadleir, until this day fortnight.
9. Moruya Silver Mining Company's Incorporation Bill:—On the Order of the Day, (No. 4 of Other Business) for the further consideration in Committee of this Bill being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for such further consideration.
The Chairman having reported the Bill without Amendment, the House adopted the Report, and ordered that the Bill, as so reported, be read a third time on Tuesday next.
10. Proposed Punt on Parramatta River at Ryde:—The Order of the Day (No. 5 of Other Business) for the consideration in Committee of an Address to the Governor, praying for Funds for the purpose of providing a Punt to cross the Parramatta River at Ryde, and making approaches thereto, also forming a Road from the Punt to Homebush, so as to connect Ryde, and the North side of the River, with the Railway at Homebush,—
Discharged from the Paper, on motion of Mr. Shepherd.

11. Postponements :—

(1.) The Order of the Day No. 6 of Other Business postponed, on motion of Mr. Garrett, until this day week.

(2.) The Order of the Day No. 7 of Other Business postponed, on motion of Mr. Sadleir, until Tuesday week.

12. Church and School Lands Trust Bill:—The Order of the Day (No. 8 of Other Business) for the resumption of Adjourned Debate on motion of Mr. Macpherson,—"That this Bill be now read a second time,"—upon which Mr. Wilson had moved the Previous Question,—having been read,—
And the Debate not having been resumed,—
Previous Question put,—That this Question be now put.
The House divided.

Ayes, 17

Mr. Darvall,	Mr. Smart,
Mr. Cowper,	Mr. Raper,
Mr. Egan,	Mr. Wisdom,
Mr. Cummings,	Mr. Gordon,
Mr. Terry,	Mr. Weekes,
Mr. Shepherd,	<i>Tellers.</i>
Mr. Lucas,	Mr. Burdekin,
Mr. Garrett,	Mr. Macpherson.
Mr. Haworth,	
Mr. Dangar,	

Noes, 13.

Mr. Martin,	Mr. Eagar,
Mr. W. Forster,	<i>Tellers.</i>
Mr. Wilson,	Mr. Piddington,
Mr. Holroyd,	Mr. Dalgleish.
Mr. Faucett,	
Mr. Sutherland,	
Mr. Sadleir,	
Mr. Stewart,	
Mr. Burns,	
Dr. Lang,	

Original Question then put.
The House divided.

Ayes, 18.

Mr. Darvall,	Mr. Dangar,
Mr. Macpherson,	Mr. Smart,
Mr. Egan,	Mr. Raper,
Mr. Garrett,	Mr. Gordon,
Mr. Cowper,	Mr. Weekes,
Mr. Cummings,	Mr. Wisdom,
Mr. Terry,	<i>Tellers.</i>
Mr. Shepherd,	Mr. Burdekin,
Mr. Close,	Mr. Faucett.
Mr. Haworth,	

Noes, 14.

Mr. Martin,	Dr. Lang,
Mr. Wilson,	Mr. Eagar,
Mr. W. Forster,	<i>Tellers.</i>
Mr. Holroyd,	Mr. Leary,
Mr. Dalgleish,	Mr. Lucas.
Mr. Tighe,	
Mr. Piddington,	
Mr. Sutherland,	
Mr. Sadleir,	
Mr. Stewart,	

Bill thereupon read a second time.

Whereupon, on motion of Mr. Macpherson, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.

The Chairman reported progress, and obtained leave to sit again this day week.

13. Postponement:—The Order of the Day No. 9 of Other Business postponed, on motion of Mr. Dalgleish, until this day week.

14. Seamen's Laws Amendment and Consolidation Bill :—On the Order of the Day (No. 10 of Other Business) for the further consideration in Committee of the Legislative Council's Amendments in this Bill being read,—the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such further consideration.

The Chairman reported that the Committee had considered the Amendments made by the Legislative Council in the said Bill, and had agreed to some and disagreed to and amended other of the said Amendments, and made a consequential amendment in the Bill.

Mr. Dalgleish then moved, That this report be now adopted.

Question put and passed.

15. Special Adjournment—Temporary alteration of Hour of Meeting :—Mr. Martin, with the concurrence of the House, moved, without notice, That this House, at its rising, do adjourn until Seven o'clock on Tuesday next, and that, during all the sitting days of next week, this House do meet for despatch of business at Seven o'clock instead of Three o'clock.

Question put and passed.

16. Postponement:—The Order of the Day No. 11 of Other Business postponed, on motion of Mr. Dalgleish, until this day fortnight.

17. Railway Communication :—The Order of the Day (No. 12 of Other Business) for the resumption of the Adjourned Debate, on motion of Mr. Samuel :—

"(1.) That in order more satisfactorily to carry out Railway Communication in the Colony, this House is of opinion that it is desirable that Contracts should be made with some responsible Contractor or Contractors, for the completion of present and further extensions; and with this view, some well known responsible Contractor or Contractors should be requested to prepare an Estimate and submit a Tender to the Government, for constructing certain Railways in New South Wales, in accordance with the following conditions :—

"(1.) To make and completely finish within three years from the time of signing the Contract, a single Line of Railway to Goulburn from the termination of the present extension, for which Contracts have been taken; to find everything except Land; uphold and keep the same in repair for a period of one year after completion.

"(2.) To make and completely finish, within three years from the time of signing the Contract, a single Line of Railway to Bathurst, from the extension

“extension beyond Penrith, for which Contracts have been taken; to find
“everything except Land: uphold and keep the same in repair for a period
“of one year after completion.

“(3.) To make and completely finish, within four years from the time of
“signing the Contract, a single Line of Railway from Singleton to Murru-
“rundi; to find everything except Land, and uphold and keep the same in
“repair for a period of one year after completion.

“(4.) That the Government furnish the Contractors invited to Tender, with
“a copy of such Surveys or Plans and Sections, as far as they have been
“made for the above Lines, or that may be useful in preparing such Tender.

“(5.) That “finding everything” shall include setting out the Works, Rails,
“Chairs, Spikes, Bolts, Fish Plates, Sleepers, Ballast, Bridges, Culverts,
“Fencing, Level Crossings with Gates where required, suitable Stations with
“Platforms, Road Approaches, and everything else that may be required to
“complete a single Line of Railway to render it fit for Traffic.

“(6.) That the Contractors shall receive payment in New South Wales
“Government Debentures at par, bearing interest at the rate of £5 per
“centum per annum, and terminable in thirty years.

“(2.) That this House is further of opinion, that for the purpose of paying off
“such loans as may be hereafter raised, two per cent. upon such amount shall
“be every year taken from the Consolidated Revenue and invested either in the
“purchase of Debentures or other securities, and the interest and compound
“interest accruing from such securities shall be annually invested in the like
“manner,”—Upon which Mr. Holroyd had moved the Previous Question,—

Discharged from the Paper, on motion of Mr. Terry.

18. Silver and Copper Coinage:—Mr. Terry moved, That the Order of the Day,
(No. 13 of Other Business) for the Debate on the motion of Mr. Samuel,—
“That in the opinion of this House there ought to be a Silver and Copper
Coinage issued from the Sydney Branch of the Royal Mint,”—be discharged
from the Paper.

Debate ensued.

Motion, for proposed discharge, by leave withdrawn,—

And Order of the Day postponed, on motion of Mr. Dalgleish, until this day
fortnight.

19. Postponement:—The Order of the Day No. 14 of Other Business postponed, on
motion of Mr. Garrett, until this day fortnight (after Debate.)

20. Presbyterian College Bill (Order No. 15 of Other Business) on motion of Dr.
Lang, read a second time.

Whereupon, on motion of Dr. Lang, the Speaker left the Chair, and the House
resolved itself into a Committee of the Whole, for the consideration of this Bill.
The Chairman reported progress, and obtained leave to sit again this day week.

21. Postponements:—

(1.) The Order of the Day No. 16 of Other Business postponed, on motion of
Mr. Lucas, until this day fortnight.

(2.) The Order of the Day No. 17 of Other Business postponed, on motion of
Mr. Cowper, until this day week (after Debate.)

22. Public Service Superannuation Bill:—On the Order of the Day, (No. 18 of Other
Business) for the further consideration in Committee of this Bill being read, the
Speaker left the Chair, and the House resolved itself into a Committee of the
Whole for such further consideration.

The Chairman reported the Bill with Amendments.

Bill re-committed, on motion of Mr. Dalgleish, for the re-consideration of Clause 14.

The Chairman reported the Bill with a further Amendment.

Ordered, on motion of Mr. Cowper, That the adoption of this report stand an
Order of the Day for this day week.

Mr. Eagar moved, That this House do now adjourn.

Question put and passed.

Whereupon, the Speaker left the Chair, and the House stood adjourned at twenty-
three minutes before Twelve o'clock, until Tuesday next, at Seven o'clock (P.M.)

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, MARCH 15.

QUESTIONS :—

1. MR. SHEPHERD *to ask* THE SECRETARY FOR LANDS,—
(1.) Is there any fixed rule or principle by which the Government are guided in defining and classing the various Roads throughout the Country, and on which Public Money is expended?
(2.) If so, what rules are acted on in defining and classing those Roads on which Public Money is expended?
(3.) Do any other than proclaimed Roads come within the category of Minor Roads, and on which portions of the Public Money are set apart to be expended?
2. MR. GARRETT *to ask* THE COLONIAL SECRETARY,—
(1.) The names of the persons who received Prizes and Honorable Mention for the products of this Colony, exhibited at the late Great Exhibition in London, together with a statement of the Articles for which such prizes &c., were awarded?
(2.) What has been done with the Articles exhibited; if sold, what were the proceeds in each case, and to whom have they been paid?
3. MR. GARRETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—
(1.) What was the total amount of Receipts on the Southern, Western, and Northern Railways, respectively, during the months of December, 1862, and January and February, 1863?
(2.) What was the total Expense of working those Lines for the months named?
(3.) What was the total amount of Receipts on the Southern, Western, and Northern Railways, respectively, during the months of December, 1863, and January and February, 1864?
(4.) What was the total Expense of working those Lines for the months last named?
4. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—
(1.) The amount of salaries, including travelling expenses and quarters, paid in 1863, to the Officers and Men in charge of Gold Escorts?
(2.) The names of Officers or Men in charge of Gold Escorts, describing the amount received by each?
(3.) The amounts received for Conveying Gold from the Northern, Southern, South-Western, and Western Gold Fields for 1863?
(4.) The amount received by the Government from Gold Escorts, and paid into the Colonial Treasury during the year 1863?
5. MR. BURNS *to ask* THE ATTORNEY GENERAL,—Have the Government considered the necessity of introducing, next Session, some measure for preventing the devastating inundations to which the alluvial lands of the Hunter are exposed?
6. MR. PIDDINGTON *to ask* THE COLONIAL TREASURER,—
(1.) What was the amount of the actual Cash Balance at the credit of the Government in the Bank of New South Wales, on the 21st day of March, 1863?
(2.) Is the sum of £445,106 7s., the correct Cash Balance at the above date, as stated in Return signed by John Wells, Accountant?
7. MR. SABLEIR *to ask* THE COLONIAL SECRETARY,—
(1.) Whether he would object to lay upon the Table of this House, the Correspondence he has received from Raymond Terrace, complaining that the people there "cannot obtain justice from the Bench there," and asking for the appointment of a Police Magistrate?
(2.) Whether the Police Magistrate of Newcastle attends there?
8. MR. SABLEIR *to ask* THE COLONIAL SECRETARY,—Whether he has received any Official Communication from the Officer in charge of Tarban Creek, reporting a Deficiency of Water there (as alleged) for the purposes of the Establishment; and if so, have any measures been taken to meet this necessity?
9. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—
(1.) If the whole sum, voted in 1862, for the construction of a Punt or Ferry Boat at Singleton has been expended?
(2.) Will the Government recommend a sum of money to be placed on the Estimates for 1864, for the construction of a Punt at Singleton, for the conveyance of goods across the River from the Railway Station, until the bridge is completed?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRICE *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
2. MR. CUNNEEN *to move*,—
(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government, for compensation for injuries done to their properties since the discovery of gold on their rented Crown Lands.

(2.)

- (2.) That such Committee consist of Mr. Piddington, Mr. Harpur, Mr. Robertson, Mr. Wilson, Mr. Stewart, Mr. Lackey, Mr. Cowper, Mr. Lucas, Mr. Egan, and the Mover.
3. MR. MATE to move, That the Report of the Select Committee on the Petition of Robert Stewart, brought up on 20th October, 1863, be now adopted by this House.
4. MR. DANGAR to move, That there be laid upon the Table of this House, A Return shewing,—
- (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
- (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
- (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.
5. MR. BELL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding Ten thousand pounds (£10,000) may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress, arising out of Rust in Wheat, and recent Floods.
6. MR. TERRY to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
7. MR. SADLER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Raymond Terrace Bench, for the last twelve months, of the number of sitting days when no Magistrate attended the Bench (specifying if prevented by flood or other local cause); also stating in how many instances, in consequence of there being only one Magistrate, in cases requiring two, the cases had to be postponed, and how often the Police Magistrate from Newcastle attends there.
8. MR. DANGAR to move, That there be laid upon the Table of this House, a Return shewing,—
- (1.) The amount of salaries, including travelling expenses and quarters, paid in 1863, to the Officers of the Sydney Mint, including the Master of the Mint.
- (2.) The names of Officers receiving salaries, describing the amount received by each.
- (3.) The amount of Gold Duty and other Revenue received at the Sydney Mint for 1863, as paid into the Colonial Treasury.
9. MR. BURNS to move for leave to introduce a Bill to render future Parliaments triennial.
10. MR. BURNS to move, That there be laid upon the Table of this House, a Return shewing,—
- (1.) The number of Electors, according to the respective qualifications, on the Rolls, in each District of the Colony, for the year ending on the 1st day of September, 1856, or for any previous year, or half-year, under the Electoral Act of 1851.
- (2.) A Return embracing the same information for the year 1856, or for any subsequent year, or half-year, in terms of the Constitution Act, 18 and 19 Vic., 1855.
- (3.) A similar Return for the year 1859, or for any subsequent year, or half-year, under the Electoral Law Amendment Act of 1858.
11. MR. CALDWELL to move, That the Petition presented by him on the 10th March, from Messrs. Larkin and Pooley, be printed.
12. MR. GARRETT to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
- (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
13. MR. HART to move,—
- (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
- (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
- (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
14. MR. DARVALI to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.

15. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return showing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
16. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
17. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.
18. MR. SABLEIR to move, That the Progress Report of the Select Committee on the case of Mr. John Busby, laid on the Table of this House on 17th December, 1863, be now adopted by this House.
19. MR. SABLEIR to move, That the Final Report of the Select Committee on the case of Mr. John Busby, in respect to the case of James M'Intosh, laid on the Table of this House on 24th February, be now adopted by this House.
20. MR. SABLEIR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the amount expended on the Railway surveys and engineering expenses, including all sums paid for supervision during the construction of the works, commencing with the introduction of Railways into the Colony.
 - (2.) Number of miles opened on the various lines.
 - (3.) Number of miles for which the surveys are complete on each line, exclusive of the lengths opened.
 - (4.) Number of miles in course of construction on each line, and on which the works have been actually commenced.
21. MR. SABLEIR to move,—
 - (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 - (2.) That the said Resolution be communicated by Address to His Excellency the Governor.
22. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
23. MR. MACPHERSON to move, That the Petition presented by him on 26th February, from certain Farmers in the County of Cumberland and District of Liverpool, be printed.

ORDERS OF THE DAY:—

1. Acts Extension Rescinding Bill; second reading.
2. Cox's Marriage Settlement Bill; consideration in Committee of Legislative Council's Amendments in this Bill.
3. Moruya Silver Mining Company's Incorporation Bill; third reading.
4. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WILSON to move, for leave to introduce a Bill to regulate the exportation of Cattle from the Ports of Sydney, Newcastle, and Eden.
2. MR. EAGAR to move, That during the remainder of the present Session, unless otherwise ordered, Government Business shall take precedence of Private Business on Tuesday in each week; and that the Sessional Order, giving precedence to Private Orders of the Day on Fridays, be rescinded.

ORDERS

ORDERS OF THE DAY :—

1. Customs Indemnity Bill ; consideration in Committee of the Legislative Council's Amendment in this Bill.
2. Official Salaries Bill ; second reading.
3. Ways and Means ; Resumption of the Committee.

WEDNESDAY, MARCH 16.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

ORDERS OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill ; second reading.
2. Supply ; Resumption of the Committee.

FRIDAY, MARCH 18.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Insolvency Jurisdiction Bill ; second reading.
2. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
3. Letters Patent for Inventions Bill ; to be further considered in Committee.
4. District Courts Act Amendment Bill ; second reading.
5. Impounding Bill ; to be further considered in Committee.
6. Church and School Lands Trust Bill ; to be further considered in Committee.
7. Lunacy and Lunatic Asylums Bill ; second reading.
8. Presbyterian College Bill ; to be further considered in Committee.
9. Metropolitan Corporation Bill ; to be further considered in Committee.
10. Public Service Superannuation Bill Reported 2^o ; adoption of the Report.

TUESDAY, MARCH 22.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
2. MR. LUCAS to move, That it is the opinion of this House, that the rate of Subscription to the *Government Gazette* should be reduced to a sum not exceeding Ten Shillings per annum.
3. MR. LUCAS to move, That, for the purpose of giving the widest publicity to the Government Business, a free copy of the *Government Gazette* should be sent to all Postmasters and Poundkeepers, who should be requested to hang them out for public inspection.
4. MR. LUCAS to move,—
 - (1.) That the *Government Gazette* should be the only advertising medium of Government Business.
 - (2.) That a Bill should be introduced to relieve the Government from the necessity of advertising otherwise than in the *Government Gazette*.

ORDER OF THE DAY :—

1. Juvenile Reformatories Bill ; second reading.

FRIDAY, MARCH 25.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Smoke Nuisance Abatement Bill ; second reading.
2. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee " on the Harbour Defences, laid upon the Table by him on 9th September, be now " adopted by this House."

3. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
4. Dog Nuisance Abatement Bill ; second reading.
5. Elementary Education Bill ; second reading.
6. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
7. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
8. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
9. Municipalities Law Amendment Bill ; to be considered in Committee.

TUESDAY, MARCH 29.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DALGLEISH to move, That in the opinion of this House, it is desirable that Customs Duties should be abolished, and in their stead, the following means of obtaining Revenue should be adopted,—
 - (1.) On all Income derived from acquired Property.
 - (2.) On the Dividends of all Joint Stock and other Companies, formed for the purpose of carrying on business or trade.
 - (3.) By Assessment of the Income of all persons employed in Trade, Agriculture, or Manufacture.
 - (4.) On all Incomes from Salaries and Wages.

That all such taxation shall be levied equitably, increasing by equal proportions of taxation to increasing Income, from whatever source derived.
2. MR. PIDDINGTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service.”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

ORDER OF THE DAY :—

1. Trade and Commerce Laws Amendment Bill ; second reading.

New South Wales.

No. 124.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 15 MARCH, 1864.

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

Questions on Notice Paper for to-day :—

- (1.) Classification of Roads :—Mr. Shepherd asked the Secretary for Lands, pursuant to Notice No. 1,—

(1.) Is there any fixed rule or principle by which the Government are guided in defining and classing the various Roads throughout the Country, and on which Public Money is expended?

(2.) If so, what rules are acted on in defining and classing those Roads on which Public Money is expended?

(3.) Do any other than proclaimed Roads come within the category of Minor Roads, and on which portions of the Public Money are set apart to be expended?

Mr. Wilson answered :—

(1 and 2.) The principle kept in view in the Classification of Minor Roads, is their relative importance to the public, so far as it can be estimated, and the amount of traffic on them; and, in certain cases, the greater or less demands of particular Roads or portions of Roads, having regard to the greater or less natural difficulty of formation.

(3.) It has been found unavoidable to classify many Roads which are not yet surveyed or proclaimed. If this were not done, the public would suffer inconvenience.

(Mr. Garrett not asking the Questions standing in his name, Nos. 2 and 3, they dropped.)

- (2.) Gold Escorts :—Mr. Dangar asked the Colonial Secretary, pursuant to Notice No. 4,—

(1.) The amount of salaries, including travelling expenses and quarters, paid in 1863, to the Officers and Men in charge of Gold Escorts?

(2.) The names of Officers or Men in charge of Gold Escorts, describing the amount received by each?

(3.) The amounts received for Conveying Gold from the Northern, Southern, South-Western, and Western Gold Fields for 1863?

(4.) The amount received by the Government from Gold Escorts, and paid into the Colonial Treasury during the year 1863?

Mr. W. Forster answered :—

(1.) For salaries, £3,016 2s. 11d.; Travelling expenses, £1,130 1s. 9d.

The escort men are not provided with quarters, but receive double pay for every day's journey in the coach. In addition to the above expense, the mounted men on the lines of road accompany the escort, and receive 3s. per night travelling allowance when absent from their stations.

	Pay.	Travelling Allowance.
(2.)		
Sergeants or Conductors in charge of Escorts	M'Clure.....	£72 4 0
	Green	79 15 6
	Smith.....	96 18 0
	Brookes.....	88 7 0
	Parker	58 10 0
	Devonald	20 18 0
	Pearson	9 0 6
	9s. 6d. per diem...	

The escort service having been reduced, the three conductors last named have been transferred to police stations.

(3.)

(3.) Amount received during the year 1863 as Escort Fees for conveyance of gold £1,228 12s. 10d. (The amounts received for conveyance from each District cannot be given, as such information is not contained in the vouchers furnished by the Deputy Master of the Mint.)

(4.) Total amount of Escort Fees received during the year 1863, £2,384 6s.

(Mr. Burns withdrew the Question standing in his name, No. 5.)

(3.) Treasury Balance:—Mr. Piddington asked the Colonial Treasurer, pursuant to notice No. 6,—

(1.) What was the amount of the actual Cash Balance at the credit of the Government in the Bank of New South Wales, on the 21st day of March, 1863?

(2.) Is the sum of £445,106 7s., the correct Cash Balance at the above date, as stated in Return signed by John Wells, Accountant?

Mr. Eagar answered:—

(1.) In answer to Question No. 1, I beg to state, for the information of the Honorable Member, that the actual Cash Balance at the credit of the Government in the Bank of New South Wales, on the 21st day of March, 1863, was, as shewn by certificates which I hold in my hand,—

On General Account	£264,549	9	7	
On Suspense Account		9,547	17	5

Making a total of..... £274,097 7 0

(2.) In answer to Question No. 2, my Honorable Friend will perceive, if he refer to the source whence he obtained his figures, that the Cash Balance of £445,106 7s., certified by the Accountant to the Treasury, as on 21 March, 1863, "is chargeable with the expenditure under the system of bank credits." It is consequently a gross balance, and as such is perfectly correct. The difference between the gross balance of..... £445,106 7 0

And the net available balance in the Bank 264,549 9 7

Amounting to £180,556 17 5

consists of cheques of public officers, paid by the Bank up to 21st March, 1863, but not brought into the books of the Treasury at the same point of time. The transfer of these cheques into the books of the Treasury is made once a month, after examination by the Auditor General, and on the warrant of His Excellency the Governor. There is thus, under the existing system, always a difference between the Cash Balance in the Bank and that shewn by the books of the Treasury at any given period of time.

(Mr. Sudleir not asking the Questions standing in his name, Nos. 7 and 8, they dropped.)

(4.) Punt or Ferry Boat at Singleton:—Mr. Dangar asked the Secretary for Public Works, pursuant to notice No. 9,—

(1.) If the whole sum, voted in 1862, for the construction of a Punt or Ferry Boat at Singleton has been expended?

(2.) Will the Government recommend a sum of money to be placed on the Estimates for 1864, for the construction of a Punt at Singleton, for the conveyance of goods across the River from the Railway Station, until the Bridge is completed?

Mr. Holroyd answered:—

(1.) No.

(2.) No; the Bridge will be opened before a Punt could be made available. The ford will be put in order when the weather permits.

2. Tommy or Truck and Sly Grog-shops on Railway Lines—Railway Contract System:—Mr. Leary presented a Petition from the Tradesmen, Publicans, Masons, Quarrymen, and Labourers, Inhabitants of the District of Bathurst, complaining of the existence of the Shops alluded to, on Railway Lines; and praying for the revision of the Railway Contract System, with a view to the security of the men employed, against fraud in the matter of their wages.

Petition received.

3. Motion for Adjournment:—Mr. Buchanan moved, That this House do now adjourn. Debate ensued.

Question put and negatived.

4. Sydney Mint Returns ("Formal" Motion):—Mr. Dangar moved, pursuant to notice, That there be laid upon the Table of this House, a Return shewing,—

(1.) The amount of salaries, including travelling expenses and quarters, paid in 1863, to the Officers of the Sydney Mint, including the Master of the Mint.

(2.) The names of Officers receiving salaries, describing the amount received by each.

(3.) The amount of Gold Duty and other Revenue received at the Sydney Mint for 1863, as paid into the Colonial Treasury.

Question put and passed.

5. Moruya Silver Mining Company's Incorporation Bill ("Formal" Order of the Day), on motion of Mr. Leary, read a third time and passed.

Mr. Leary then moved, That the Title of this Bill be "An Act to Incorporate the "Moruya Silver Mining Company."

Question put and passed.

Whereupon,

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to Incorporate the 'Moruya Silver Mining Company,'*"—presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

*Legislative Assembly Chamber,
Sydney, 15th March, 1864.*

Speaker.

Question put and passed.

6. Cattle Export Bill, ("*Formal*" Motion) :—Mr. Wilson, *with the concurrence of the House*, moved, pursuant to *amended* notice, That this House will, on Wednesday, 16th March, resolve itself into a Committee of the Whole, with a view of considering the propriety of introducing a Bill to regulate the exportation of Cattle from the Ports of Sydney, Newcastle, and Eden.

Question put and passed.

7. Paper :—Mr. Eagar laid upon the Table—Return to Order, in reference to "Sydney Mint Returns," made by this House, on motion of Mr. Dangar, this day. (*See Entry 4 above.*)

Ordered to be printed.

8. Motion Withdrawn :—Mr. Garrett, on behalf of Mr. Morrice, withdrew the Motion standing in the name of Mr. Morrice, No. 1 on the Notice Paper of Other Business for to-day.

9. Paper :—Mr. Eagar laid upon the Table *Amended* Return to Order in reference to "Examinations of Accounts and Balances in Treasury Books, at retirement of Colonial Treasurers," made by this House, on motion of Mr. Weekes, on 1st December, 1863. (*See record of Original Return in Votes and Proceedings of 26th February, 1864, No. 116, entry 2⁽²⁾.*)—

And moved, That the Document be printed.

Debate ensued.

Question put and passed.

Ordered to be printed.

10. Claims of Tenants of the Crown :—Mr. Cumneen moved, pursuant to notice,—
(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Claims of Tenants of the Crown, lodged with the Government, for compensation for injuries done to their properties since the discovery of gold on their rented Crown Lands.

(2.) That such Committee consist of Mr. Piddington, Mr. Harpur, Mr. Robertson, Mr. Wilson, Mr. Stewart, Mr. Lackey, Mr. Cowper, Mr. Lucas, Mr. Egan, and the Mover.

Debate ensued.

Question put and passed.

11. Robert Stewart :—Mr. Mate moved, pursuant to notice, That the Report of the Select Committee on the Petition of Robert Stewart, brought up on 20th October, 1863, "be" now adopted by this House.

Debate ensued.

Mr. R. Forster moved, That the Question be amended by omitting all the words after the word "be," with a view to inserting in their place the words "re-committed to the former Committee for the purpose of taking further evidence and reporting thereon."

Debate continued.

Motion made by Mr. Lucas, and Question,—That this Debate be now adjourned until this day fortnight,—put and passed.

The House adjourned on motion of Mr. Martin, at twenty minutes after Eleven o'clock, until To-morrow at Seven o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

WEDNESDAY, MARCH 16.

QUESTIONS :—

1. MR. R. FORSTER *to ask* THE COLONIAL SECRETARY,—If Dr. Douglass, the Acting Sheriff, has issued an order compelling the Warders of the Sydney Gaol to remain on duty for thirty-six consecutive hours ?
2. MR. R. FORSTER *to ask* THE COLONIAL SECRETARY,—
(1.) Does Dr. Douglass hold any office under Government besides that of Acting Sheriff ; if so, what is the office ; and, is there any salary attached to it ?
(2.) Does he perform the duties of the office ; if not, who does ; and, who receives the salary of the office, if any ?
3. MR. GARRETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—
(1.) What was the total amount of Receipts on the Southern, Western, and Northern Railways, respectively, during the months of December, 1862, and January and February, 1863 ?
(2.) What was the total Expense of working those Lines for the months named ?
(3.) What was the total amount of Receipts on the Southern, Western, and Northern Railways, respectively, during the months of December, 1863, and January and February, 1864 ?
(4.) What was the total Expense of working those Lines for the months last named ?
4. MR. GARRETT *to ask* THE COLONIAL SECRETARY,—
(1.) The names of the persons who received Prizes and Honorable Mention for the products of this Colony, exhibited at the late Great Exhibition in London, together with a statement of the Articles for which such prizes &c., were awarded ?
(2.) What has been done with the Articles exhibited ; if sold, what were the proceeds in each case, and to whom have they been paid ?

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. HOLROYD *to move*, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD *to move*, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.
3. MR. EAGAR *to move*, That during the remainder of the present Session, unless otherwise ordered, Government Business shall take precedence of Private Business on Tuesday in each week ; and that the Sessional Order, giving precedence to Private Orders of the Day on Fridays, be rescinded.

ORDERS OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill ; second reading.
2. Supply ; Resumption of the Committee.
3. Cattle Export Bill ; consideration in Committee of the propriety of introducing this Bill.
4. Customs Indemnity Bill ; consideration in Committee of the Legislative Council's Amendment in this Bill.
5. Official Salaries Bill ; second reading.
6. Ways and Means ; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LEARY *to move*, That the Petition presented by him on the 15th March, from the Residents of Bathurst, respecting Tommy-shops, &c., on Railway Lines, be printed.
2. MR. DANGAR *to move*, That there be laid upon the Table of this House, A Return shewing,—
(1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
(2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
(3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.
3. MR. BELL *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding Ten thousand pounds (£10,000) may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress, arising out of Rust in Wheat, and recent Floods.
4. MR. TERRY *to move*, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.

5. MR. SABLEIR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Raymond Terrace Bench, for the last twelve months, of the number of sitting days when no Magistrate attended the Bench (specifying if prevented by flood or other local cause); also stating in how many instances, in consequence of there being only one Magistrate, in cases requiring two, the cases had to be postponed, and how often the Police Magistrate from Newcastle attends there.
6. MR. BURNS to move for leave to introduce a Bill to render future Parliaments triennial.
7. MR. BURNS to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The number of Electors, according to the respective qualifications, on the Rolls, in each District of the Colony, for the year ending on the 1st day of September, 1856, or for any previous year, or half-year, under the Electoral Act of 1851.
 - (2.) A Return embracing the same information for the year 1856, or for any subsequent year, or half-year, in terms of the Constitution Act, 18 and 19 Vic., 1855.
 - (3.) A similar Return for the year 1859, or for any subsequent year, or half-year, under the Electoral Law Amendment Act of 1858.
8. MR. CALDWELL to move, That the Petition presented by him on the 10th March, from Messrs. Larkin and Pooley, be printed.
9. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cummeen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
10. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
11. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
12. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
13. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
14. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.
15. MR. SABLEIR to move, That the Progress Report of the Select Committee on the case of Mr. John Busby, laid on the Table of this House on 17th December, 1863, be now adopted by this House.
16. MR. SABLEIR to move, That the Final Report of the Select Committee on the case of Mr. John Busby, in respect to the case of James M'Intosh, laid on the Table of this House on 24th February, be now adopted by this House.
17. MR. SABLEIR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the amount expended on the Railway surveys and engineering expenses, including all sums paid for supervision during the construction of the works, commencing with the introduction of Railways into the Colony.
 - (2.) Number of miles opened on the various lines.
 - (3.) Number of miles for which the surveys are complete on each line, exclusive of the lengths opened.
 - (4.) Number of miles in course of construction on each line, and on which the works have been actually commenced.
18. MR. SABLEIR to move,—
 - (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 - (2.) That the said Resolution be communicated by Address to His Excellency the Governor.

19. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
20. MR. MACPHERSON to move, That the Petition presented by him on 26th February, from certain Farmers in the County of Cumberland and District of Liverpool, be printed.

ORDERS OF THE DAY:—

1. Acts Extension Rescinding Bill; second reading.
2. Cox's Marriage Settlement Bill; consideration in Committee of Legislative Council's Amendments in this Bill.
3. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

THURSDAY, MARCH 17.

QUESTION:—

1. MR. BURNS to ask THE ATTORNEY GENERAL,—Have the Government considered the necessity of introducing, next Session, some measure for preventing the devastating inundations to which the alluvial lands of the Hunter are exposed?

FRIDAY, MARCH 18.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Insolvency Jurisdiction Bill; second reading.
2. Law of Evidence in Criminal Cases Amendment Bill; second reading.
3. Letters Patent for Inventions Bill; to be further considered in Committee.
4. District Courts Act Amendment Bill; second reading.
5. Impounding Bill; to be further considered in Committee.
6. Church and School Lands Trust Bill; to be further considered in Committee.
7. Lunacy and Lunatic Asylums Bill; second reading.
8. Presbyterian College Bill; to be further considered in Committee.
9. Metropolitan Corporation Bill; to be further considered in Committee.
10. Public Service Superannuation Bill Reported 2^o; adoption of the Report.

TUESDAY, MARCH 22.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
2. MR. LUCAS to move, That it is the opinion of this House, that the rate of Subscription to the *Government Gazette* should be reduced to a sum not exceeding Ten Shillings per annum.
3. MR. LUCAS to move, That, for the purpose of giving the widest publicity to the Government Business, a free copy of the *Government Gazette* should be sent to all Postmasters and Poundkeepers, who should be requested to hang them out for public inspection.
4. MR. LUCAS to move,—
 - (1.) That the *Government Gazette* should be the only advertising medium of Government Business.
 - (2.) That a Bill should be introduced to relieve the Government from the necessity of advertising otherwise than in the *Government Gazette*.

5. MR. DRIVER to move, That in future, on the invitation or introduction of a Member of this Assembly, Members of the Legislature of other Australian Colonies shall be free of admission to the Refreshment Room and the Library.
6. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.

ORDER OF THE DAY:—

1. Juvenile Reformatories Bill; second reading.

FRIDAY, MARCH 25.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Smoke Nuisance Abatement Bill; second reading.
2. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
3. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
4. Dog Nuisance Abatement Bill; second reading.
5. Elementary Education Bill; second reading.
6. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
7. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
8. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
9. Municipalities Law Amendment Bill; to be considered in Committee.

TUESDAY, MARCH 29.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DALGLEISH to move, That in the opinion of this House, it is desirable that Customs Duties should be abolished, and in their stead, the following means of obtaining Revenue should be adopted,—
 - (1.) On all Income derived from acquired Property.
 - (2.) On the Dividends of all Joint Stock and other Companies, formed for the purpose of carrying on business or trade.
 - (3.) By Assessment of the Income of all persons employed in Trade, Agriculture, or Manufacture.
 - (4.) On all Incomes from Salaries and Wages.
 That all such taxation shall be levied equitably, increasing by equal proportions of taxation to increasing Income, from whatever source derived.
2. MR. PLDINGTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

“Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

ORDERS OF THE DAY:—

1. Trade and Commerce Laws Amendment Bill; second reading.
2. Resumption of the Adjourned Debate on motion of Mr. Mate,—“That the Report of the Select Committee on the Petition of Robert Stewart, brought up on the 20th October, 1863, “be” now adopted by this House,”—upon which Mr. R. Forster had moved, by way of Amendment, that all the words after the word “be” be omitted, with a view to inserting in their place the words, “re-committed to the former Committee, for the purpose of taking further evidence, and reporting thereon.”



New South Wales.

No. 125.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 16 MARCH, 1864.

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

Questions on Notice Paper for to-day :—

(1.) Dr. Douglass :—

(1.) Mr. R. Forster asked the Colonial Secretary, pursuant to Notice No. 1,—If Dr. Douglass, the Acting Sheriff, has issued an order compelling the Warders of the Sydney Gaol to remain on duty for thirty-six consecutive hours ?

Mr. W. Forster answered :—The order, to which the Honorable Member appears to refer, was to the effect, that the Warders should remain on the spot for the time mentioned—thirty-six hours—but not, by any means, that they should remain without sleep. Their orders were to take duty four hours at a time; but, in the intervals, they were allowed to sleep or take any rest they liked; they were not interfered with. There was no order at all that they should do the duty of watching for thirty-six hours at a time.

(2.) Mr. R. Forster asked the Colonial Secretary, pursuant to Notice No. 2,—

(1.) Does Dr. Douglass hold any office under Government besides that of Acting Sheriff; if so, what is the office; and, is there any salary attached to it ?

(2.) Does he perform the duties of the office; if not, who does; and, who receives the salary of the office, if any ?

Mr. W. Forster answered :—The Honorable Member seems to be under some misapprehension, and perhaps it will be as well for me to explain that Dr. Douglass is not now Acting Sheriff; he has returned to his former office of Visiting Magistrate. The former Sheriff, Mr. Uhr, has resumed his duties, but I presume the Honorable Member refers to the position of Dr. Douglass previous to Mr. Uhr's resumption of office. While Dr. Douglass was Acting Sheriff he held no other office under the Government, excepting the office, if it can be called so, of a Member of the Medical Board of Visitors to the Lunatic Asylums of Tarban Creek and Parramatta; for that he was paid by fees when he choose to attend, which was not very often, at the rate of £2 2s. 6d. a visit. He held no other office whatever, while he was Acting Sheriff; he neither performed any other duty, nor received any pay. While he was Acting Sheriff, Captain North did the duty of Visiting Justice. Mr. Uhr has, within the last few days, returned to the duties of Sheriff.

(2.) Railway Returns :—Mr. Garrett asked the Secretary for Public Works, pursuant to Notice No. 3,—

(1.) What was the total amount of Receipts on the Southern, Western, and Northern Railways, respectively, during the months of December, 1862, and January and February, 1863 ?

(2.) What was the total Expense of working those Lines for the months named ?

(3.) What was the total amount of Receipts on the Southern, Western, and Northern Railways, respectively, during the months of December, 1863, and January and February, 1864 ?

(4.) What was the total Expense of working those Lines for the months last named ?

Mr. Holroyd answered :—The information which the Honorable Member requires is in the course of preparation, and will be laid upon the table of the House as early as possible, probably in the course of a few days.

(Mr. Garrett withdrew the Question standing in his name, No. 4.)

2. Paper:—Mr. Martin laid upon the Table, Despatch from the Duke of Newcastle, dated 15th January, 1864, announcing that Her Royal Highness the Princess of Wales was, on the 8th of that month, happily delivered of a Prince;—
And the same having been read at length by the Clerk, by direction of the Speaker,—
Ordered to be printed.
3. Special Adjournment:—Mr. Martin, *with the concurrence of the House*, moved, without notice, That this House, at its rising, do adjourn until Friday next.
Question put and passed.
4. Paper:—Mr. Holroyd laid upon the Table, Correspondence respecting Removal of Electric Telegraph Station, Windcyer. (*In pursuance of Question asked by Mr. Wisdom on 10th March, and recorded as No. (4) in Votes and Proceedings of that date.*)
Ordered to be printed.
5. Motion Withdrawn:—Mr. Terry withdrew the Motion standing in his name, No. 4 on the Notice Paper of Other Business for to-day.
6. Bank of New South Wales Incorporation Act Amendment Bill:—The Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled “*An Act to amend an Act intituled ‘An Act to incorporate the Proprietors of a certain Banking Company called ‘The Bank of New South Wales’ and for other purposes therein mentioned,*” returns the same to the Legislative Assembly without Amendment.

Legislative Council Chamber,
Sydney, 16th March, 1864.

T. A. MURRAY,
President.

7. Seamen's Laws Amendment and Consolidation Bill:—Mr. Dalgleish moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly having had under consideration the Legislative Council's Message, dated 17th February, 1864, requesting its concurrence in certain Amendments made by the Council in the Seamen's Laws Amendment and Consolidation Bill,—

Agrees to all the Amendments in pages 1, 2, 3, and 4; clauses 1, 2, 5, 6, 7, 8, 10, 11, 13, and 14.

Agrees to the Amendments in page 4, clause 15, lines 29, 30, 31, 39, and 40.

Amends the Amendment in page 4, clause 15, line 40, by omitting the word “him,” and inserting the words, “such Shipping Master,” in which Amendment it requests the concurrence of the Legislative Council.

Agrees to the Amendments in page 4, clauses 16 and 17.

Agrees to the Amendments in page 5, clause 17.

Agrees to the Amendment which inserts in page 5, after line 6, new paragraph (4).

Agrees to the Amendments in page 5, clause 20, line 23, adding “s” to the words “name” and “ship.”

Disagrees from the Amendment in page 5, clause 20, line 23, which omits the words “and of the Master”;—Because it would be as unreasonable to compel seamen to serve under a master un-named as in a ship un-named.

Adds the letter “s” to the word “Master” in page 5, clause 20, line 23, as immediately consequent upon the Amendments of the Council in the same line which had been agreed to.

Disagrees from the Amendment which omits clause 21 on page 5;—Because its retention is necessary to facilitate the re-engagement of seamen, and for carrying out the objects of the Bill.

Agrees to the Amendments in page 5, clauses 23 and 24.

Agrees to the Amendment in page 6, which inserts “Part IV” above the words “Wages and Discharges.”

Agrees to the Amendments in page 6, clause 30.

Agrees to the Amendment in pages 6 and 7, which omits clause 31.

Agrees to the Amendment in page 7, clause 32, line 6.

Agrees to the Amendment in page 7, which omits clause 33, and inserts new clauses 31, 32, and 33, but amends such Amendment by omitting from the latter part of new clause 33 the words “and for every such license to ship the person applying for the same shall before he shall be entitled to receive it pay to the Shipping Master granting the same a fee of two shillings,” in which Amendment it requests the concurrence of the Legislative Council.

Agrees to the Amendments in page 7, clause 34.

Agrees to all the Amendments in pages 8, 9, 10, 11, 12, and 15, clauses 36, 37, 41, 44, 48, 49, 53, 54, 58, 59, 60, and 61.

Agrees to the division of clause 41 into two clauses, and the insertion after clause 41, of two new clauses.

Amends the Amendment in page 16, clause 66, line 12, by omitting therefrom the words “drunkenness or other”—in which amendment it requests the concurrence of the Legislative Council.

Disagrees from the Amendment which inserts in page 16, after clause 70, two new clauses;—Because this being a Bill to consolidate the law it is not advisable to refer to former Acts as in new clause 71; and because in respect to new clause 72 it is unadvisable to impose such duties upon the Masters of such vessels.

Agrees

Agrees to the Amendment in page 16, which inserts "Part VI" above the word "discipline."

Disagrees from the Amendments in page 17, clause 72;—Because either of the punishments is deemed sufficient.

Disagrees from the Amendment which inserts in page 17, after clause 73, two new clauses;—Because sufficient power to deal with and punish seamen is otherwise provided.

Agrees to the Amendment in page 18, clause 74, line 2.

Disagrees from the Amendment in page 18, clause 74, lines 3 and 4:—Because the agreement should be reciprocal.

Agrees to the Amendment in page 18 which inserts, after clause 75, transposed clauses 59, 60, and 61.

Agrees to the Amendment in page 18, clause 76, line 26.

Amends the Amendment in page 18, clause 78, line 43, by omitting from such Amendment the words "or who shall have been absent therefrom without leave" at any time within twenty-four hours of the ship's sailing from any port or "shall have been absent at any time from his ship or duty without leave such absence not amounting to desertion or not treated as such by the Master,"—in which Amendment it requests the concurrence of the Legislative Council.

Disagrees from the Amendment in page 18, clause 79, line 54:—Because unnecessary.

Agrees to all the Amendments in page 19.

Agrees to the Amendments in page 20, First Schedule, line 3.

Amends the Amendment in page 20, First Schedule, line 6, by omitting therefrom the words "fourteen both inclusive the whole of sections seventeen to,"—in which Amendment it requests the concurrence of the Legislative Council.

Agrees to all the Amendments in the Second, Third, Fourth, Fifth, Sixth, and Eighth Schedules.

Disagrees from the Amendment which adds two new Schedules after Eighth Schedule;—Because not necessary in consequence of Amendments disagreed to.

*Legislative Assembly Chamber,
Sydney, 16th March, 1864.*

Speaker.

Question put and passed.

8. Tommy or Truck and Sly Grog-shops on Railway Lines ("Formal" Motion):—Mr. Leary moved, pursuant to notice, That the Petition presented by him on the 15th March, from the Residents of Bathurst, respecting Tommy-shops, &c., on Railway Lines, be printed.

Question put and passed.

Ordered to be printed.

9. Messrs. Larkin and Pooley—Great Southern Road ("Formal" Motion):—Mr. Caldwell moved, pursuant to notice, That the Petition presented by him on the 10th March, from Messrs. Larkin and Pooley, be printed.

Question put and passed.

Ordered to be printed.

10. Motions Withdrawn:—

(1.) Mr. Holroyd withdrew the Motions standing in his name Nos. 1 and 2 on the Notice Paper of Government Business for to-day.

(2.) Mr. Eagar withdrew the Motion standing in his name No. 3 on the Notice Paper of Government Business for to-day.

11. Members of Parliament Railway Tolls Exemption Bill:—Mr. Holroyd moved, That the Order for the second reading of this Bill stand an Order of the Day for this day week.

Question put.

The House divided:

Ayes, 23.

Noes, 17.

Mr. W. Forster,	Mr. Burdekin,
Mr. Wilson,	Mr. Suttor,
Mr. Eagar,	Mr. Emanuel,
Mr. Haworth,	Mr. Allen,
Mr. Holroyd,	Mr. Hannell,
Mr. Dalgleish,	Mr. Mate,
Mr. Leary,	Mr. Buchanan,
Mr. Walker,	Mr. Wisdom,
Mr. Piddington,	
Mr. Raper,	<i>Tellers.</i>
Mr. Tighe,	Mr. Bell,
Mr. Cunneen,	Mr. Gordon.
Mr. Dangar,	

Mr. Arnold,	Mr. Wcekes,
Mr. Driver,	Mr. Love,
Mr. Lucas,	<i>Tellers.</i>
Mr Cummings,	
Mr. Shepherd,	Mr. Garrett,
Mr. Alexander,	Mr. R. Forster.
Mr. Sutherland,	
Mr. Terry,	
Mr. Sadleir,	
Mr. Stewart,	
Mr. Harpur,	
Mr. Caldwell,	
Mr. Burns,	

12. Postponement:—The Order of the Day for the resumption of the Committee of Supply postponed, on motion of Mr. Eagar, until the Order of the Day for the consideration in Committee of the propriety of introducing the Cattle Export Bill shall have been disposed of.

13. Cattle Export Bill:—

(1.) On motion of Mr. Wilson, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider of the propriety of introducing this Bill.

The Chairman reported the following Resolution:—

Resolved—That it is desirable to introduce a Bill to regulate the Exportation of Cattle from the Ports of Sydney, Newcastle, and Eden.

Mr.

Mr. Wilson then moved, That this House do now adopt this Resolution.

Question put and passed.

(2.) Mr. Wilson having presented this Bill, Bill, intituled, "*A Bill to regulate the Exportation of Cattle from the Ports of Sydney, Newcastle, and Eden,*" read a first time.

Ordered to be printed, and read a second time on Friday next.

14. Supply :—The Order of the Day for the Resumption of the Committee of Supply having been read ; on motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into the said Committee.

And the Committee having continued to sit till after Midnight :—

THURSDAY, 17 MARCH, 1864. A.M.

The Chairman reported that it was discovered, on Division, that there was not a Quorum present in the Committee.

Whereupon, the House was counted, and, there being a Quorum present, the Committee resumed.

The Chairman reported progress, and obtained leave to sit again on Friday next.

Mr. Martin moved, That this House do now adjourn.

Question put and passed.

Whereupon, the Speaker left the Chair, and the House stood adjourned at ten minutes before Four o'clock, A.M., until *Friday* next (to-morrow) at *Seven* o'clock, P.M.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

FRIDAY, MARCH 18.

QUESTIONS :—

1. MR. BURNS *to ask* THE SECRETARY FOR LANDS,—
(1.) What amount he intends to appropriate for the purchase of a Punt to be placed on the Hunter, near Lochinvar, for which upwards of three hundred of the Inhabitants of that locality petitioned some time ago ?
(2.) If he has any Punt which he could place at the disposal of the Petitioners until the proposed appropriation has been sanctioned ?
2. MR. RAPER *to ask* THE SECRETARY FOR LANDS,—Whether the amount of £7 is demanded by the Government from persons wishing to bring their friends out to the Colony, or are they only subject to the charge of £5 as was the custom when the amount now in the hands of the Government was voted by the Parliament for the purpose of Assisted Immigration ?
3. MR. HARPUR *to ask* THE SECRETARY FOR LANDS,—On what terms does Mr. Dangar now hold the Church and School Reserve of Sedgefield in the County of Durham ; the lease for twenty-one years from the Government by which it was once held having long since expired ?
4. MR. BURNS *to ask* THE ATTORNEY GENERAL,—Have the Government considered the necessity of introducing, next Session, some measure for preventing the devastating inundations to which the alluvial lands of the Hunter are exposed ?

OTHER

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Insolvency Jurisdiction Bill ; second reading.
2. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
3. Letters Patent for Inventions Bill ; to be further considered in Committee.
4. District Courts Act Amendment Bill ; second reading.
5. Impounding Bill ; to be further considered in Committee.
6. Church and School Lands Trust Bill ; to be further considered in Committee.
7. Lunacy and Lunatic Asylums Bill ; second reading.
8. Presbyterian College Bill ; to be further considered in Committee.
9. Metropolitan Corporation Bill ; to be further considered in Committee.
10. Public Service Superannuation Bill Reported 2^o ; adoption of the Report.
11. Acts Extension Rescinding Bill ; second reading.
12. Cox's Marriage Settlement Bill ; consideration in Committee of Legislative Council's Amendments in this Bill.
13. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION :—

1. MR. DANGAR to move, That there be laid upon the Table of this House, A Return shewing,—
 - (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 - (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 - (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.
2. MR. BELL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding Ten thousand pounds (£10,000) may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress, arising out of Rust in Wheat, and recent Floods.
3. MR. SABLEIR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Raymond Terrace Bench, for the last twelve months, of the number of sitting days when no Magistrate attended the Bench (specifying if prevented by flood or other local cause) ; also stating in how many instances, in consequence of there being only one Magistrate, in cases requiring two, the cases had to be postponed, and how often the Police Magistrate from Newcastle attends there.
4. MR. BURNS to move for leave to introduce a Bill to render future Parliaments triennial.
5. MR. BURNS to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The number of Electors, according to the respective qualifications, on the Rolls, in each District of the Colony, for the year ending on the 1st day of September, 1856, or for any previous year, or half-year, under the Electoral Act of 1851.
 - (2.) A Return embracing the same information for the year 1856, or for any subsequent year, or half-year, in terms of the Constitution Act, 18 and 19 Vic., 1855.
 - (3.) A similar Return for the year 1859, or for any subsequent year, or half-year, under the Electoral Law Amendment Act of 1858.
6. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members :—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
7. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
8. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.

9. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
10. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
11. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.
12. MR. SADLEIR to move, That the Progress Report of the Select Committee on the case of Mr. John Busby, laid on the Table of this House on 17th December, 1863, be now adopted by this House.
13. MR. SADLEIR to move, That the Final Report of the Select Committee on the case of Mr. John Busby, in respect to the case of James M'Intosh, laid on the Table of this House on 24th February, be now adopted by this House.
14. MR. SADLEIR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the amount expended on the Railway surveys and engineering expenses, including all sums paid for supervision during the construction of the works, commencing with the introduction of Railways into the Colony.
 - (2.) Number of miles opened on the various lines.
 - (3.) Number of miles for which the surveys are complete on each line, exclusive of the lengths opened.
 - (4.) Number of miles in course of construction on each line, and on which the works have been actually commenced.
15. MR. SADLEIR to move,—
 - (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 - (2.) That the said Resolution be communicated by Address to His Excellency the Governor.
16. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.
17. MR. MACPHERSON to move, That the Petition presented by him on 26th February, from certain Farmers in the County of Cumberland and District of Liverpool, be printed.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. MARTIN to move, That this House do now resolve itself into a Committee of the Whole, for the purpose of preparing Addresses of Congratulation to Her Majesty the Queen, and to the Prince and Princess of Wales, on the occasion of the Birth of the Son of His Royal Highness on the 8th of January last.
2. MR. EAGAR to move, That during the remainder of the present Session, unless otherwise ordered, Government Business shall take precedence of Private Business on Tuesday in each week; and that the Sessional Order, giving precedence to Private Orders of the Day on Fridays, be rescinded.

ORDERS OF THE DAY:—

1. Cattle Export Bill; second reading.
2. Supply; Resumption of the Committee.
3. Customs Indemnity Bill; consideration in Committee of the Legislative Council's Amendment in this Bill.
4. Official Salaries Bill; second reading.
5. Ways and Means; Resumption of the Committee.

TUESDAY, MARCH 22.

QUESTION :—

1. MR. GARRETT to ask THE COLONIAL SECRETARY,—
 - (1.) The names of the persons who received Prizes and Honorable Mention for the products of this Colony, exhibited at the late Great Exhibition in London, together with a statement of the Articles for which such prizes &c., were awarded ?
 - (2.) What has been done with the Articles exhibited ; if sold, what were the proceeds in each case, and to whom have they been paid ?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
2. MR. LUCAS to move, That it is the opinion of this House, that the rate of Subscription to the *Government Gazette* should be reduced to a sum not exceeding Ten Shillings per annum.
3. MR. LUCAS to move, That, for the purpose of giving the widest publicity to the Government Business, a free copy of the *Government Gazette* should be sent to all Postmasters and Poundkeepers, who should be requested to hang them out for public inspection.
4. MR. LUCAS to move,—
 - (1.) That the *Government Gazette* should be the only advertising medium of Government Business.
 - (2.) That a Bill should be introduced to relieve the Government from the necessity of advertising otherwise than in the *Government Gazette*.
5. MR. DRIVER to move, That in future, on the invitation or introduction of a Member of this Assembly, Members of the Legislature of other Australian Colonies shall be free of admission to the Refreshment Room and the Library.
6. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
7. MR. TERRY to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.

ORDER OF THE DAY :—

1. Juvenile Reformatories Bill ; second reading.

WEDNESDAY, MARCH 23.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

ORDER OF THE DAY :—

1. Members of Parliament Railway Tolls Exemption Bill ; second reading.

THURSDAY, MARCH 24.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. ALEXANDER to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The traffic returns of Great Southern, Western, and Northern Lines of Railway respectively, for the last Quarter, commencing October the 1st, and ending December the 31st, 1863.
 - (2.) The geographical position, the beginning and termination, and measurement of length of each of the divisions of line comprised in all the existing contracts between Picton and Goulburn.

FRIDAY,

FRIDAY, MARCH 25.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Smoke Nuisance Abatement Bill ; second reading.
2. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee " on the Harbour Defences, laid upon the Table by him on 9th September, be now " adopted by this House."
3. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
4. Dog Nuisance Abatement Bill ; second reading.
5. Elementary Education Bill ; second reading.
6. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
7. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the " opinion of this House there ought to be a Silver and Copper Coinage issued from " the Sydney Branch of the Royal Mint.”
8. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into " a Committee of the Whole to consider the propriety of adopting an Address to " the Governor, praying that His Excellency will be pleased to place upon the " Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment " of an annual Pension of that amount to Mrs. Caroline Chisholm.”
9. Municipalities Law Amendment Bill ; to be considered in Committee.

TUESDAY, MARCH 29.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DALGLEISH to move, That in the opinion of this House, it is desirable,—
 - (1.) That Customs Duties should be abolished, and in their stead, the following means of obtaining Revenue should be adopted,—
 - (1.) On all Income derived from acquired Property.
 - (2.) On the Dividends of all Joint Stock and other Companies, formed for the purpose of carrying on business or trade.
 - (3.) By Assessment of the Income of all persons employed in Trade, Agriculture, or Manufacture.
 - (4.) On all Incomes from Salaries and Wages.
 - (2.) That all such taxation shall be levied equitably, increasing by equal proportions of taxation to increasing Income, from whatever source derived.
2. MR. PIDDINGTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

“ Your Committee is strongly impressed with a sense of the danger to the “ independence and purity of the Legislative Assembly, which may arise from the “ practice of selecting Members of Parliament, even for temporary employment, “ under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to “ ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

ORDERS OF THE DAY:—

1. Trade and Commerce Laws Amendment Bill ; second reading.
2. Resumption of the Adjourned Debate on motion of Mr. Mac,—" That the ' Report " of the Select Committee on the Petition of Robert Stewart, brought up on the 20th " October, 1863, " be " now adopted by this House,"—upon which Mr. R. Forster had moved, by way of Amendment, that all the words after the word " be " be omitted, with a view to inserting in their place the words, " re-committed to the former Committee, for the purpose of taking further evidence, and reporting thereon."

New South Wales.

No. 126.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 18 MARCH, 1864.

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

Questions on Notice Paper for to-day :—

- (1.) Punt for the River Hunter, near Lochinvar :—Mr. Burns asked the Secretary for Lands, pursuant to Notice No. 1,—

(1.) What amount he intends to appropriate for the purchase of a Punt to be placed on the Hunter, near Lochinvar, for which upwards of three hundred of the Inhabitants of that locality petitioned some time ago?

(2.) If he has any Punt which he could place at the disposal of the Petitioners until the proposed appropriation has been sanctioned?

Mr. Wilson answered :—

(1.) It has not yet been definitely ascertained what sum will be required for a Punt in this position, but a sufficient sum will be placed on the next Estimate submitted to the House.

(2.) I am not aware of any Punt which can be placed at the disposal of the Petitioners.

- (2.) Assisted Immigration :—Mr. Raper asked the Secretary for Lands, pursuant to Notice No. 2,—Whether the amount of £7 is demanded by the Government from persons wishing to bring their friends out to the Colony, or are they only subject to the charge of £5 as was the custom when the amount now in the hands of the Government was voted by the Parliament for the purpose of Assisted Immigration?

Mr. Wilson answered :—Since the 1st June, 1863, the amount necessary to be deposited for the introduction of a male Immigrant, between the ages of twelve and forty years, if named in the Colony, has been £7 instead of £5, as theretofore, and of course the Government will act in accordance with the present Regulations.

- (3.) Church and School Reserve of Sedgfield—Mr. Dangar :—Mr. Harpur asked the Secretary for Lands, pursuant to Notice No. 3,—On what terms does Mr. Dangar now hold the Church and School Reserve of Sedgfield, in the County of Durham; the lease for twenty-one years from the Government by which it was once held having long since expired?

Mr. Wilson answered :—The Church and School Reserve, parish of Sedgfield, in the County of Durham, is now held by Mr. Dangar, on lease for twenty-one years, from the 12th April, 1850, at a rental of £35 per annum for the first seven years, £52 10s. for the second seven years, and £70 per annum for the third seven years. This lease has not, therefore, yet expired.

(Mr. Burns withdrew the Question standing in his name, No. 4.)

2. Electoral Returns ("Formal" Motion) :—Mr. Burns moved, pursuant to notice, That there be laid upon the Table of this House, a Return shewing,—

(1.) The number of Electors, according to the respective qualifications, on the Rolls, in each District of the Colony, for the year ending on the 1st day of September, 1856, or for any previous year, or half-year, under the Electoral Act of 1851.

(2.) A Return embracing the same information for the year 1856, or for any subsequent year, or half-year, in terms of the Constitution Act, 18 and 19 Vic., 1855.

(3.) A similar Return for the year 1859, or for any subsequent year, or half-year, under the Electoral Law Amendment Act of 1858.

Question put and passed.

3. Seed Wheat and Oats supplied by Government (*"Formal" Motion*):—Mr. Macpherson moved, pursuant to notice, That the Petition presented by him on 26th February, from certain Farmers in the County of Cumberland and District of Liverpool, be printed.
Question put and passed.
Ordered to be printed.
4. Addresses of Congratulation to the Queen, and to the Prince and Princess of Wales:—Mr. Martin, *with the concurrence of the House*, moved, *out of its proper order*, pursuant to notice, That this House do now resolve itself into a Committee of the Whole, for the purpose of preparing Addresses of Congratulation to Her Majesty the Queen, and to the Prince and Princess of Wales, on the occasion of the birth of the Son of His Royal Highness, on the 8th of January last.
Question put and passed.
Whereupon, the Speaker left the Chair, and the House resolved itself into the said Committee.
The Chairman reported that the Committee had resolved upon Addresses to the Queen, and to the Prince and Princess of Wales, respectively, which were read a first time, as follow:—
- (1.) "To the Queen's Most Excellent Majesty.
- "MAY IT PLEASE YOUR MAJESTY,—
- "We, the Members of the Legislative Assembly of the Colony of New South Wales, in Parliament assembled, beg most respectfully to tender our sincere congratulations on the auspicious occasion of the safe delivery of Her Royal Highness the Princess of Wales, and the birth of a Royal Prince. We desire to avail ourselves of the opportunity, which this happy event has afforded us, to renew our assurance of the unabated loyalty and attachment of the people of this Colony to Your Majesty's throne and person. The numerous occasions on which Your Majesty has evinced Your desire to promote to the utmost the welfare of Your people have been observed nowhere more closely nor with livelier feelings of gratitude than in this remote corner of that world-wide Empire over which Providence has placed you. In the joy which the birth of Your Royal Grandson must occasion to Your Majesty, we humbly desire to participate, and we venture to express a hope that in after years his virtues and accomplishments will be worthy of the great and good Prince, your Majesty's lamented Consort, whose loss is still deplored as a National Calamity, but whose usefulness will, we trust, be continued to us in the persons of his illustrious descendants."
- (2.) "To their Royal Highnesses the Prince and Princess of Wales.
- "MAY IT PLEASE YOUR ROYAL HIGHNESSES,—
- "We, the Members of the Legislative Assembly of New South Wales, in Parliament assembled, beg to congratulate your Royal Highnesses on the birth of the Royal Prince—your Son. We cannot desire for the Royal infant a happier fate than that he may be guided by the recorded wisdom of the late lamented Prince, his illustrious grandfather, and led to emulate the virtues of our beloved Queen, whose personal character has added new splendours to the great station to which Providence has called her. We are thankful that we have the privilege, as members of that great Empire on which the sun never sets, to share in the rejoicings which the birth of your Royal Highnesses' Son has called forth in every quarter of the World, and we pray God that he may long live in the affections not only of his family, but also of the great Nation with whose welfare, even to its remotest part, that family are so closely and inseparably connected."
- The said Addresses were then, on motion of Mr. Martin, read a second time, and agreed to.
- Whereupon, Mr. Martin moved, That a Deputation,—consisting of Mr. Arnold, Mr. Cowper, Mr. Dalgleish, Mr. Darvall, Mr. Macleay, Mr. Martin, Mr. Piddington, Mr. Robertson, Mr. Smart, and Mr. Wisdom,—accompany the Speaker to present the Addresses, so agreed to by this House, to the Governor-in-Chief, at Eleven o'clock To-morrow, 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 their Royal Highnesses.
Question put and passed.
5. Church and School Lands Trust Bill:—Mr. Macpherson presented a Petition from the Inhabitants of the District of Liverpool and surrounding Districts, in favour of the said Bill.
Petition received.
6. Paper:—Mr. Martin laid upon the Table, General Rules of the Supreme Court.
Ordered to be printed.
7. Insolvency Jurisdiction Bill:—Mr. Terry moved, That the Order for the second reading of this Bill stand an Order of the Day for this day "fortnight."
Mr. Piddington moved, That the Question be amended by omitting the word "fortnight", with a view to inserting in its place the words "six months."
Debate ensued.
Question,—That the word proposed to be omitted stand part of the Question,—put and passed (after Debate).
Original Question then put and passed.

8. Postponement:—The Order of the Day for the second reading of the Law of Evidence in Criminal Cases Amendment Bill postponed, on motion of Mr. Leary, until this day week.
9. Letters Patent for Inventions Bill:—On the Order of the Day for the further consideration in Committee of this Bill being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such further consideration.
- The Chairman reported that there was not a Quorum present in the Committee. Whereupon the House was counted; and, there being only Nineteen Members present, exclusive of the Speaker, namely,—Mr. Burns, Mr. Cummings, Mr. Dalgleish, Mr. Dangar, Mr. Eagar, Mr. Faucett, Mr. W. Forster, Mr. Garrett, Mr. Holroyd, Dr. Lang, Mr. Macpherson, Mr. Martin, Mr. Mate, Mr. Robertson, Mr. Stewart, Mr. Suttor, Mr. Tighe, Mr. Wilson, and Mr. Wisdom,—the Speaker adjourned the House, at half-past Nine o'clock, until Tuesday next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, MARCH 22.

QUESTIONS:—

1. MR. GARBETT *to ask* THE COLONIAL SECRETARY,—
 - (1.) The names of the persons who received Prizes and Honorable Mention for the products of this Colony, exhibited at the late Great Exhibition in London, together with a statement of the Articles for which such Prizes &c., were awarded?
 - (2.) What has been done with the Articles exhibited; if sold, what were the proceeds in each case, and to whom have they been paid?
2. MR. BURNS *to ask* THE ATTORNEY GENERAL,—Have the Government considered the necessity of introducing, next Session, some measure for preventing the devastating inundations to which the alluvial lands of the Hunter are exposed?
3. MR. R. FORSTER *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Was the 10 acre block of land at the Rocky River Gold Fields, near Uralla, and sold to Mr. Crapp, of the Rocky River, duly advertised for sale by auction prior to being sold?
 - (2.) What is the date of the advertisement?
 - (3.) On what date was it sold?
 - (4.) Where was it put up for sale?
 - (5.) If not sold by auction—when was the application made for the said land by Mr. Crapp?
 - (6.) Did he allege in his application that the improvements on the land were made by himself?
 - (7.) If not, through whom did he claim the right to obtain the said 10 acres of land?
4. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What date the Contract expires for the completion of the Bridge at Singleton?
 - (2.) Do the Government believe the Bridge will be finished by the time stipulated in the Contract?
 - (3.) Are the Government aware that much delay and loss to the Contractor will accrue in the completion of the Bridge, from the late floods, and that a punt would be of great benefit?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR *to move*,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.

2. MR. LUCAS to move, That it is the opinion of this House, that the rate of Subscription to the *Government Gazette* should be reduced to a sum not exceeding Ten Shillings per annum.
3. MR. LUCAS to move, That, for the purpose of giving the widest publicity to the Government Business, a free copy of the *Government Gazette* should be sent to all Postmasters and Poundkeepers, who should be requested to hang them out for public inspection.
4. MR. LUCAS to move,—
 - (1.) That the *Government Gazette* should be the only advertising medium of Government Business.
 - (2.) That a Bill should be introduced to relieve the Government from the necessity of advertising otherwise than in the *Government Gazette*.
5. MR. DRIVER to move, That in future, on the invitation or introduction of a Member of this Assembly, Members of the Legislature of other Australian Colonies shall be free of admission to the Refreshment Room and the Library.
6. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.
7. MR. TERRY to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
8. MR. DANGAR to move, That there be laid upon the Table of this House, A Return showing,—
 - (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 - (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 - (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.
9. MR. BELL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding Ten thousand pounds (£10,000) may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress, arising out of Rust in Wheat, and recent Floods.
10. MR. SABLEIR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Raymond Terrace Bench, for the last twelve months, of the number of sitting days when no Magistrate attended the Bench (specifying if prevented by flood or other local cause); also stating in how many instances, in consequence of there being only one Magistrate, in cases requiring two, the cases had to be postponed, and how often the Police Magistrate from Newcastle attends there.
11. MR. BURNS to move for leave to introduce a Bill to render future Parliaments triennial.
12. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
13. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
14. MR. DARVALL to move, That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £150 a year.
15. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.

16. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
17. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.
18. MR. SADLEIR to move, That the Progress Report of the Select Committee on the case of Mr. John Busby, laid on the Table of this House on 17th December, 1863, be now adopted by this House.
19. MR. SADLEIR to move, That the Final Report of the Select Committee on the case of Mr. John Busby, in respect to the case of James M'Intosh, laid on the Table of this House on 24th February, be now adopted by this House.
20. MR. SADLEIR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the amount expended on the Railway surveys and engineering expenses, including all sums paid for supervision during the construction of the works, commencing with the introduction of Railways into the Colony.
 - (2.) Number of miles opened on the various lines.
 - (3.) Number of miles for which the surveys are complete on each line, exclusive of the lengths opened.
 - (4.) Number of miles in course of construction on each line, and on which the works have been actually commenced.
21. MR. SADLEIR to move,—
 - (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 - (2.) That the said Resolution be communicated by Address to His Excellency the Governor.
22. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or quasi Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.

ORDERS OF THE DAY:—

1. Juvenile Reformatories Bill; second reading.
2. District Courts Act Amendment Bill; second reading.
3. Impounding Bill; to be further considered in Committee.
4. Church and School Lands Trust Bill; to be further considered in Committee.
5. Lunacy and Lunatic Asylums Bill; second reading.
6. Presbyterian College Bill; to be further considered in Committee.
7. Metropolitan Corporation Bill; to be further considered in Committee.
8. Public Service Superannuation Bill Reported 2^o; adoption of the Report.
9. Acts Extension Rescinding Bill; second reading.
10. Cox's Marriage Settlement Bill; consideration in Committee of Legislative Council's Amendments in this Bill.
11. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. BAGAR to move, That during the remainder of the present Session, unless otherwise ordered, Government Business shall take precedence of Private Business on Tuesday in each week; and that the Sessional Order, giving precedence to Private Orders of the Day on Fridays, be rescinded.

ORDERS OF THE DAY:—

1. Cattle Export Bill; second reading.
2. Supply; Resumption of the Committee.
3. Customs Indemnity Bill; consideration in Committee of the Legislative Council's Amendment in this Bill.
4. Official Salaries Bill; second reading.
5. Ways and Means; Resumption of the Committee.

WEDNESDAY, MARCH 23.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

ORDER OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.

THURSDAY, MARCH 24.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. ALEXANDER to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The traffic returns of Great Southern, Western, and Northern Lines of Railway respectively, for the last Quarter, commencing October the 1st, and ending December the 31st, 1863.
 - (2.) The geographical position, the beginning and termination, and measurement of length of each of the divisions of line comprised in all the existing contracts between Picton and Goulburn.

FRIDAY, MARCH 25.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Smoke Nuisance Abatement Bill; second reading.
2. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee "on the Harbour Defences, laid upon the Table by him on 9th September, be now "adopted by this House."
3. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
4. Dog Nuisance Abatement Bill; second reading.
5. Elementary Education Bill; second reading.
6. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
7. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—"That in the "opinion of this House there ought to be a Silver and Copper Coinage issued from "the Sydney Branch of the Royal Mint."
8. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—"That this House will, on Friday next, resolve itself into "a Committee of the Whole to consider the propriety of adopting an Address to "the Governor, praying that His Excellency will be pleased to place upon the "Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment "of an annual Pension of that amount to Mrs. Caroline Chisholm."
9. Municipalities Law Amendment Bill; to be considered in Committee.
10. Law of Evidence in Criminal Cases Amendment Bill; second reading.

TUESDAY, MARCH 29.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DALGLEISH to move, That in the opinion of this House, it is desirable,—
 - (1.) That Customs Duties should be abolished, and in their stead, the following means of obtaining Revenue should be adopted,—
 - (1.) On all Income derived from acquired Property.
 - (2.) On the Dividends of all Joint Stock and other Companies, formed for the purpose of carrying on business or trade.
 - (3.) By Assessment of the Income of all persons employed in Trade, Agriculture, or Manufacture.
 - (4.) On all Incomes from Salaries and Wages.
 - (2.) That all such taxation shall be levied equitably, increasing by equal proportions of taxation to increasing Income, from whatever source derived.

2. MR. PIDDINGTON to move,—

(1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

“Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.

(2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

ORDERS OF THE DAY:—

1. Trade and Commerce Laws Amendment Bill ; second reading.
2. Resumption of the Adjourned Debate on motion of Mr. Mate,—“That the Report of the Select Committee on the Petition of Robert Stewart, brought up on the 20th October, 1863, “be” now adopted by this House,”—upon which Mr. R. Forster had moved, by way of Amendment, that all the words after the word “be” be omitted, with a view to inserting in their place the words, “re-committed to the former Committee, for the purpose of taking further evidence, and reporting thereon.”

FRIDAY, APRIL 1.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Insolvency Jurisdiction Bill ; second reading.



New South Wales.

No. 127.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 22 MARCH, 1864.

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

Questions on Notice Paper for to-day:—

(1.) Products of the Colony approved at Great Exhibition in London:—Mr. Garrett asked the Colonial Secretary, pursuant to Notice No. 1,—

(1.) The names of the persons who received Prizes and Honorable Mention for the products of this Colony, exhibited at the late Great Exhibition in London, together with a statement of the Articles for which such Prizes &c., were awarded?

(2.) What has been done with the Articles exhibited: if sold, what were the proceeds in each case, and to whom have they been paid?

Mr. W. Forster answered:—In reply to the Honorable Member's Questions, I think it my duty to state, without intending him the slightest disrespect, and upon no grounds whatever special or personal to himself, that this is one of the cases in which it appears to me desirable to decline supplying the information asked for, unless in obedience to an Order of the House. My reasons for this view are:—Firstly,—The complicated character of the information asked for, which is such as can only be prepared and communicated at some trouble and expense. Secondly,—That this information affects private individuals. Thirdly,—That it can only be procured, in the main, from a gentleman not actually under the orders of the Government, namely, the late Secretary to the Exhibition Commissioners: and, Fourthly,—That it cannot at present be rendered in a complete form, the distributions not having been yet, though they are very nearly, completed. I see no objection, however, to the production of the information in the form of a Return, which might, perhaps, embrace other particulars of interest not included in the Honorable Member's Question. But I do not absolutely pledge myself that no objection can be made, until I can better ascertain the opinions of other Honorable Members, and of the House, on the subject.

(Mr. Burns withdrew the Question standing in his name, No. 2.)

(2.) Auriferous Land at Rocky River, sold to Mr. John Crapp:—Mr. R. Forster asked the Secretary for Lands, pursuant to Notice No. 3,—

(1.) Was the 10 acre block of land at the Rocky River Gold Fields, near Uralla, and sold to Mr. Crapp, of the Rocky River, duly advertised for sale by auction prior to being sold?

(2.) What is the date of the advertisement?

(3.) On what date was it sold?

(4.) Where was it put up for sale?

(5.) If not sold by auction—when was the application made for the said land by Mr. Crapp?

(6.) Did he allege in his application that the improvements on the land were made by himself?

(7.) If not, through whom did he claim the right to obtain the said 10 acres of land?

Mr. Wilson answered:—

(1, 2, 3, 4.) It was not advertised for sale by auction.

(5.) His application is dated 18th September, 1862, for the 10 acres, but he had previously applied on the 14th December, 1861, for a larger area.

(6.) No; he alleged that he had become the proprietor of the improvements.

(7.) This application does not state through whom he claimed.

(3.)

(3.) Bridge at Singleton:—Mr. Dangar asked the Secretary for Public Works, pursuant to Notice No. 4,—

(1.) What date the Contract expires for the completion of the Bridge at Singleton?

(2.) Do the Government believe the Bridge will be finished by the time stipulated in the Contract?

(3.) Are the Government aware that much delay and loss to the Contractor will accrue in the completion of the Bridge, from the late floods, and that a punt would be of great benefit?

Mr. Holroyd answered:—

(1.) 8th October, 1864.

(2.) No.

(3.) The Government are not aware of it.

2. Addresses of Congratulation to the Queen, and to the Prince and Princess of Wales:—The Speaker reported that, pursuant to the Resolution arrived at by this House, on Friday last, (and recorded on its Votes and Proceedings as Entry No. 4,) he had, on Saturday last, accompanied by certain Members of the Deputation therein named, presented to the Governor-in-Chief the Addresses of Congratulation to the Queen, and to the Prince and Princess of Wales, respectively, which had been agreed to by the House; with a request that His Excellency would be pleased to forward the same to the Secretary of State for the Colonies, for presentation to Her Majesty and their Royal Highnesses,—
And that His Excellency, thanking the Assembly, had promised to forward the Addresses to their destination without delay.

3. Papers:—Mr. Wilson laid upon the Table the undermentioned Papers:—

(1.) Schedule of Crown Lands reserved from sale until surveyed, for the preservation of Water Supply, or other Public Purposes; in accordance with the 4th Section of the Crown Lands Alienation Act of 1861.

(2.) Return of Towns and Villages proclaimed under the operation of the 4th Section of the Crown Lands Alienation Act of 1861.

Ordered to be printed.

4. Exchange of Land, Scots Church, Jamison Street, Legalizing Bill:—Mr. Dalgleish, *with the concurrence of the House*, moved, without notice, That the Select Committee now sitting on the "Exchange of Land, Scots Church, Jamison Street, Legalizing Bill," have power to visit the two portions of land proposed to be exchanged by the Bill,—accompanied by a Short-hand Writer.

Question put and passed.

5. Motion Withdrawn:—Mr. Dangar withdrew the Motion standing in his name, No. 1 on the Notice Paper of Other Business for to-day.

6. Proposed Reduction of Rate of Subscription to *Government Gazette*:—Mr. Lucas moved, pursuant to Notice, That it is the opinion of this House, that the rate of Subscription to the *Government Gazette* should be reduced to a sum not exceeding Ten Shillings per annum.

Debate ensued.

Question put.

The House divided.

Ayes, 12.

Mr. Redman,	<i>Tellers.</i>
Mr. Sutherland,	
Mr. Cunneen,	Mr. Driver,
Mr. Harpur,	Mr. Lucas.
Mr. Morrice,	
Mr. Hannell,	
Mr. Tighe,	
Mr. Burns,	
Mr. Stewart,	
Mr. Terry,	

Noes, 21.

Mr. Cowper,	Mr. Dangar,
Mr. Robertson,	Mr. Buchanan,
Mr. W. Forster,	Mr. Piddington,
Mr. Wilson,	Mr. Haworth,
Mr. Holroyd,	Mr. Wisdom,
Mr. Darvall,	Mr. Eagar,
Mr. Garrett,	Mr. Martin,
Mr. Cummings,	<i>Tellers.</i>
Mr. Sadleir,	
Mr. Weekes,	Mr. Allen,
Mr. R. Forster,	Mr. Dalgleish,
Mr. Mate,	

7. Proposed Extended Circulation of *Government Gazette*:—Mr. Lucas moved, pursuant to Notice, That, for the purpose of giving the widest publicity to the Government Business, a free copy of the *Government Gazette* should be sent to all Postmasters and Poundkeepers, who should be requested to hang them out for public inspection.

Mr. Eagar moved, The Previous Question.

Debate ensued.

Previous Question put,—That this Question be now put.

The House divided.

Ayes, 12.

Mr. Driver,	<i>Tellers.</i>
Mr. Wisdom,	
Mr. Terry,	Mr. Dalgleish,
Mr. Sutherland,	Mr. Lucas.
Mr. Cunneen,	
Mr. Morrice,	
Mr. Dangar,	
Mr. Tighe,	
Mr. Burns,	
Mr. Hannell,	

Noes, 19.

Mr. W. Forster,	Mr. Martin,
Mr. Robertson,	Mr. Piddington,
Mr. Wilson,	Mr. Eagar,
Mr. Darvall,	Mr. Leary,
Mr. Holroyd,	Mr. Buchanan,
Mr. Garrett,	Mr. R. Forster,
Mr. Cummings,	<i>Tellers.</i>
Mr. Hart,	
Mr. Sadleir,	Mr. Weekes,
Mr. Redman,	Mr. Haworth,
Mr. Mate,	

8. Motion Withdrawn :—Mr. Lucas withdrew the Motion standing in his name, No. 4 on the Notice Paper of Other Business for to-day.
9. Papers :—
- (1.) Mr. W. Forster laid upon the Table the undermentioned Papers :—
- (1.) Despatch from the Duke of Newcastle, dated 19 January, 1864, (with Enclosure), respecting Vessels equipped as Vessels of War.
- (2.) Despatch from the Duke of Newcastle, dated 28 December, 1863, (with Enclosures), respecting Title of Members of Executive Council after ceasing to be Councillors.
- Ordered to be printed.
- (2.) Mr. Holroyd laid upon the Table, Comparative Statement of Receipts and Expense of working on the Great Northern, Southern, and Western Railways, during the months of December, 1862, and January and February, 1863, with the corresponding months in 1863 and 1864.
- Ordered to be printed.
10. Proposed Admission of Members of other Australian Legislatures to Refreshment Room and Library :—Mr. Driver moved, pursuant to notice, *That* in future, on the invitation or introduction of a Member of this Assembly, Members of the Legislature of other Australian Colonies shall be free of admission to the Refreshment Room and the Library.
- The Speaker, before proposing the Question, called attention to the fact, that the Refreshment Room and Library do not appertain exclusively to this House, but to the Legislative Council as well; that the Refreshment Room is managed by a Committee composed of Members of both Houses; and that the management of the Library was expressly entrusted to a Joint Committee by a series of Resolutions, agreed to by both Houses, during the last Session.
- Question then proposed.
- Debate ensued.
- Mr. Leary moved, That the Question be amended by omitting all the words after the word *That*, with a view to inserting in their place the words, "it be referred to the Library Committee of this House, to confer with the Library Committee of the Legislative Council, and to report to this House, as to the desirability of admitting, on the invitation or introduction of a Member of either House of Parliament, Members of the Legislatures of other Australian Colonies to the Refreshment Room and the Library."
- Debate continued.
- Question put, That the words proposed to be omitted stand part of the Question.
- The House divided.

Ayes, 11.

Mr. Lucas,
Mr. Driver,
Mr. R. Forster,
Mr. Dalgleish,
Mr. Sutherland,
Mr. Terry,
Mr. Allen,
Dr. Lang,
Mr. Morrice,

Tellers.

Mr. Buchanan,
Mr. Weekes.

Noes, 24.

Mr. Martin,	Mr. Garrett,
Mr. Holroyd,	Mr. Cunneen,
Mr. Wilson,	Mr. Wisdom,
Mr. W. Forster,	Mr. Burns,
Mr. Egan,	Mr. Burdekin,
Mr. Hannell,	Mr. Macleay,
Mr. Mate,	Mr. Eagar,
Mr. Stewart,	Mr. Darvall,
Mr. Tighe,	Mr. Cummings.
Mr. Leary,	Tellers.
Mr. Redman,	
Mr. Haworth,	Mr. Hart,
Mr. Dangar,	Mr. Piddington.

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

Whereupon, Question,—That it be referred to the Library Committee of this House, to confer with the Library Committee of the Legislative Council, and to report to this House as to the desirability of admitting, on the invitation or introduction of a Member of either House of Parliament, Members of the Legislatures of other Australian Colonies, to the Refreshment Room and the Library,—put and passed.

11. Tom Dight Mackenzie :—Mr. Garrett presented a Petition from Tom Dite Mackenzie, of Paddington, late Sub-Collector of Customs at Albury, in the Colony of New South Wales, complaining of his dismissal from the Department of the Customs; and praying for investigation and justice in the case.
- Petition received.
12. Motions Withdrawn :—
- (1.) Mr. Darvall withdrew the Motion standing in his name, No. 14 on the Notice Paper of Other Business for to-day.
- (2.) Mr. Dangar withdrew the Motion standing in his name, No. 8 on the Notice Paper of Other Business for to-day.
- (3.) Mr. Garrett, on behalf of Mr. Sadleir, withdrew the Motions standing in the name of Mr. Sadleir, Nos. 18, 19, and 21 on the Notice Paper of Other Business for to-day.
13. Proposed Railway to Camden :—Mr. Morrice moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased

pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates for 1864, a sum not less than £7,000 for the construction of a line of Railway to Camden.

Debate ensued.

Motion by leave withdrawn.

The House adjourned, on motion of Mr. Eagar, at a quarter after Eleven o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, MARCH 23.

QUESTIONS:—

1. MR. BURNS *to ask* THE ATTORNEY GENERAL,—Have the Government considered the necessity of introducing, next Session, some measure for preventing the devastating inundations to which the alluvial lands of the Hunter are exposed?
2. MR. C. COWPER, JUNR., *to ask* THE COLONIAL SECRETARY,—When it is the intention of the Government to lay upon the Table of this House, the correspondence which took place between Mr. Chatfield and the Government, with reference to his dismissal; also, all other papers in connection with this matter, ordered by Resolution of the House?
3. MR. EGAN *to ask* THE HONORABLE THE PREMIER,—Whether the Government intend to support the Church and School Lands Bill now before the House, that Bill having passed the second reading?
4. MR. R. FORSTER *to ask* THE HONORABLE THE PREMIER,—Whether the Minister for Public Works is a Director or Manager of any private Banking, Insurance, or Loan Company in this City?

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.
3. MR. EAGAR to move, That during the remainder of the present Session, unless otherwise ordered, Government Business shall take precedence of Private Business on Tuesday in each week; and that the Sessional Order, giving precedence to Private Orders of the Day on Fridays, be rescinded.

ORDERS OF THE DAY:—

1. Members of Parliament Railway Tolls Exemption Bill; second reading.
2. Cattle Export Bill; second reading.
3. Supply; Resumption of the Committee.
4. Customs Indemnity Bill; consideration in Committee of the Legislative Council's Amendment in this Bill.
5. Official Salaries Bill; second reading.
6. Ways and Means; Resumption of the Committee.

OTHER

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. GARRETT to move, That there be laid upon the Table of this House, a Return shewing—
 - (1.) The names of the persons who received Prizes and Honorable Mention for the products of this Colony, exhibited at the late Great Exhibition in London, together with a statement of the Articles for which such Prizes &c., were awarded.
 - (2.) Further, what has been done with the Articles exhibited; if sold, what were the proceeds in each case, and to whom have they been paid?
2. MR. DALGLISH to move, That the further consideration in Committee of the Letters Patent for Inventions Bill, which lapsed on the 18th of March, be restored to the Paper, and stand an Order of the Day for Friday, the 1st April.
3. MR. GARRETT to move, That the Petition presented by him on 22nd March, from Tom Dight Mackenzie, be printed.
4. MR. GARRETT to move,—
 - (1.) That a Select Committee be appointed to enquire into the allegations contained in the Petition of Tom Dight Mackenzie, and to report thereon.
 - (2.) That such Committee consist of Mr. Eagar, Mr. Weekes, Mr. Burdekin, Mr. Tighe, Mr. Cunneen, Mr. Terry, Mr. Burns, Mr. Driver, Mr. Dangar, and the Mover.
5. MR. TERRY to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
6. MR. BELL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding Ten thousand pounds (£10,000) may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress, arising out of Rust in Wheat, and recent Floods.
7. MR. SADDLEIR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Raymond Terrace Bench, for the last twelve months, of the number of sitting days when no Magistrate attended the Bench (specifying if prevented by flood or other local cause); also stating in how many instances, in consequence of there being only one Magistrate, in cases requiring two, the cases had to be postponed, and how often the Police Magistrate from Newcastle attends there.
8. MR. BURNS to move for leave to introduce a Bill to render future Parliaments triennial.
9. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
10. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
11. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
12. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
13. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.
14. MR. SADDLEIR to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the amount expended on the Railway surveys and engineering expenses, including all sums paid for supervision during the construction of the works, commencing with the introduction of Railways into the Colony.
 - (2.) Number of miles opened on the various lines.

(3.)

(3.) Number of miles for which the surveys are complete on each line, exclusive of the lengths opened.

(4.) Number of miles in course of construction on each line, and on which the works have been actually commenced.

15. Mr. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.

ORDERS OF THE DAY:—

1. Juvenile Reformatories Bill; second reading.
2. District Courts Act Amendment Bill; second reading.
3. Impounding Bill; to be further considered in Committee.
4. Church and School Lands Trust Bill; to be further considered in Committee.
5. Lunacy and Lunatic Asylums Bill; second reading.
6. Presbyterian College Bill; to be further considered in Committee.
7. Metropolitan Corporation Bill; to be further considered in Committee.
8. Public Service Superannuation Bill Reported 2^o; adoption of the Report.
9. Acts Extension Rescinding Bill; second reading.
10. Cox's Marriage Settlement Bill; consideration in Committee of Legislative Council's Amendments in this Bill.
11. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

THURSDAY, MARCH 24.

QUESTION:—

1. Mr. WISDOM to ask THE SECRETARY FOR LANDS,—What is the cause of the delay in issuing Deeds of Grant to purchasers of improved lands on the Gold Fields, in accordance with the provisions of the 5th section of the Crown Lands Alienation Act of 1861?

OTHER BUSINESS—NOTICE OF MOTION:—

1. Mr. ALEXANDER to move, That there be laid upon the Table of this House, a Return showing,—
 - (1.) The traffic returns of Great Southern, Western, and Northern Lines of Railway respectively, for the last Quarter, commencing October the 1st, and ending December the 31st, 1863.
 - (2.) The geographical position, the beginning and termination, and measurement of length of each of the divisions of line comprised in all the existing contracts between Picton and Goulburn.

FRIDAY, MARCH 25.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Smoke Nuisance Abatement Bill; second reading.
2. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
3. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
4. Dog Nuisance Abatement Bill; second reading.
5. Elementary Education Bill; second reading.
6. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.

7. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
8. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
9. Municipalities Law Amendment Bill; to be considered in Committee.
10. Law of Evidence in Criminal Cases Amendment Bill; second reading.

TUESDAY, MARCH 29.

QUESTION :—

1. MR. DARVALL to ask THE COLONIAL TREASURER,—What steps the Government have taken, or intend to take, with reference to the issuing of the Treasury Bills authorized by the Treasury Bills Act?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DALGLEISH to move, That in the opinion of this House, it is desirable,—
 - (1.) That Customs Duties should be abolished, and in their stead, the following means of obtaining Revenue should be adopted,—
 - (1.) On all Income derived from acquired Property.
 - (2.) On the Dividends of all Joint Stock and other Companies, formed for the purpose of carrying on business or trade.
 - (3.) By Assessment of the Income of all persons employed in Trade, Agriculture, or Manufacture.
 - (4.) On all Incomes from Salaries and Wages.
 - (2.) That all such taxation shall be levied equitably, increasing by equal proportions of taxation to increasing Income, from whatever source derived.
2. MR. PIDDINGTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
3. MR. WISDOM to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid on the Table of this House, copies of all Correspondence and Papers connected with the case of Manus Strain against Mr. Ex-Commissioner Cooper.
4. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
5. MR. R. FORSTER to move, That there be laid upon the Table of this House, all Papers and Correspondence between the Secretary for Lands, the Surveyor General, the District Surveyor at Armidale, Gold Miners on the Rocky River Gold-Field, and the Gold Commissioners at the Rocky River, relative to 10 acres of auriferous land at the Rocky River Gold-Field, New England, sold to Mr. John Crapp; also the Petition or Memorial, transmitted to the Secretary for Lands by the Gold Miners at the Rocky River, praying that the said land should not be alienated, on the ground that it was auriferous land.
6. MR. DANGAR to move, That there be laid upon the Table of this House, A Return shewing,—
 - (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 - (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 - (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.
7. MR. SADDLER to move, That the Progress Report of the Select Committee on the case of Mr. John Busby, laid on the Table of this House on 17th December, 1863, be now adopted by this House.

8. MR. SADLER to move, That the Final Report of the Select Committee on the case of Mr. John Busby, in respect to the case of James McIntosh, laid on the Table of this House on 24th February, be now adopted by this House.
9. MR. SADLER to move,—
- (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 - (2.) That the said Resolution be communicated by Address to His Excellency the Governor.

ORDERS OF THE DAY:—

1. Trade and Commerce Laws Amendment Bill; second reading.
2. Resumption of the Adjourned Debate on motion of Mr. Mate,—“That the Report “ of the Select Committee on the Petition of Robert Stewart, brought up on the 20th “ October, 1863, “ be ” now adopted by this House,”—upon which Mr. R. Forster had moved, by way of Amendment, that all the words after the word “ be ” be omitted, with a view to inserting in their place the words, “ re-committed to the former Committee, for the purpose of taking further evidence, and reporting thereon.”

WEDNESDAY, MARCH 30.

Contingent Notice of Motion:—

1. MR. DARVALL to move (*as a Contingent Amendment on the Motion for the Speaker to leave the Chair, with a view to the Resumption of the Committee of Supply*), That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £200 a year, and to have recourse to other direct taxation.

FRIDAY, APRIL 1.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Insolvency Jurisdiction Bill; second reading.

New South Wales.

No. 128.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 23 MARCH, 1864.

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

Questions on Notice Paper for to-day:—

(*Mr. Burns withdrew the Question standing in his name, No. 1.*)

- (1.) Mr. Chatfield, late Superintendent of Police:—Mr. Cowper, on behalf of Mr. C. Cowper, junr., asked the Colonial Secretary, pursuant to Notice No. 2,—When it is the intention of the Government to lay upon the Table of this House, the correspondence which took place between Mr. Chatfield and the Government, with reference to his dismissal; also, all other papers in connection with this matter, ordered by Resolution of the House?

Mr. W. Forster answered:—I have the correspondence here.

(*Mr. Egan withdrew the Question standing in his name, No. 3.*)

(*Mr. R. Forster not asking the Question standing in his name, No. 4, it dropped.*)

2. Motion Withdrawn:—Mr. Terry withdrew the Motion standing in his name, No. 5 on the Notice Paper of Other Business for to-day.
3. Paper:—Mr. Holroyd laid upon the Table, Return to Order, in reference to "Defaulting Contractors," made by this House, on motion of Mr. Dangar, on 1. September, 1863.
Ordered to be printed.
4. Special Adjournment:—Mr. W. Forster, *with the concurrence of the House*, moved, without notice, That this House, at its rising, do adjourn until Six o'clock, P.M., to-morrow.
Question put.
The House divided.

Ayes, 17.

Mr. Eagar,	Mr. Lackey,
Mr. W. Forster,	Mr. Cummings,
Mr. Holroyd,	Mr. Gordon,
Mr. Wilson,	<i>Tellers.</i>
Mr. Leary,	Mr. Raper,
Mr. Piddington,	Mr. Macleay.
Mr. Wisdom,	
Mr. Burdekin,	
Mr. Holt,	
Mr. Lord,	
Mr. Egan,	
Mr. Mate,	

Noes, 10.

Mr. Cowper,
Mr. Terry,
Mr. Dalgleish,
Mr. Stewart,
Mr. Robertson,
Mr. Dangar,
Mr. Hannell,
Mr. Garrett,
<i>Tellers.</i>
Mr. Hart,
Mr. Burns.

5. Products of the Colony approved at Great Exhibition in London. (*"Formal" Motion*):—Mr. Garrett moved, pursuant to notice, That there be laid upon the Table of this House, a Return showing,—
- (1.) The names of the persons who received Prizes and Honorable Mention for the products of this Colony, exhibited at the late Great Exhibition in London, together with a statement of the Articles for which such Prizes, &c., were awarded.
- (2.) Further, what has been done with the Articles exhibited; if sold, what were the proceeds in each case, and to whom have they been paid.
Question put and passed.
6. Paper:—Mr. W. Forster laid upon the Table, Return to Order, in reference to "Mr. Chatfield, late Superintendent of Police," made by this House, on motion of Mr. Cowper, on 23rd February, 1864.
Ordered to be printed.

7. Motions Withdrawn :—

- (1.) Mr. Holroyd withdrew the Motions standing in his name, Nos. 1 and 2 on the Notice Paper of Government Business for to-day.
 (2.) Mr. Eagar withdrew the Motion standing in his name, No. 3 on the Notice Paper of Government Business for to-day.

8. Members of Parliament Railway Tolls Exemption Bill :—Mr. Holroyd moved, That the Order of the Day for the second reading of this "Bill" stand an Order of the Day for this day week.

Debate ensued.

Mr. Lucas moved, That the Question be amended by omitting all the words after the word "Bill," with a view to inserting in their place the words "be now proceeded with."

Debate continued.

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

Ayes, 17.

Mr. Eagar,	Dr. Lang,
Mr. W. Forster,	Mr. Lackey,
Mr. Holroyd,	Mr. Buchanan,
Mr. Wilson,	Mr. Mate,
Mr. Leary,	Mr. Weekes,
Mr. Piddington,	<i>Tellers.</i>
Mr. Wisdom,	
Mr. Lord,	Mr. Gordon,
Mr. Burdekin,	Mr. Macleay.
Mr. Robertson,	

Noes, 18.

Mr. Egan,	Mr. Smart,
Mr. Cummings,	Mr. Shepherd,
Mr. R. Forster,	Mr. Macpherson,
Mr. Hart,	Mr. Burns,
Mr. Garrett,	Mr. Hannell,
Mr. Sadleir,	Mr. Dangar,
Mr. Terry,	<i>Tellers.</i>
Mr. Raper,	
Mr. Stewart,	Mr. Driver,
Mr. Holt,	Mr. Lucas.

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

Question then,—That the Order of the Day for the second reading of this Bill be now proceeded with,—put and passed.

Whereupon Mr. Holroyd moved, That this Bill be "now" read a second time.

Mr. Lord moved, That the Question be amended by omitting the word "now," with a view to adding at the end the words "this day six months."

Debate ensued.

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

Ayes, 13.

Mr. Wilson,	<i>Tellers.</i>
Mr. W. Forster,	
Mr. Holroyd,	Mr. Holt,
Mr. Robertson,	Mr. Lucas.
Mr. Lackey,	
Mr. Raper,	
Mr. Stewart,	
Mr. Wisdom,	
Mr. Garrett,	
Mr. Sadleir,	
Mr. Weekes,	

Noes, 22.

Mr. Eagar,	Mr. Mate,
Mr. Haworth,	Mr. Terry,
Mr. Bell,	Mr. Hannell,
Mr. Lord,	Dr. Lang,
Mr. Buchanan,	Mr. Macpherson,
Mr. Cowper,	Mr. Gordon,
Mr. Dangar,	Mr. Macleay,
Mr. Sutherland,	Mr. Emanuel,
Mr. Egan,	<i>Tellers.</i>
Mr. Burns,	
Mr. Smart,	Mr. Piddington,
Mr. Driver,	Mr. R. Forster,

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

Whereupon, Question,—That this Bill be read a second time this day six months,—put and passed.

9. Cattle Export Bill, on motion of Mr. Wilson, read a second time.

Whereupon, on motion of Mr. Wilson, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill. The Chairman having reported the Bill with Amendments, the House adopted the Report, and ordered that the Bill, as so reported, be read a third time to-morrow.

10. Supply :—The Order of the Day for the resumption of the Committee of Supply having been read ;—on motion of Mr. W. Forster, the Speaker left the Chair, and the House resolved itself into the said Committee.

And the Committee having continued to sit till after Midnight,—

THURSDAY, 24 MARCH, 1864, A.M.

The Chairman reported that there was not a Quorum present in the Committee. Whereupon the House was counted; and there being only Nineteen Members present, exclusive of the Speaker, namely,—Mr. Bell, Mr. Buchanan, Mr. Burns, Mr. Dagleish, Mr. Dangar, Mr. Driver, Mr. Eagar, Mr. W. Forster, Mr. R. Forster, Mr. Holroyd, Mr. Lucas, Mr. Martin, Mr. Mate, Mr. Morrice, Mr. Morris, Mr. Piddington, Mr. Stewart, Mr. Wilson, and Mr. Wisdom,—the Speaker adjourned the House at ten minutes before Two o'clock, A.M., until Six o'clock, P.M., This Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, MARCH 24.

QUESTIONS :—

1. MR. WISDOM *to ask* THE SECRETARY FOR LANDS,—What is the cause of the delay in issuing Deeds of Grant to purchasers of improved lands on the Gold Fields, in accordance with the provisions of the 8th section of the Crown Lands Alienation Act of 1861 ?
2. MR. BURNS *to ask* THE ATTORNEY GENERAL,—Have the Government considered the necessity of introducing, next Session, some measure for preventing the devastating inundations to which the alluvial lands of the Hunter are exposed ?
3. MR. EGAN *to ask* THE HONORABLE THE PREMIER,—Whether the Government intend to support the Church and School Lands Trust Bill now before the House, that Bill having passed the second reading ?
4. MR. GARRETT *to ask* THE COLONIAL TREASURER,—
 - (1.) Has it been determined by the Government to confine the public advertising to the *Sydney Morning Herald* ?
 - (2.) If not, to what papers are the public advertisements to be given ?

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. EAGAR *to move*, That during the remainder of the present Session, unless otherwise ordered, Government Business shall take precedence of Private Business on Tuesday in each week ; and that the Sessional Order, giving precedence to Private Orders of the Day on Fridays, be rescinded.

ORDERS OF THE DAY :—

1. Cattle Export Bill ; third reading.
2. Supply ; Resumption of the Committee.
3. Customs Indemnity Bill ; consideration in Committee of the Legislative Council's Amendment in this Bill.
4. Official Salaries Bill ; second reading.
5. Ways and Means ; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. ALEXANDER *to move*, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The traffic returns of Great Southern, Western, and Northern Lines of Railway respectively, for the last Quarter, commencing October the 1st, and ending December the 31st, 1863.
 - (2.) The geographical position, the beginning and termination, and measurement of length of each of the divisions of line comprised in all the existing contracts between Picton and Goulburn.
2. MR. DALGLEISH *to move*, That the further consideration in Committee of the Letters Patent for Inventions Bill, which lapsed on the 18th of March, be restored to the Paper, and stand an Order of the Day for Friday, the 1st April.
3. MR. GARRETT *to move*, That the Petition presented by him on 22nd March, from Tom Dight Mackenzie, be printed.
4. MR. GARRETT *to move*,—
 - (1.) That a Select Committee be appointed to enquire into the allegations contained in the Petition of Tom Dight Mackenzie, and to report thereon.
 - (2.) That such Committee consist of Mr. Eagar, Mr. Weekes, Mr. Burdekin, Mr. Tighe, Mr. Cunneen, Mr. Terry, Mr. Burns, Mr. Driver, Mr. Dangar, and the Mover.
5. MR. BELL *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding Ten thousand pounds (£10,000) may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress, arising out of Rust in Wheat, and recent Floods.
6. MR. SADLER *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Raymond Terrace Bench, for the last twelve months, of the number of sitting days when no Magistrate attended the Bench (specifying if prevented by flood or other local cause) ; also stating in how many instances, in consequence of there being only one Magistrate, in cases requiring two, the cases had to be postponed, and how often the Police Magistrate from Newcastle attends there.
7. MR. BURNS *to move* for leave to introduce a Bill to render future Parliaments triennial.
8. MR. GARRETT *to move*,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.

(2.)

(2.) That such Committee consist of the following Members :—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.

9. MR. HART to move,—

(1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.

(2.) That a survey of the country between those points should immediately be made to determine the most desirable route.

(3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.

10. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Caun, for attempted murder and highway robbery, should be carried out ; and further, a statement as to whether that decision was arrived at unanimously or not.

11. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.

12. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.

13. MR. SADDLER to move, That there be laid upon the Table of this House,—

(1.) A Return of the amount expended on the Railway surveys and engineering expenses, including all sums paid for supervision during the construction of the works, commencing with the introduction of Railways into the Colony.

(2.) Number of miles opened on the various lines.

(3.) Number of miles for which the surveys are complete on each line, exclusive of the lengths opened.

(4.) Number of miles in course of construction on each line, and on which the works have been actually commenced.

14. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858 ; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessces ; the date of the commencement of each Lease ; the time it has to run, classifying Leases for eight and for fourteen years ; the approximate extent of land comprised in each Lease ; the name of each Run ; its approximate grazing capability in cattle and sheep ; the amount of annual Rent ; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads ; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes ; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c. ; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run ; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.

ORDERS OF THE DAY :—

1. Juvenile Reformatories Bill ; second reading.
2. District Courts Act Amendment Bill ; second reading.
3. Impounding Bill ; to be further considered in Committee.
4. Church and School Lands Trust Bill ; to be further considered in Committee.
5. Lunacy and Lunatic Asylums Bill ; second reading.
6. Presbyterian College Bill ; to be further considered in Committee.
7. Metropolitan Corporation Bill ; to be further considered in Committee.
8. Public Service Superannuation Bill Reported. 2° ; adoption of the Report.
9. Acts Extension Rescinding Bill ; second reading.
10. Cox's Marriage Settlement Bill ; consideration in Committee of Legislative Council's Amendments in this Bill.
11. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, MARCH 25.

QUESTION :—

1. MR. SHEPHERD *to ask* THE COLONIAL TREASURER,—
 - (1.) Has he given directions to the various Postmasters throughout the Country Districts, forbidding their acting as Agents for newspapers?
 - (2.) If so, does the Government intend to increase their salaries?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Smoke Nuisance Abatement Bill; second reading.
2. Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House."
3. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
4. Dog Nuisance Abatement Bill; second reading.
5. Elementary Education Bill; second reading.
6. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
7. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
8. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
9. Municipalities Law Amendment Bill; to be considered in Committee.
10. Law of Evidence in Criminal Cases Amendment Bill; second reading.

TUESDAY, MARCH 29.

QUESTION :—

1. MR. DARVALL *to ask* THE COLONIAL TREASURER,—What steps the Government have taken, or intend to take, with reference to the issuing of the Treasury Bills authorized by the Treasury Bills Act?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DALGLEISH to move, That in the opinion of this House, it is desirable,—
 - (1.) That Customs Duties should be abolished, and in their stead, the following means of obtaining Revenue should be adopted,—
 - (1.) On all Income derived from acquired Property.
 - (2.) On the Dividends of all Joint Stock and other Companies, formed for the purpose of carrying on business or trade.
 - (3.) By Assessment of the Income of all persons employed in Trade, Agriculture, or Manufacture.
 - (4.) On all Incomes from Salaries and Wages.
 - (2.) That all such taxation shall be levied equitably, increasing by equal proportions of taxation to increasing Income, from whatever source derived.
2. MR. PIDDINGTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

“Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
3. MR. WISDOM to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid on the Table of this House, copies of all Correspondence and Papers connected with the case of Manus Strain against Mr. Ex-Commissioner Cooper.
4. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.

5. MR. R. FORSTER to move, That there be laid upon the Table of this House, all Papers and Correspondence between the Secretary for Lands, the Surveyor General, the District Surveyor at Armidale, Gold Miners on the Rocky River Gold-Field, and the Gold Commissioners at the Rocky River, relative to 10 acres of auriferous land at the Rocky River Gold-Field, New England, sold to Mr. John Crapp; also the Petition or Memorial, transmitted to the Secretary for Lands by the Gold Miners at the Rocky River, praying that the said land should not be alienated, on the ground that it was auriferous land.
6. MR. DANGAR to move, That there be laid upon the Table of this House, A Return shewing,—
 - (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 - (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 - (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.
7. MR. SADLEIR to move, That the Progress Report of the Select Committee on the case of Mr. John Busby, laid on the Table of this House on 17th December, 1863, be now adopted by this House.
8. MR. SADLEIR to move, That the Final Report of the Select Committee on the case of Mr. John Busby, in respect to the case of James McIntosh, laid on the Table of this House on 24th February, be now adopted by this House.
9. MR. SADLEIR to move,—
 - (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 - (2.) That the said Resolution be communicated by Address to His Excellency the Governor.

ORDERS OF THE DAY:—

1. Trade and Commerce Laws Amendment Bill; second reading.
2. Resumption of the Adjourned Debate on motion of Mr. Mate,—“That the Report of the Select Committee on the Petition of Robert Stewart, brought up on the 20th of October, 1863, “be” now adopted by this House,”—upon which Mr. R. Forster had moved, by way of Amendment, that all the words after the word “be” be omitted, with a view to inserting in their place the words, “re-committed to the former Committee, for the purpose of taking further evidence, and reporting thereon.”

WEDNESDAY, MARCH 30.

Contingent Notice of Motion:—

1. MR. DARVALL to move (*as a Contingent Amendment on the Motion for the Speaker to leave the Chair, with a view to the Resumption of the Committee of Supply*), That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £200 a year, and to have recourse to other direct taxation.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

FRIDAY, APRIL 1.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Insolvency Jurisdiction Bill; second reading.

TUESDAY, APRIL 5.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. TERRY to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.

New South Wales.

No. 129.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 24 MARCH, 1864.

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

Questions on Notice Paper for to-day :—

(*Mr. Wisdom withdrew the Question standing in his name, No. 1.*)

- (1.) Inundations of the River Hunter :—Mr. Burns asked the Attorney General, pursuant to Notice No. 2,—Have the Government considered the necessity of introducing, next Session, some measure for preventing the devastating inundations to which the alluvial lands of the Hunter are exposed ?

Mr. Martin answered :—The matter to which the Honorable Member's Question refers is one of very great importance. It would be impossible for the Government, without previous careful inquiry by competent persons, to indicate what steps ought to be taken with a view to prevent devastation by floods in the Valley of the Hunter. The Government however recognize the propriety of giving their attention to the matter ; and they hope that, during the recess, they may be enabled to take the necessary steps to enable them, early in the next Session of Parliament, to submit, for its approval, some plan by which the flood waters of the River Hunter may be provided with the means of a more speedy exit to the sea than they have at present.

- (2.) Church and School Lands Trust Bill :—Mr. Egan asked the Honorable the Premier, pursuant to Notice No. 3,—Whether the Government intend to support the Church and School Lands Trust Bill now before the House, that Bill having passed the second reading ?

Mr. Martin answered :—The course which the Government, or individual Members of the Government, may take in reference to the Church and School Lands Trust Bill now before the House, will appear whenever a division takes place on any of the details of that Bill. Previously to such division taking place the Government will have the advantage of the discussions which may be expected to precede and influence such divisions. Until such discussions are over, any public expression by the Government of their intentions would, as it seems to me, be irregular and premature.

- (3.) Government Advertisements :—Mr. Garrett asked the Colonial Treasurer, pursuant to Notice No. 4,—

(1.) Has it been determined by the Government to confine the public advertising to the *Sydney Morning Herald* ?

(2.) If not, to what papers are the public advertisements to be given ?

Mr. Eagar answered :—The Government have not considered the subject as suggested by the Honorable Member, and have therefore arrived at no determination upon it.

2. Motion for Adjournment :—Mr. Egan moved, That this House do now adjourn.
Question put and negatived.
3. Motion Withdrawn :—Mr. Morris withdrew the Motion standing in his name, No. 11 on the Notice Paper of Other Business for to-day.
4. Queensland Steam Navigation Company's Incorporation Bill :—Mr. Leary presented a Petition from the Queensland Steam Navigation Company, praying for leave to introduce a Bill to incorporate the said Company,—
And Mr. Leary having produced the *Government Gazette*, and the *Sydney Morning Herald*, and *Empire*, Newspapers, containing notices for four consecutive weeks in the months of February and March, 1864, of the intention to apply for such Bill,—
Petition received.
5. Bathurst Market Bill :—Mr. Driver presented a Petition from the Municipal Council of Bathurst, bearing the signature of the Mayor, and the Seal of the Corporation, praying for leave to introduce a Bill to transfer the Bathurst Market to the said Municipal Council,—

And

And Mr. Driver having produced the *Government Gazette*, and the *Sydney Morning Herald*, and the *Bathurst Free Press*, Newspapers, containing notices for four consecutive weeks in the months of February and March, 1864, of the intention to apply for such Bill,—

Petition received.

6. Cattle Export Bill (“*Formal*” *Order of the Day*), on motion of Mr. Wilson, read a third time and *passed*.

Mr. Wilson then moved, That the Title of this Bill be “*An Act to regulate the Exportation of Cattle from the Ports of Sydney Newcastle and Eden.*”

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, “*An Act to regulate the Exportation of Cattle from the Ports of Sydney Newcastle and Eden,*” presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 24th March, 1864.

Speaker.

Question put and passed.

7. Paper:—Mr. Eagar laid upon the Table, Return, shewing the Actual Expenses in the year 1862, chargeable on the vote of £4,200, for Fuel and Light for Public Departments within the District of Sydney, together with an Estimate of the Expense for the year 1864 for same services. (*In continuation of Schedule ordered to be printed on 2nd March, 1864.*)

Ordered to be printed.

8. Special Adjournment:—Mr. Martin, *with the concurrence of the House*, moved without notice, That this House, at its rising, do adjourn until *Tuesday next*, at Three o'clock.

Question put and passed.

9. Motion Withdrawn:—Mr. Eagar withdrew the Motion standing in his name, No. 1 on the Notice Paper of Government Business for to-day.

10. Supply:—The Order of the Day for the resumption of the Committee of Supply having been read;—on motion of Mr. W. Forster, the Speaker left the Chair, and the House resolved itself into the said Committee.

The Chairman reported progress, and obtained leave to sit again at a later hour.

The Chairman also reported the following *Point of Order*:—

The Estimate of “*Grants in aid of Public Institutions,*” (consisting of many items), amounting to £2,925, being under consideration, the Colonial Secretary had moved £200, the amount proposed for the Australian Museum, in satisfaction of this Estimate;—and this item having been negatived, an Honorable Member, *not of the Government*, had moved the whole Estimate of £2,925.

The Chairman expressing his opinion that this motion was admissible, exception was taken to his ruling; and the matter was referred to the House for the Speaker’s decision.

And a discussion arising upon the *Point of Order*,—

The Speaker gave his opinion to the following effect:—The Question was one of great importance and difficulty. The decision which had been referred to as given here in January, 1859, had been much questioned, and partly overruled by the House itself at the time. It had been given with reference to the re-commitment of a Vote, and had been found to place the Committee in a position of great embarrassment. It might therefore be fairly open to re-consideration. With this view, if we referred to the House of Commons for a precedent, it would be found that though the case was not a likely one to arise there, yet that it had been contemplated as a possible one, and means taken to preclude it. He would read a passage from “*May,*” p.p. 529–30, which explained this, and, at the same time, stated the general principle on which the question depended. That passage had first appeared in the 4th edition of Mr. May’s work, and had therefore not been available on the occasion of the decision referred to. “*A Grant, recommended by a Message from the Crown, or proposed in the Annual Estimates, presented by Command of Her Majesty, cannot be increased. On the 8th December, 1857, in Committee on the Queen’s Message for granting £1,000 a year to Sir Henry Havelock, for the term of his natural life, a Member desired to propose that the Pension should be continued to his son; but the Chairman intimated that he would not be able to put any such amendment without the recommendation of the Crown. In 1858, the new Ministry, having proposed reductions in the Army and Navy Estimates prepared by their predecessors, a question arose, whether, in Committee of Supply, the Votes proposed by them might not be increased to the amount of the original Estimates. To obviate these doubts, revised Army Estimates were prepared, and the Order for referring the original Army Estimates to the Committee was discharged; but, as regards the Navy Estimates, no such precaution was taken.*” From this passage it seemed reasonable to infer, that if a similar claim to that now made had been put forward it must have been admitted. If, indeed, as in Committee of Ways and Means, no sum had been specified by the Crown, otherwise than through a Minister, or if, as happened in the House of Commons, in Supply, in March, 1863, with respect to the number of men to be voted as the strength of the Army, no figures had been set down;—it would be different, and the ruling of the Speaker of this House, already referred to, would apply. But here

we

we had the Message from the Crown, covering Estimates and recommending, not only the various purposes for which supply was required, as prescribed by the Constitution Act, but also the amounts required for each head of service. These Estimates, thus in possession of the House, had been referred to the Committee for consideration, and to the extent of the purposes and amounts specified, the Committee had power to deal with them; and therefore, in admitting an amendment on the proposal of a Minister, so that such amendment did not vary from the purpose, or exceed the amount in the Estimates, he considered that the Chairman had ruled rightly.

Whereupon, on motion of Mr. W. Forster, the Committee resumed.

And the Committee having continued to sit till after Midnight,—

FRIDAY, 25 MARCH, 1864, A.M.

The Chairman reported progress, and obtained leave to sit again on Wednesday next.

The House adjourned, on motion of Mr. Martin, at one minute after Twelve o'clock A.M.—*standing adjourned until Tuesday next, at Three o'clock P.M.*

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, MARCH 29.

QUESTIONS :—

1. MR. DARVALL *to ask* THE COLONIAL TREASURER,—What steps the Government have taken, or intend to take, with reference to the issuing of the Treasury Bills authorized by the Treasury Bills Act?
2. MR. SHEPHERD *to ask* THE COLONIAL TREASURER,—
 - (1.) Has he given directions to the various Postmasters throughout the Country Districts, forbidding their acting as Agents for newspapers?
 - (2.) If so, does the Government intend to increase their salaries?
3. MR. WISDOM *to ask* THE SECRETARY FOR LANDS,—What is the cause of the delay in issuing Deeds of Grant to purchasers of improved lands on the Gold Fields, in accordance with the provisions of the 8th section of the Crown Lands Alienation Act of 1861?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DALGLEISH *to move*, That in the opinion of this House, it is desirable,—
 - (1.) That Customs Duties should be abolished, and, in their stead, the following means of obtaining Revenue should be adopted,—
 - (1.) On all Income derived from acquired Property.
 - (2.) On the Dividends of all Joint Stock and other Companies, formed for the purpose of carrying on business or trade.
 - (3.) By Assessment of the Income of all persons employed in Trade, Agriculture, or Manufacture.
 - (4.) On all Incomes from Salaries and Wages.
 - (2.) That all such taxation shall be levied equitably, increasing by equal proportions of taxation to increasing Income, from whatever source derived.
2. MR. PIDDINGTON *to move*,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament, as follows :—

“Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
3. MR. WISDOM *to move*, That an Address be presented to the Governor, praying that His Excellency will cause to be laid on the Table of this House, copies of all Correspondence and Papers connected with the case of Manus Strain against Mr. Ex-Commissioner Cooper.
4. MR. DANGAR *to move*,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.

5. MR. R. FORSTER to move, That there be laid upon the Table of this House, all Papers and Correspondence between the Secretary for Lands, the Surveyor General, the District Surveyor at Armidale, Gold Miners on the Rocky River Gold Field, and the Gold Commissioners at the Rocky River, relative to 10 acres of auriferous land at the Rocky River Gold Field, New England, sold to Mr. John Crapp; also the Petition or Memorial, transmitted to the Secretary for Lands by the Gold Miners at the Rocky River, praying that the said land should not be alienated, on the ground that it was auriferous land.
6. MR. DANGAR to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) A list of all Tenders for Runs on which deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 - (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 - (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.
7. MR. SADLEIR to move, That the Progress Report of the Select Committee on the case of Mr. John Busby, laid on the Table of this House on 17th December, 1863, be now adopted by this House.
8. MR. SADLEIR to move, That the Final Report of the Select Committee on the case of Mr. John Busby, in respect to the case of James M'Intosh, laid on the Table of this House on 24th February, be now adopted by this House.
9. MR. SADLEIR to move,—
 - (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 - (2.) That the said Resolution be communicated by Address to His Excellency the Governor.
10. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
11. MR. LEARY to move for leave to introduce a Bill to incorporate the Queensland Steam Navigation Company.
12. MR. DRIVER to move for leave to introduce a Bill to transfer the Bathurst Market to the Municipal Council of Bathurst.
13. MR. ALEXANDER to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) The passenger and goods traffic on the Southern, Western, and Northern Lines of Railway respectively, for the Quarter, commencing October the 1st, and ending December the 31st, 1863.
 - (2.) The beginning and termination, and length of each of the divisions comprised in all the existing contracts from Picton to Goulburn.
14. MR. DALGLEISH to move, that the further consideration in Committee of the Letters Patent for Inventions Bill, which lapsed on the 18th of March, be restored to the Paper, and stand an Order of the Day for Friday, the 1st April.
15. MR. GARRETT to move, That the Petition presented by him on 22nd March, from Tom Dight Mackenzie, be printed.
16. MR. GARRETT to move,—
 - (1.) That a Select Committee be appointed to enquire into the allegations contained in the Petition of Tom Dight Mackenzie, and to report thereon.
 - (2.) That such Committee consist of Mr. Eagar, Mr. Weekes, Mr. Burdekin, Mr. Tighe, Mr. Cunneen, Mr. Terry, Mr. Burns, Mr. Driver, Mr. Dangar, and the Mover.
17. MR. BELL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding Ten thousand pounds (£10,000) may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress, arising out of Rust in Wheat and recent Floods.
18. MR. SADLEIR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Raymond Terrace Bench, for the last twelve months, of the number of sitting days when no Magistrate attended the Bench (specifying if prevented by flood or other local cause); also stating in how many instances, in consequence of there being only one Magistrate, in cases requiring two, the cases had to be postponed, and how often the Police Magistrate from Newcastle attends there.
19. MR. BURNS to move for leave to introduce a Bill to render future Parliaments triennial.
20. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.

21. MR. HART to move,—
 (1.) That, with a view of developing the natural resources of the Western and South-Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
22. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
23. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.
24. MR. SALLEIR to move, That there be laid upon the Table of this House,—
 (1.) A Return of the amount expended on the Railway surveys and engineering expenses, including all sums paid for supervision during the construction of the works, commencing with the introduction of Railways into the Colony.
 (2.) Number of miles opened on the various lines.
 (3.) Number of miles for which the surveys are complete on each line, exclusive of the lengths opened.
 (4.) Number of miles in course of construction on each line, and on which the works have been actually commenced.
25. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed; (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.

ORDERS OF THE DAY:—

1. Trade and Commerce Laws Amendment Bill; second reading.
2. Resumption of the Adjourned Debate on motion of Mr. Mate,—“That the Report of the Select Committee on the Petition of Robert Stewart, brought up on the 20th October, 1863, “be” now adopted by this House,”—upon which Mr. R. Forster had moved, by way of Amendment, that all the words after the word “be” be omitted, with a view to inserting in their place the words, “re-committed to the former Committee, for the purpose of taking further evidence, and reporting thereon.”
3. Smoke Nuisance Abatement Bill; second reading.
4. Debate on the motion of Mr. Macleay, “That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”
5. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
6. Dog Nuisance Abatement Bill; second reading.
7. Elementary Education Bill; second reading.
8. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
9. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”

10. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur.—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
11. Municipalities Law Amendment Bill ; to be considered in Committee.
12. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
13. Juvenile Reformatories Bill ; second reading.
14. District Courts Act Amendment Bill ; second reading.
15. Impounding Bill ; to be further considered in Committee.
16. Church and School Lands Trust Bill ; to be further considered in Committee.
17. Lunacy and Lunatic Asylums Bill ; second reading.
18. Presbyterian College Bill ; to be further considered in Committee.
19. Metropolitan Corporation Bill ; to be further considered in Committee.
20. Public Service Superannuation Bill Reported 2^o ; adoption of the Report.
21. Acts Extension Rescinding Bill ; second reading.
22. Cox's Marriage Settlement Bill ; consideration in Committee of Legislative Council's Amendments in this Bill.
23. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. EAGAR to move, That during the remainder of the present Session, unless otherwise ordered, Government Business shall take precedence of Private Business on Tuesday in each week ; and that the Sessional Order, giving precedence to Private Orders of the Day on Fridays, be rescinded.

ORDERS OF THE DAY :—

1. Customs Indemnity Bill ; consideration in Committee of the Legislative Council's Amendment in this Bill.
2. Official Salaries Bill ; second reading.
3. Ways and Means ; Resumption of the Committee.

WEDNESDAY, MARCH 30.

Contingent Notice of Motion :—

1. MR. DARVALL to move, (as a Contingent Amendment on the Motion for the Speaker to leave the Chair, with a view to the Resumption of the Committee of Supply), That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £200 a year, and to have recourse to other direct taxation.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a Proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.

ORDER OF THE DAY :

1. Supply ; Resumption of the Committee.

FRIDAY, APRIL 1.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Insolvency Jurisdiction Bill ; second reading.

TUESDAY, APRIL 5.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. TERRY to move, That this House will on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.

New South Wales.

No. 130.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 29 MARCH, 1864.

1. The House met pursuant to adjournment; The Speaker took the Chair.
 Questions on Notice Paper for to-day :—
(Mr. Darvall not asking the Question standing in his name, No. 1, it dropped.)
 (1.) Postmasters as Newspaper Agents:—Mr. Shepherd asked the Colonial Treasurer, pursuant to Notice No. 2,—
 (1.) Has he given directions to the various Postmasters throughout the Country Districts, forbidding their acting as Agents for newspapers?
 (2.) If so, does the Government intend to increase their salaries?
 Mr. Bagar answered :—
 (1.) Instructions have been issued to non-official Postmasters, requiring them, after the 1st proximo, to discontinue acting as newspaper Agents.
 (2.) It is not intended to increase the salaries of the persons referred to.
 (2.) Deeds of Grant of Lands purchased on Gold Fields :—Mr. Wisdom asked the Secretary for Lands, pursuant to Notice No. 3,—What is the cause of the delay in issuing Deeds of Grant to purchasers of improved lands on the Gold Fields, in accordance with the provisions of the 8th section of the Crown Lands Alienation Act of 1861?
 Mr. Wilson answered :—The causes are various. Often, indefiniteness of application; necessity for measurement; necessity for report of Gold Commissioner as to the claim of the applicant; necessity for appraisalment of the value of the land; approval by the Executive Council of the sale to applicant; the period of time allowed for payment. But it may be said, generally, that no avoidable delay occurs, deeds being prepared immediately after intimation by the Treasury, that payment of the appraised price has been made by the purchaser. 239 have been prepared; 20 are being examined; and 40 remain to be prepared.
2. Manus Strain v. Mr. Ex-Gold-Commissioner Cooper (*“Formal” Motion*):—Mr. Wisdom moved, pursuant to notice,—That an Address be presented to the Governor, praying that His Excellency will cause to be laid on the Table of this House, copies of all Correspondence and Papers connected with the case of Manus Strain against Mr. Ex-Commissioner Cooper.
 Question put and passed.
3. Queensland Steam Navigation Company's Incorporation Bill (*“Formal” Motion*):—Mr. Leary moved, pursuant to notice, for leave to introduce a Bill to incorporate the Queensland Steam Navigation Company.
 Question put and passed.
4. Bathurst Market Bill (*“Formal” Motion*):—Mr. Driver moved, pursuant to notice, for leave to introduce a Bill to transfer the Bathurst Market to the Municipal Council of Bathurst.
 Question put and passed.
5. Passenger and Goods Traffic on Railways (*“Formal” Motion*):—Mr. Alexander moved, pursuant to notice, That there be laid upon the Table of this House, a Return shewing,—
 (1.) The passenger and goods traffic on the Southern, Western, and Northern Lines of Railway respectively, for the Quarter, commencing October the 1st, and ending December the 31st, 1863.
 (2.) The beginning and termination, and length of each of the divisions comprised in all the existing contracts from Picton to Goulburn.
 Question put and passed.

6. Tom Dight Mackenzie ("Formal" Motion):—Mr. Garrett moved, pursuant to notice, That the Petition presented by him on 22nd March, from Tom Dight Mackenzie, be printed.
Question put and passed.
Ordered to be printed.
7. Bathurst Market Bill:—Mr. Driver having *presented* this Bill, and produced a Certificate of the payment of twenty-five pounds to the credit of the Consolidated Revenue of the Colony, Bill, intituled, "*A Bill to transfer the Bathurst Market to the Municipal Council of Bathurst,*"—read a first time.
8. Queensland Steam Navigation Company's Incorporation Bill:—Mr. Leary having *presented* this Bill, and produced a Certificate of the payment of twenty-five pounds to the credit of the Consolidated Revenue of the Colony, Bill, intituled, "*A Bill to incorporate the Proprietors of a certain Company called 'The Queensland Steam Navigation Company' and for other purposes therein mentioned,*"—read a first time.
9. Proposed Fiscal Reform:—Mr. Dalgleish moved, pursuant to notice,—That in the opinion of this House, it is desirable,—
(1.) That Customs Duties should be abolished, and in their stead, the following means of obtaining Revenue should be adopted,—
(1.) On all Income derived from acquired Property.
(2.) On the Dividends of all Joint Stock and other Companies, formed for the purpose of carrying on business or trade.
(3.) By Assessment of the Income of all persons employed in Trade, Agriculture, or Manufacture.
(4.) On all Incomes from Salaries and Wages.
(2.) That all such taxation shall be levied equitably, increasing by equal proportions of taxation to increasing Income, from whatever source derived,—
And then, by leave, withdrew his Motion.
10. Motion Dropped:—Mr. Piddington not making the Motion standing in his name, No. 2 on the Notice Paper of Other Business for to-day, it dropped.
- The House adjourned, on motion of Mr. Martin (after Debate), at four minutes after Four o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

WEDNESDAY, MARCH 30.

QUESTIONS :—

1. MR. DANGAR to ask THE COLONIAL TREASURER,—
 - (1.) How many days Mr. Dillon, the Postal Inspector, remained at Inverell; and the amount allowed him for Travelling Expenses, during his visit at that town, on his last inspection to the North?
 - (2.) Will the Colonial Treasurer have any objection to lay on the Table of the House, the Inspector's Diary, kept by him during his last journey?
 - (3.) What duties has Mr. Dillon to perform whilst in Sydney?
2. MR. DANGAR to ask THE SECRETARY FOR LANDS,—
 - (1.) When will the Government have measured and proclaimed for sale allotments of land at the Baradine Reserve, part of Mr. Walker's Old Run, on the road from the Namoi to Coonabarabran?
 - (2.) Has any report been received from the surveyor, if so employed; the name of the surveyor, and when it is likely this land will be offered for sale?

Contingent Notice of Motion :—

1. MR. DARVALL to move (*as a Contingent Amendment on the Motion for the Speaker to leave the Chair, with a view to the Resumption of the Committee of Supply*), That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £200 a year, and to have recourse to other direct taxation.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.
3. MR. EAGAN to move, That during the remainder of the present Session, unless otherwise ordered, Government Business shall take precedence of Private Business on Tuesday in each week; and that the Sessional Order, giving precedence to Private Orders of the Day on Fridays, be rescinded.

ORDERS OF THE DAY :—

1. Supply; Resumption of the Committee.
2. Customs Indemnity Bill; consideration in Committee of the Legislative Council's Amendment in this Bill.
3. Official Salaries Bill; second reading.
4. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DRIVER to move,—
 - (1.) That the Bill to transfer the Bathurst Market to the Municipal Council of Bathurst be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. W. Forster, Mr. Wilson, Mr. Garrett, Mr. Wisdom, Mr. Cummings, Mr. Dangar, and the Mover.
2. MR. LEARY to move,—
 - (1.) That the Queensland Steam Navigation Company's Incorporation Bill be referred to a Select Committee for consideration and report.
 - (2.) Such Committee to consist of Mr. Bell, Mr. Terry, Mr. Alexander, Mr. Garrett, Mr. Egan, Mr. Samuel, Mr. Sadleir, Mr. Burns, Mr. R. Forster, and the Mover.
3. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
4. MR. R. FORSTER to move, That there be laid upon the Table of this House, all Papers and Correspondence between the Secretary for Lands, the Surveyor General, the District Surveyor at Armidale, Gold Miners on the Rocky River Gold-Field, and the Gold Commissioners at the Rocky River, relative to 10 acres of auriferous land at the Rocky River Gold-Field, New England, sold to Mr. John Crapp; also the Petition or Memorial, transmitted to the Secretary for Lands by the Gold Miners at the Rocky River, praying that the said land should not be alienated, on the ground that it was auriferous land.

5. **MR. DANGAR** to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 - (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 - (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.
6. **MR. SADLEIR** to move, That the Progress Report of the Select Committee on the case of Mr. John Busby, laid on the Table of this House on 17th December, 1863, be now adopted by this House.
7. **MR. SADLEIR** to move, That the Final Report of the Select Committee on the case of Mr. John Busby, in respect to the case of James M'Intosh, laid on the Table of this House on 24th February, be now adopted by this House.
8. **MR. SADLEIR** to move,—
 - (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 - (2.) That the said Resolution be communicated by Address to His Excellency the Governor.
9. **MR. MORRIS** to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
10. **MR. DALGLEISH** to move, That the further consideration in Committee of the Letters Patent for Inventions Bill, which lapsed on the 18th of March, be restored to the Paper, and stand an Order of the Day for Friday, the 1st April.
11. **MR. GARRETT** to move,—
 - (1.) That a Select Committee be appointed to enquire into the allegations contained in the Petition of Tom Dight Mackenzie, and to report thereon.
 - (2.) That such Committee consist of Mr. Eagar, Mr. Weekes, Mr. Burdekin, Mr. Tighe, Mr. Cunneen, Mr. Terry, Mr. Burns, Mr. Driver, Mr. Dangar, and the Mover.
12. **MR. BELL** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding Ten thousand pounds (£10,000) may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress, arising out of Rust in Wheat, and recent Floods.
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15. **MR. GARRETT** to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
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 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
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 - (3.) Number of miles for which the surveys are complete on each line, exclusive of the lengths opened.
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4. Debate on the Motion of Mr. Macleay, “That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”
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6. Dog Nuisance Abatement Bill; second reading.
7. Elementary Education Bill; second reading.
8. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
9. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
10. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
11. Municipalities Law Amendment Bill; to be considered in Committee.
12. Law of Evidence in Criminal Cases Amendment Bill; second reading.
13. Juvenile Reformatories Bill; second reading.
14. District Courts Act Amendment Bill; second reading.
15. Impounding Bill; to be further considered in Committee.
16. Church and School Lands Trust Bill; to be further considered in Committee.
17. Lunacy and Lunatic Asylums Bill; second reading.
18. Presbyterian College Bill; to be further considered in Committee.
19. Metropolitan Corporation Bill; to be further considered in Committee.
20. Public Service Superannuation Bill Reported 2^o; adoption of the Report.
21. Acts Extension Rescinding Bill; second reading.
22. Cox’s Marriage Settlement Bill; consideration in Committee of Legislative Council’s Amendments in this Bill.
23. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, APRIL 1.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Insolvency Jurisdiction Bill ; second reading.

NOTICE OF MOTION:—

1. MR. HARPER to move, That the Petition of Mr. N. J. Kentish, which was received by this House on the 2nd of July last, be taken into consideration on Friday next by a Committee of the Whole House—the whole of the Evidence on the subject, taken before two Select Committees, and the Report of the second Committee, being already before the House and in print.
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TUESDAY, APRIL 5.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. TERRY to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
 2. MR. TIGHE to move, That the Report of the Select Committee on the Claim of Robert Stewart to land in Illawarra, brought up by him on the 11th March, be now adopted.
-

New South Wales.

No. 131.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 30 MARCH, 1864.

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

Questions on Notice Paper for to-day :—

- (1.) Mr. Dillon, Postal Inspector :—Mr. Dangar asked the Colonial Treasurer, pursuant to Notice No. 1,—

(1.) How many days Mr. Dillon, the Postal Inspector, remained at Inverell; and the amount allowed him for Travelling Expenses, during his visit at that town, on his last inspection to the North?

(2.) Will the Colonial Treasurer have any objection to lay on the Table of the House, the Inspector's Diary, kept by him during his last journey?

(3.) What duties has Mr. Dillon to perform whilst in Sydney?

Mr. Eagar answered :—

(1.) Mr. Dillon, the Postal Inspector, arrived at Inverell on the 23rd and left on the 28th December last, during which time he was allowed 20s. a day for Travelling Expenses.

(2.) I have every desire to furnish the Honorable Member and the House with the information he requires; but there is this inconvenience attending the laying this document upon the Table—that if I do so it becomes the property of the House, and is no longer a record of the department. Looking to its bulk, I should not be justified in asking the House to consent to its being printed; but if, after examining these documents, the Honorable Member thinks it worth his while to make a formal Motion that they be printed, I shall not object.

(3.) The Postal Inspector reports on applications referred to him by the Postmaster General as to changes in the Time Table, and forms new Time Tables when required to do so—he is now employed in preparing his Report for 1863. Besides these, I am not aware that he has any specific duties when in town.

- (2.) Baradine Reserve :—Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 2,—

(1.) When will the Government have measured and proclaimed for sale allotments of land at the Baradine Reserve, part of Mr. Walker's Old Run, on the road from the Namoi to Coonabarabran?

(2.) Has any report been received from the surveyor, if so employed; the name of the surveyor, and when it is likely this land will be offered for sale?

Mr. Wilson answered :—Some delay has been occasioned in the survey of this village by the protracted illness and death of the surveyor (Mr. Wilson) who was instructed to measure. Instructions have now been issued to the District Surveyor to have the matter attended to, so that no further delay that can be prevented will occur.

2. Papers :—

(1.) Mr. Wilson laid upon the Table, Abstract of Lands intended to be dedicated to Religious and Public Purposes, since the passing of the Constitution Act, and in accordance with the 5th section of the Act, 25th Victoria, No. 1.

Ordered to be printed.

(2.) Mr. W. Forster laid upon the Table, Despatch dated 26th January, 1864, from the Duke of Newcastle, respecting Transportation and Penal Servitude.

Ordered to be printed.

3. Motion Withdrawn:—Mr. Morris withdrew the motion standing in his name, No. 9 on the Notice Paper of Other Business for to-day.
4. Bathurst Market Bill (*“Formal” Motion*):—Mr. Driver moved, pursuant to notice,—
- (1.) That the Bill to transfer the Bathurst Market to the Municipal Council of Bathurst be referred to a Select Committee for consideration and report.
- (2.) That such Committee consist of Mr. W. Forster, Mr. Wilson, Mr. Garrett, Mr. Wisdom, Mr. Cummings, Mr. Dangar, and the Mover.
- Question put and passed.
5. Queensland Steam Navigation Company's Incorporation Bill (*“Formal” Motion*):—Mr. Leary moved, pursuant to notice,—
- (1.) That the Queensland Steam Navigation Company's Incorporation Bill be referred to a Select Committee for consideration and report.
- (2.) Such Committee to consist of Mr. Bell, Mr. Terry, Mr. Alexander, Mr. Garrett, Mr. Egan, Mr. Samuel, Mr. Sadleir, Mr. Burns, Mr. R. Forster, and the Mover.
- Question put and passed.
6. John Leopold Young—Administration of Justice:—Mr. Darvall presented a Petition from John Leopold Young, of Kent-street North, in the City of Sydney, in the Colony of New South Wales, Master Mariner, representing that he has been reduced to destitution by his detention in Sydney as a witness in the case of the late trial of T. C. Chubb for forgery;—and praying relief.
- Petition received.
7. Motions Withdrawn:—
- (1.) Mr. Holroyd withdrew the Motions standing in his name, Nos. 1 and 2 on the Notice Paper of Government Business for to-day.
- (2.) Mr. Eagar withdrew the Motion standing in his name, No. 3 on the Notice Paper of Government Business for to-day.
8. Supply:—On the Order of the Day for the Resumption of the Committee of Supply being read,—Mr. Eagar moved, That the Speaker do now leave the Chair.
- Mr. Darvall proceeding thereupon to move the *Contingent* Amendment standing in his name on the Notice Paper for to-day,—
- Mr. Piddington raised, as a *Point of Order*, the Question, whether the said Amendment were not substantially the same as was negatived by this House during the present Session, namely, on 5th January, 1864, and therefore inadmissible under the 130th Standing Order of the House of Commons, and the ruling of that House, as laid down in May, 4th Edition, page 280;—and moved,—That the Amendment proposed is substantially the same Question as the Motion decided in the negative on the 5th of January, 1864, on resuming the Committee of Ways and Means—and is irregular.
- Debate ensued.
- Mr. Piddington, by leave, withdrew his Motion, leaving the Point of Order for the decision of the Speaker.
- The Speaker said, that the Question involved in the Amendment now on the Paper was so far substantially the same as that of the 5th January, 1864, as to have placed it within the 130th Rule of the House of Commons,—if the latter had in fact been negatived. That Rule was as follows:—“No Question or Amendment may be proposed which is the same in substance as any Question which, during the same Session, has been resolved in the affirmative or negative.”—Now, on reference to the Votes and Proceedings, it appeared that the sense of the House had never been taken on that Amendment,—the Question then decided being, simply whether the words of the Original Question proposed to be excluded in order to make way for that Amendment should stand part of the Original Question, which, being carried in the affirmative, entirely prevented the Question involved in the Amendment from being resolved in the affirmative or negative: The Amendment now on the Paper was therefore not precluded by the 130th Rule of the House of Commons.
- Question then proposed,—“That” the Speaker do now leave the Chair.
- Mr. Darvall moved, pursuant to the *Contingent* Notice standing in his name, That the Question be amended by omitting all the words after the word “That,” with a view to inserting in their place the words,—“in order to equalize the burden of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £200 a year, and to have recourse to other direct taxation.”
- Debate ensued.
- Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
- Question,—That the words proposed to be inserted in the place of the words omitted be so inserted,—put and passed.
- Whereupon Question put,—That in order to equalize the burthen of taxation, and maintain the public credit, and provide means to meet the increased public expenditure, it is just and expedient to collect a graduated tax on all incomes over £200 a year, and to have recourse to other direct taxation.

The

The House divided.

Ayes, 7.

Mr. R. Forster,
Mr. Mate,
Mr. Alexander,
Mr. Morrice,
Mr. Sadleir,

Tellers.

Mr. Darvall,
Mr. Garrett.

Noes, 30.

Mr. Martin,	Mr. Stewart,
Mr. W. Forster,	Mr. Caldwell,
Mr. Holroyd,	Mr. Lucas,
Mr. Wilson,	Mr. Terry,
Mr. Eagar,	Mr. Raper,
Mr. Walker,	Mr. Emanuel,
Mr. Milford,	Mr. Samuel,
Mr. Love,	Mr. Piddington,
Mr. Tighe,	Mr. Holt,
Mr. Close,	Mr. Allen,
Mr. Cummings,	Mr. Gordon,
Mr. Wisdom,	Mr. Bell,
Mr. Leary,	<i>Tellers.</i>
Mr. Sutherland,	Mr. Macleay,
Mr. Macpherson,	Mr. Morris.
Mr. Dangar,	

Mr. Eagar then moved, That this House do immediately resolve itself into a Committee of Supply.

Question put and passed.

Mr. Eagar thereupon moved, That the Speaker do now leave the Chair.

Question put and passed.

Whereupon, the Speaker left the Chair, and the House resolved itself into the said Committee.

And the Committee having continued to sit till after Midnight,—

THURSDAY, 31 MARCH, 1864. A.M.

The Chairman reported progress, and obtained leave to sit again at a later hour This Day.

The House adjourned, at ten minutes before One o'clock, A.M., until Three o'clock, P.M., This Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, MARCH 31.

QUESTION :—

1. MR. BURDEKIN *to ask* THE ATTORNEY GENERAL,—Have the Government considered the necessity of introducing, next Session, some measure for preventing the devastating inundations to which the alluvial lands of the Hawkesbury are exposed?

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. EAGAR to move, That during the remainder of the present Session, unless otherwise ordered, Government Business shall take precedence of Private Business on Tuesday in each week; and that the Sessional Order, giving precedence to Private Orders of the Day on Fridays, be rescinded.

ORDERS OF THE DAY :—

1. Supply; Resumption of the Committee.
2. Customs Indemnity Bill; consideration in Committee of the Legislative Council's Amendment in this Bill.
3. Official Salaries Bill; second reading.
4. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DARVALL to move, That the Petition presented by him on the 30th March, from John Leopold Young, complaining of his detention as a witness in Sydney, be printed.
2. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
3. MR. R. FORSTER to move, That there be laid upon the Table of this House, all Papers and Correspondence between the Secretary for Lands, the Surveyor General, the District Surveyor at Armidale, Gold Miners on the Rocky River Gold-Field, and the Gold Commissioners at the Rocky River, relative to 10 acres of auriferous land at the Rocky River Gold-Field, New England, sold to Mr. John Crapp; also the Petition or Memorial, transmitted to the Secretary for Lands by the Gold Miners at the Rocky River, praying that the said land should not be alienated, on the ground that it was auriferous land.
4. MR. DANGAR to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 - (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 - (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.
5. MR. SADLEIR to move, That the Progress Report of the Select Committee on the case of Mr. John Busby, laid on the Table of this House on 17th December, 1863, be now adopted by this House.
6. MR. SADLEIR to move, That the Final Report of the Select Committee on the case of Mr. John Busby, in respect to the case of James M'Intosh, laid on the Table of this House on 24th February, be now adopted by this House.
7. MR. SADLEIR to move,—
 - (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 - (2.) That the said Resolution be communicated by Address to His Excellency the Governor.
8. MR. DALGLEISH to move, That the further consideration in Committee of the Letters Patent for Inventions Bill, which lapsed on the 18th of March, be restored to the Paper, and stand an Order of the Day for Friday, the 1st April.
9. MR. GARRETT to move,—
 - (1.) That a Select Committee be appointed to enquire into the allegations contained in the Petition of Tom Dight Mackenzie, and to report thereon.
 - (2.) That such Committee consist of Mr. Eagar, Mr. Weekes, Mr. Burdekin, Mr. Tighe, Mr. Cunneen, Mr. Terry, Mr. Burns, Mr. Driver, Mr. Dangar, and the Mover.
10. MR. BELL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding Ten thousand pounds (£10,000) may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress, arising out of Rust in Wheat, and recent Floods.

11. MR. SADLER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Raymond Terrace Bench, for the last twelve months, of the number of sitting days when no Magistrate attended the Bench (specifying if prevented by flood or other local cause); also stating in how many instances, in consequence of there being only one Magistrate, in cases requiring two, the cases had to be postponed, and how often the Police Magistrate from Newcastle attends there.
12. MR. BURNS to move for leave to introduce a Bill to render future Parliaments triennial.
13. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cummen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
14. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
15. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
16. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.
17. MR. SADLER to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the amount expended on the Railway surveys and engineering expenses, including all sums paid for supervision during the construction of the works, commencing with the introduction of Railways into the Colony.
 - (2.) Number of miles opened on the various lines.
 - (3.) Number of miles for which the surveys are complete on each line, exclusive of the lengths opened.
 - (4.) Number of miles in course of construction on each line, and on which the works have been actually commenced.
18. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or quasi Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.

ORDERS OF THE DAY:—

1. Trade and Commerce Laws Amendment Bill; second reading.
2. Resumption of the Adjourned Debate on motion of Mr. Mate,—“That the Report “of the Select Committee on the Petition of Robert Stewart, brought up on the 20th “October, 1863, “be” now adopted by this House,”—upon which Mr. R. Forster had moved, by way of Amendment, that all the words after the word “be” be omitted, with a view to inserting in their place the words, “re-committed to the former Committee, for the purpose of taking further evidence, and reporting thereon.”

3. Smoke Nuisance Abatement Bill ; second reading.
4. Debate on the Motion of Mr. Macleay, " That the Report of the Select Committee " on the Harbour Defences, laid upon the Table by him on 9th September, be now " adopted by this House."
5. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
6. Dog Nuisance Abatement Bill ; second reading.
7. Elementary Education Bill ; second reading.
8. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
9. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the “ opinion of this House there ought to be a Silver and Copper Coinage issued from “ the Sydney Branch of the Royal Mint.”
10. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into “ a Committee of the Whole to consider the propriety of adopting an Address to “ the Governor, praying that His Excellency will be pleased to place upon the “ Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment “ of an annual Pension of that amount to Mrs. Caroline Chisholm.”
11. Municipalities Law Amendment Bill ; to be considered in Committee.
12. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
13. Juvenile Reformatories Bill ; second reading.
14. District Courts Act Amendment Bill ; second reading.
15. Impounding Bill ; to be further considered in Committee.
16. Church and School Lands Trust Bill ; to be further considered in Committee.
17. Lunacy and Lunatic Asylums Bill ; second reading.
18. Presbyterian College Bill ; to be further considered in Committee.
19. Metropolitan Corporation Bill ; to be further considered in Committee.
20. Public Service Superannuation Bill Reported 2^o ; adoption of the Report.
21. Acts Extension Rescinding Bill ; second reading.
22. Cox's Marriage Settlement Bill ; consideration in Committee of Legislative Council's Amendments in this Bill.
23. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, APRIL 1.

QUESTION :—

1. MR. HART *to ask* THE SECRETARY FOR LANDS,—
(1.) Under what circumstances the Government have caused 49 acres of Land at Burrowa, purchased by the Rev. Dean Hanley on the 6th November, 1862, as a site for a glebe or residence, and paid for by him, to be re-advertised for sale by auction?
(2.) Has any Correspondence taken place upon the subject ; and, if so, is there any objection to lay it upon the Table ?

OTHER BUSINESS—ORDER OF THE DAY :—

1. Insolvency Jurisdiction Bill ; second reading.

NOTICE OF MOTION :—

1. MR. HARPUR *to move*, That the Petition of Mr. N. L. Kentish, which was received by this House on the 2nd of July last, be taken into consideration on Friday next by a Committee of the Whole House—the whole of the Evidence on the subject, taken before two Select Committees, and the Report of the second Committee, being already before the House and in print.

TUESDAY, APRIL 5.

QUESTION :—

1. MR. HART *to ask* THE COLONIAL SECRETARY,—
(1.) Is he aware that the Teacher of the Presbyterian Denominational School, Parramatta, is compelled, out of the salary he receives, to pay the rent, taxes, and other outgoings for repairs of the building used as a schoolhouse?
(2.) Is any other teacher subject to similar impositions ?
(3.) Has the Central Board or the Synods Committee of Education been called upon for explanation ?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. TERRY *to move*, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
2. MR. TIGHE *to move*, That the Report of the Select Committee on the Claim of Robert Stewart to land in Illawarra, brought up by him on the 11th March, be now adopted.

3. MR. PIDDINGTON to move,—
 (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—
 “Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 “Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
4. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.

WEDNESDAY, APRIL 6.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.



New South Wales.

No. 132.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 31 MARCH, 1864.

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

Question on Notice Paper for to-day :—

(Mr. Burdokin withdrew the Question standing in his name.)

2. Goulburn Railway Terminus :—Mr. Lucas presented a Petition from certain Traders, Mechanics, Artizans, and others, of the City of Goulburn, in favour of fixing the Site of the Goulburn Railway Terminus at the north-eastern end of the City, in close proximity with the Fitz Roy Bridge, rather than on the Reserve in that part of the City opposite to Clinton-street ;—
And the same having been read at length by the Clerk, by direction of the Speaker,—
Petition received.
3. Michael Kearns :—Mr. Driver presented a Petition from Michael Kearns, of Wiseman's Creek, near Bathurst, Farmer, representing that in January, 1862, he free-selected certain Land at Wiseman's Creek aforesaid, and paid the instalment thereon required by the Regulations, with a fee for the Deed ;—that in June, 1862, his selection was cancelled on the ground that it was within a Gold Field ;—that in October, 1863, he was informed by the Acting Surveyor General that the cancellation had been revoked ;—that between the cancellation and its revocation he had made other arrangements incompatible with the selection referred to, and had therefore applied for the restoration of his deposit money, amounting to eleven pounds, which, up to the present time, he has not been able to obtain :—and praying for relief and justice in the premises.
Petition received.
4. Bathurst Market Bill :—Mr. Driver, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee for whose consideration and report this Bill was referred on the 30th instant,—together with Appendix.
Ordered to be printed.
Whereupon Mr. Driver moved, That the second reading of this Bill stand an Order of the Day for to-morrow.
Question put and passed.
5. Proposed Admission of Members of other Australian Legislatures to Library and Refreshment Room :—Mr. Wisdom, on behalf of the Chairman, brought up the following Report from the Joint Committee of the Library of the Parliament :—
“ The Joint Committee of the Library of the Parliament having had under
“ consideration the question referred to them by order of the Legislative
“ Assembly, on the 22nd March, 1864, ‘ as to the desirability of admitting, on
“ ‘ the invitation or introduction of a Member of either House of Parliament,
“ ‘ Members of the Legislatures of other Australian Colonies to the Refresh-
“ ‘ ment Room and the Library,’ have agreed to the following Resolutions,
“ which they now beg to report :—
“ ‘ (1.) That Members of the Legislatures of the other Australian Colonies,
“ ‘ including New Zealand, should be admitted to the Parliamentary
“ ‘ Library, on the introduction of a Member of either House, and
“ ‘ that the name of the visitor introduced, with that of the Legislature
“ ‘ to

“ to which he belongs, shall be entered, and authenticated by the
 “ signature of the Member introducing him, in a book to be kept in
 “ the Library for that purpose.
 “ (2.) That Members of the Legislatures of other Australian Colonies,
 “ including New Zealand, be admitted into the Refreshment Room
 “ in company with and as the guests of any Members of either House
 “ of Parliament.”

“ JOHN HAY,
 “ Chairman.”

“ *Library of the Parliament,*
 “ *Sydney, 30th March, 1864.*

Ordered, on motion of Mr. Wisdom, to be printed.

6. Motions Withdrawn:—Mr. Dangar withdrew the Motions standing in his name, Nos. 2 and 4 on the Notice Paper of Other Business for to-day.
7. John Leopold Young (“*Formal*” Motion):—Mr. Darvall moved, pursuant to notice, That the Petition presented by him on the 30th March, from John Leopold Young, complaining of his detention as a witness in Sydney, be printed.
 Question put and passed.
 Ordered to be printed.
8. Precedence of Government Business on Tuesdays, and *Rescission of Sessional Order* fixing relative Precedence of Private Orders on Fridays (*Sessional Order*):—Mr. Eagar moved, pursuant to notice, That during the remainder of the present Session, unless otherwise ordered, Government Business shall take precedence of Private Business on Tuesday in each week; and that the Sessional Order, giving precedence to Private Orders of the Day on Fridays, be rescinded.
 Mr. Terry moved the Previous Question.
 Debate ensued.
 Previous Question put,—That this Question be now put.
 The House divided.

Ayes, 20.

Mr. Eagar,	Mr. Lackey,
Mr. W. Forster,	Mr. Raper,
Mr. Wilson,	Mr. Mate,
Mr. Dalgleish,	Mr. Leary,
Mr. Morris,	Mr. Driver,
Mr. Close,	Mr. Gordon,
Mr. Wisdom,	Mr. Macleay,
Mr. Bell,	<i>Tellers.</i>
Mr. Shepherd,	Mr. Piddington,
Mr. Sadleir,	Mr. Walker.
Dr. Lang,	

Noes, 13.

Mr. Burdekin,	<i>Tellers.</i>
Mr. Garrett,	Mr. Hart,
Mr. Lucas,	Mr. Egan.
Mr. Macpherson,	
Mr. Tighe,	
Mr. Terry,	
Mr. Cummings,	
Mr. Stewart,	
Mr. Dangar,	
Mr. Weckes,	
Mr. Smart,	

Original Question then put.
 The House divided.

Ayes, 20.

Mr. Eagar,	Dr. Lang,
Mr. W. Forster,	Mr. Lackey,
Mr. Wilson,	Mr. Raper,
Mr. Walker,	Mr. Mate,
Mr. Piddington,	Mr. Leary,
Mr. Dalgleish,	Mr. Driver,
Mr. Morris,	Mr. Shepherd,
Mr. Close,	<i>Tellers.</i>
Mr. Wisdom,	Mr. Gordon,
Mr. Bell,	Mr. Macleay.
Mr. Sadleir,	

Noes, 13.

Mr. Burdekin,	<i>Tellers.</i>
Mr. Lucas,	Mr. Smart,
Mr. Garrett,	Mr. Hart.
Mr. Egan,	
Mr. Macpherson,	
Mr. Tighe,	
Mr. Terry,	
Mr. Cummings,	
Mr. Stewart,	
Mr. Dangar,	
Mr. Weckes,	

9. Queensland Steam Navigation Company's Incorporation Bill:—Mr. Leary, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee for whose consideration and report this Bill was referred on 30th instant.
 Ordered to be printed.
 Whereupon Mr. Leary moved, That the second reading of this Bill stand an Order of the Day for to-morrow.
 Question put and passed.
10. Supply:—The Order of the Day for the resumption of the Committee of Supply having been read; on motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into the said Committee.

And the Committee having continued to sit till after Midnight,—

FRIDAY, 1 APRIL, 1864. A.M.

The Chairman reported progress, and obtained leave to sit again on Tuesday next. The House adjourned, on motion of Mr. Martin, at nine minutes after One o'clock, A.M., until Three o'clock P.M., This Day.

JOHN HAY,
Speaker.

NOTICES

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, APRIL 1.

QUESTIONS :—

1. MR. HART to ask THE SECRETARY FOR LANDS,—
 - (1.) Under what circumstances the Government have caused 49 acres of Land at Burrowa, purchased by the Rev. Dean Hanley on the 6th November, 1862, as a site for a glebe or residence, and paid for by him, to be re-advertised for sale by auction?
 - (2.) Has any Correspondence taken place upon the subject; and, if so, is there any objection to lay it upon the Table?
2. MR. GARRETT to ask THE SECRETARY FOR FINANCE AND TRADE,—
 - (1.) Have Messrs. Fairfax and Sons, proprietors of the *Sydney Morning Herald*, obtained an Order from the Secretary for Finance and Trade on the Postmaster General to receive 30,000 Stamped Wrappers for Newspapers, or Penny Stamps, without being required to pay for the same in cash?
 - (2.) Have the Chiefs of the several Departments of Government, or any of them, received instructions from the responsible Ministers of such Departments, or any of them, to discontinue advertising the Public Notices in all of the City Newspapers excepting the *Sydney Morning Herald*?
 - (3.) Under what authority, and for what reasons, have the Government called upon those unofficial Country Postmasters, who have hitherto acted as Newspaper Agents, to resign such Agencies?
 - (4.) Upon what terms have the Government decided that Newspapers are to be conveyed to the respective Stations along the several lines of Railway from Sydney, Newcastle, Maitland, and Singleton?
3. MR. GARRETT to ask THE SECRETARY FOR LANDS,—
 - (1.) Upon what date, and by whom, and upon what authority, were instructions issued to the several Heads of Branches under the Lands Department, to discontinue the ordering for insertion of Government Advertisements in the Public Newspapers?
 - (2.) Is there any objection to lay a copy of any minute or memorandum, if any exists, containing such instructions, on the Table of this House?
4. MR. SHEPHERD to ask THE SECRETARY FOR LANDS,—
 - (1.) Will the Government protect those persons who have conditionally purchased Land under the Crown Lands Alienation Act (and who have complied with the conditions stipulated to be performed by the purchaser), until they are furnished by the Crown with such legal title as shall enable them to protect themselves?
 - (2.) Or are free selectors to understand that the Government will not interfere between those who have complied with the conditions under the Act and adverse occupants who merely pretend to claim?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. HARPUR to move, That the Petition of Mr. N. L. Kentish, which was received by this House on the 2nd of July last, be taken into consideration on Friday next by a Committee of the Whole House—the whole of the Evidence on the subject, taken before two Select Committees, and the Report of the second Committee, being already before the House and in print.
2. MR. LUCAS to move, That the Petition, presented by him on the 31st March, from certain Inhabitants of the City of Goulburn, relative to site of Railway Terminus there, be printed.
3. MR. DRIVER to move, That the Petition, presented by him on the 31st March, from Michael Kearns, be printed.
4. MR. MACPHERSON to move, That the Petition, presented by him on the 18th March, from the Inhabitants of Liverpool and surrounding District, in favour of the Church and School Lands Trust Bill, be printed.
5. MR. HART to move,—
 - (1.) That, in the opinion of this House, it is desirable and necessary that the Parliament should be called together after the prorogation, at a date not later than the 30th June next.
 - (2.) That the foregoing Resolution be forwarded by Address to His Excellency the Governor.
6. MR. R. FORSTER to move, That there be laid upon the Table of this House, all Papers and Correspondence between the Secretary for Lands, the Surveyor General, the District Surveyor at Armidale, Gold Miners on the Rocky River Gold-Field, and the Gold Commissioners at the Rocky River, relative to 10 acres of auriferous land at the Rocky River Gold-Field, New England, sold to Mr. John Crapp; also the Petition or Memorial, transmitted to the Secretary for Lands by the Gold Miners at the Rocky River, praying that the said land should not be alienated, on the ground that it was auriferous land.

7. MR. SADLER to move, That the Progress Report of the Select Committee on the case of Mr. John Busby, laid on the Table of this House on 17th December, 1863, be now adopted by this House.
8. MR. SADLER to move, That the Final Report of the Select Committee on the case of Mr. John Busby, in respect to the case of James M'Intosh, laid on the Table of this House on 24th February, be now adopted by this House.
9. MR. SADLER to move,—
 - (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 - (2.) That the said Resolution be communicated by Address to His Excellency the Governor.
10. MR. DALGLEISH to move, That the further consideration in Committee of the Letters Patent for Inventions Bill, which lapsed on the 18th of March, be restored to the Paper, and stand an Order of the Day for Friday next.
11. MR. GARRETT to move,—
 - (1.) That a Select Committee be appointed to enquire into the allegations contained in the Petition of Tom Dight Mackenzie, and to report thereon.
 - (2.) That such Committee consist of Mr. Eagar, Mr. Weekes, Mr. Burdekin, Mr. Tighe, Mr. Cunneen, Mr. Terry, Mr. Burns, Mr. Driver, Mr. Dangar, and the Mover.
12. MR. BELL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding Ten thousand pounds (£10,000) may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress, arising out of Rust in Wheat, and recent Floods.
13. MR. SADLER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return from the Raymond Terrace Bench, for the last twelve months, of the number of sitting days when no Magistrate attended the Bench (specifying if prevented by flood or other local cause); also stating in how many instances, in consequence of there being only one Magistrate, in cases requiring two, the cases had to be postponed, and how often the Police Magistrate from Newcastle attends there.
14. MR. BURNS to move for leave to introduce a Bill to render future Parliaments triennial.
15. MR. GARRETT to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
 - (2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
16. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
17. MR. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the names of the Members of the Executive Council who were present when it was determined that the sentence of death on Thomas M'Cann, for attempted murder and highway robbery, should be carried out; and further, a statement as to whether that decision was arrived at unanimously or not.
18. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.
19. MR. SADLER to move, That there be laid upon the Table of this House,—
 - (1.) A Return of the amount expended on the Railway surveys and engineering expenses, including all sums paid for supervision during the construction of the works, commencing with the introduction of Railways into the Colony.
 - (2.) Number of miles opened on the various lines.
 - (3.) Number of miles for which the surveys are complete on each line, exclusive of the lengths opened.
 - (4.) Number of miles in course of construction on each line, and on which the works have been actually commenced.
20. MR. MACPHERSON to move, That there be laid upon the Table of this House, A Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or

quasi Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public purposes; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c.; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.

ORDERS OF THE DAY:—

1. Insolvency Jurisdiction Bill; second reading.
2. Bathurst Market Bill; second reading.
3. Queensland Steam Navigation Company's Incorporation Bill; second reading.
4. Trade and Commerce Laws Amendment Bill; second reading.
5. Resumption of the Adjourned Debate on motion of Mr. Mate,—“That the Report of the Select Committee on the Petition of Robert Stewart, brought up on the 20th of October, 1863, “be” now adopted by this House,”—upon which Mr. R. Forster had moved, by way of Amendment, that all the words after the word “be” be omitted, with a view to inserting in their place the words, “re-committed to the former Committee, for the purpose of taking further evidence, and reporting thereon.”
6. Smoke Nuisance Abatement Bill; second reading.
7. Debate on the Motion of Mr. Macleay, “That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”
8. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
9. Dog Nuisance Abatement Bill; second reading.
10. Elementary Education Bill; second reading.
11. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
12. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
13. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
14. Municipalities Law Amendment Bill; to be considered in Committee.
15. Law of Evidence in Criminal Cases Amendment Bill; second reading.
16. Juvenile Reformatories Bill; second reading.
17. District Courts Act Amendment Bill; second reading.
18. Impounding Bill; to be further considered in Committee.
19. Church and School Lands Trust Bill; to be further considered in Committee.
20. Lunacy and Lunatic Asylums Bill; second reading.
21. Presbyterian College Bill; to be further considered in Committee.
22. Metropolitan Corporation Bill; to be further considered in Committee.
23. Public Service Superannuation Bill Reported 2^o; adoption of the Report.
24. Acts Extension Rescinding Bill; second reading.
25. Cox's Marriage Settlement Bill; consideration in Committee of Legislative Council's Amendments in this Bill.
26. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. EAGAR to move, That, for the remainder of the present Session, the Sessional Order prohibiting any new business from being entered on after eleven o'clock, P.M., be rescinded.
2. MR. EAGAR to move, That, in addition to the Days set apart by Sessional Order for despatch of business, this House, unless otherwise ordered, shall meet for despatch of business on Monday and Saturday in each week, and that Government Business shall take precedence on the days specified.

ORDERS OF THE DAY:—

1. Customs Indemnity Bill ; consideration in Committee of the Legislative Council's Amendment in this Bill.
2. Official Salaries Bill ; second reading.
3. Ways and Means ; Resumption of the Committee.

TUESDAY, APRIL 5.

QUESTIONS:—

1. MR. HART *to ask* THE COLONIAL SECRETARY,—
 (1.) Is he aware that the Teacher of the Presbyterian Denominational School, Parramatta, is compelled, out of the salary he receives, to pay the rent, taxes, and other outgoings for repairs of the building used as a schoolhouse ?
 (2.) Is any other teacher subject to similar impositions ?
 (3.) Has the Central Board or the Synods Committee of Education been called upon for explanation ?
2. MR. MORRIS *to ask* THE SECRETARY FOR LANDS,—Whether, in estimating the improvements required to be made by the conditional purchaser of land, in accordance with the 18th section of the Crown Lands Alienation Act of 1861, are cultivated lands considered by the Government improvements within the meaning of the said section ?
3. MR. BURDEKIN *to ask* THE ATTORNEY GENERAL,—Have the Government considered the necessity of introducing, next Session, some measure for preventing the devastating inundations to which the alluvial lands of the Hawkesbury are exposed ?

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Supply ; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. TERRY *to move*, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
2. MR. TIGHE *to move*, That the Report of the Select Committee on the Claim of Robert Stewart to land in Illawarra, brought up by him on the 11th March, be now adopted.
3. MR. PIDDINGTON *to move*,—
 (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—
 “ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 “ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
4. MR. MORRICE *to move*, That this House will, on Friday, the 8th April, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding £750, equal to public contribution, may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress in the District of Camden, arising out of Rust in Wheat and recent Floods.
5. MR. DANGAR *to move*,—
 (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
6. MR. DANGAR *to move*, That there be laid upon the Table of this House, a Return shewing,—
 (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.

WEDNESDAY,

WEDNESDAY, APRIL 6.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. Mr. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
 2. Mr. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.
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FRIDAY, APRIL 8.

OTHER BUSINESS—NOTICE OF MOTION :—

4. Mr. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
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New South Wales.

No. 133.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 1 APRIL, 1864.

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

Questions on Notice Paper for to-day :—

- (1.) Land Claimed under Purchase by Rev. Dean Hanley :—Mr. Hart asked the Secretary for Lands, pursuant to Notice No. 1,—

(1.) Under what circumstances the Government have caused 49 acres of Land at Burrowa, purchased by the Rev. Dean Hanley on the 6th November, 1862, as a site for a glebe or residence, and paid for by him, to be re-advertised for sale by auction ?

(2.) Has any Correspondence taken place upon the subject; and, if so, is there any objection to lay it upon the Table ?

Mr. Wilson answered :—

(1.) The Land alluded to had, at one time, been advertised for sale by auction, but it was never offered to sale, having been withdrawn. In November, 1862, the Rev. Dean Hanley applied to select it without competition, under the impression that it had already been put up and not bid for. But this not being the case, the sale is not legal, and the Land is now again advertised for sale by auction, to afford the Rev. Dean Hanley an opportunity of acquiring a good title to it. If he does not become the purchaser, he will be at liberty, at all events, to remove his improvements, and the money already paid will be returned to him. Perhaps, although it is not a part of the question of the Honorable Member, I may be allowed still further to explain that the present Land Agent has only lately been appointed at Burrowa—the previous one, Captain Bates, being dead. He had left no record in his office that this Land had not been put up to auction; consequently the present Land Agent, when applied to to sell the Land by selection, did so under an impression, which was erroneous, that it had been so put up.

(2.) I may state that I am not aware of any Correspondence on the subject.

- (2.) Particulars respecting Newspapers :—Mr. Garrett asked the Secretary for Finance and Trade, pursuant to Notice No. 2,—

(1.) Have Messrs. Fairfax and Sons, proprietors of the *Sydney Morning Herald*, obtained an Order from the Secretary for Finance and Trade on the Postmaster General to receive 30,000 Stamped Wrappers for Newspapers, or Penny Stamps, without being required to pay for the same in cash ?

(2.) Have the Chiefs of the several Departments of Government, or any of them, received instructions from the responsible Ministers of such Departments, or any of them, to discontinue advertising the Public Notices in all of the City Newspapers excepting the *Sydney Morning Herald* ?

(3.) Under what authority, and for what reasons, have the Government called upon those unofficial Country Postmasters, who have hitherto acted as Newspaper Agents, to resign such Agencies ?

(4.) Upon what terms have the Government decided that Newspapers are to be conveyed to the respective Stations along the several lines of Railway from Sydney, Newcastle, Maitland, and Singleton ?

Mr. Eagar answered :—

(1.) In answer to the Honorable Gentleman's question No. 1, I beg to read a Minute, addressed by me to the Postmaster General on 24th March, which explains the whole circumstance. The Minute is as follows :—

“ Pending a reference to the Cabinet on the question of constituting
“ Newspaper Proprietors Licensed Vendors of Stamps, at a commission of 5 per
“ cent.

"cent. on the sale thereof, I have no objection to the issue of thirty thousand Penny Postage Stamps to Messrs. Fairfax and Son, without present cash payment, on the clear understanding that should they not be declared Licensed Vendors the value of such stamps is to be paid, without deduction, to the Treasury."

I may add, for the Honorable Gentleman's information, that the Government, having considered the matter, see no reason to refuse Vendors' Licenses to Newspaper Proprietors or Publishers upon the same terms as to other Licensed Vendors.

(2.) In answer to Question No. 2, I can of course only speak as to my own department. The impression sought to be conveyed by this question is quite erroneous. The sole instructions which I have issued to the heads of my departments are comprised in a circular, bearing date the 16th November, 1863, which I now read:—

"I am directed to inform you that the Treasurer has had under his consideration the present method of advertising in Newspapers for the Public Service, and is of opinion that the great expense hitherto incurred is unnecessary, and may be much diminished by the adoption of the following rules:—

"1. To insert *summaries* only, making reference to the *Government Gazette* for further particulars.

"2. To submit every such summary for the approval of the Treasurer, with a suggestion as to the Newspapers in which it should be published, and the number of insertions.

"I am accordingly to request that you will *at once* initiate the proposed system."

"I have the honor to be, &c."

(3.) In answer to Question No 3, I beg to state, that in December, 1863, the Proprietor of the *Maitland Mercury* wrote to the Postmaster General, stating very candidly his intention to avoid the contemplated Newspaper Postage as far as he was able to do so, and pointing out various modes of evasion, upon which he desired the Postmaster General's opinion as to whether they would constitute a breach of the Post Office Regulations. I quote a portion of the letter referred to:—

"My present intention is to forward my papers by steamer, train, or hand, to every locality where I can make certain of their delivery, and thus avoid the penny; of course this will have to be done through the Agents."

On 24th February, 1864, the Postmaster General addressed to me the following letter:—

"I enclose two letters addressed to me by Mr. Falls, Newspaper Proprietor, of Maitland, raising questions necessary to be considered by the Honorable the Minister of Finance on the Tax on Newspapers being confirmed.

"2. It appears to me that an undesirable anomaly will present itself when Newspapers are *charged for*, in the capacity of Postmaster, and *delivered free* in the capacity of Agent. It may happen also that a Mailman would convey a Packet of Newspapers for a Postmaster that he would not do for any one else; and, on the whole, I am disposed to recommend, that a circular should be sent to Postmasters, informing them, that they cannot act as Newspaper Agents after the 31st proximo.

"I have the honor, &c.,

"W. H. CHRISTIE,
Postmaster General."

I concurred in the recommendation of the Postmaster General, believing that the Revenue might suffer, unless the existing arrangements were altered. I find, however, upon further enquiry, that the number of Postmasters acting as News Agents is very limited; and having had from the House an expression of opinion which appears to be unfavourable to the course taken, unless accompanied by an increase of salary to non-official Postmasters, I have no hesitation in acceding to what I understand to be the wish of the House, and have given instructions to withdraw the circular which had been issued on the subject.

(4.) For an answer to Question No. 4, I refer the Honorable Member to my Honorable Colleague, the Minister for Works, who will now inform him upon the matter.

And Mr. Holroyd added:—It has been arranged that single newspapers bearing a penny stamp will be carried by Railway free of charge. Newspapers in packages will be carried at the present parcel rates.

(3.) Government Advertisements:—Mr. Garrett asked the Secretary for Lands, pursuant to Notice No. 3,—

(1.) Upon what date, and by whom, and upon what authority, were instructions issued to the several Heads of Branches under the Lands Department, to discontinue the ordering for insertion of Government Advertisements in the Public Newspapers?

(2.) Is there any objection to lay a copy of any minute or memorandum, if any exists, containing such instructions, on the Table of this House?

Mr. Wilson answered:—

(1.) Instructions were issued to the Acting Surveyor General and Chief Commissioner of Crown Lands, by the Under Secretary for Lands, to the effect, that in future

future no advertisements whatever were to be inserted in any newspaper, unless submitted to and by the special order of the head of the Department. These instructions were given personally on the 14th November, 1863, and were repeated officially on the 20th November, and they were so given by direction of the Chief Secretary, acting for me, and with my concurrence.

(2.) The following is a copy of the Minute of the Chief Secretary:—"Let no advertisements whatever be inserted in future in any newspaper, from the Department of Lands, unless submitted to and by the special order of the head of the Department. November 14, 1863. W. F." I may be allowed to state that, at the time that Minute was written by my Honorable Friend the Chief Secretary, I was unavoidably absent from Sydney.

(4.) Rights of Conditional Purchasers of Land:—Mr. Shepherd asked the Secretary for Lands, pursuant to Notice No. 4,—

(1.) Will the Government protect those persons who have conditionally purchased Land under the Crown Lands Alienation Act (and who have complied with the conditions stipulated to be performed by the purchaser), until they are furnished by the Crown with such legal title as shall enable them to protect themselves?

(2.) Or are free selectors to understand that the Government will not interfere between those who have complied with the conditions under the Act, and adverse occupants who merely pretend to claim?

Mr. Wilson answered:—

(1.) The Government do not contemplate any special protection in regard to conditional purchasers, nor can they recognise the necessity for any such protection.

(2.) The 26th clause of the Regulations issued under the Alienation Act of 1861, provides a mode of dealing with conflicting selections by different conditional purchasers.

2. Paper:—Mr. W. Forster laid upon the Table, Return to Address, in reference to "Mr. Michael O'Connell—Administration of Justice," adopted by this House, on motion of Mr. Burns, on 16th February, 1864.

Ordered, on motion of Mr. Wilson, to be referred to the Select Committee now sitting on the Present State and Management of Lunatic Asylums.

3. Messages:—The Speaker reported the following Messages from the Legislative Council, received while the House was in Committee of Supply yesterday:—

(1.) Moruya Silver Mining Company's Incorporation Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to incorporate the 'Moruya Silver Mining Company,'*" returns the same to the Legislative Assembly, without Amendment.

*Legislative Council Chamber,
Sydney, 31st March, 1864.*

GEORGE ALLEN,
Chairman Presiding.

(2.) Seamen's Laws Amendment and Consolidation Bill:—

MR. SPEAKER,

The Legislative Council having had under consideration the Legislative Assembly's Message, dated the 16th March, 1864, in reference to the Seamen's Laws Amendment and Consolidation Bill,—

Agrees to the Assembly's Amendment upon the Council's Amendment in page 4, clause 15, line 40,—

Insists upon the Council's Amendment in page 5, clause 20, line 23, which omits the words 'and of the master,' because it cannot adopt the opinion that it would be in any respect unreasonable to allow seamen to engage, under the circumstances provided for, to serve in ships named in the agreement, although the names of the masters of all such ships may not be so named; and because by the maritime law a seaman under an agreement to serve in any ship is bound to fulfil such agreement, although the master, whether named or not, may be removed by death or otherwise, it being no part of such a contract in ordinary cases that a seaman shall only serve under the master named in the agreement; and because it may not in all cases provided for in this clause be known, who, at the time of entering into the agreement, are the masters of all the ships to which it relates; and because the provision in question does not make it compulsory on any seaman to enter into such an agreement, and therefore cannot justly be said to compel a seaman to serve under a master unknown to him at the time of entering into it; and because the amendment of the Council brings this provision into conformity with the Imperial maritime law, on the same subject, as at present existing by virtue of the English Act, 17th and 18th Vict., cap. 104, section 156,—

Disagrees to the addition of the letter 's' to the word 'master,' in page 5, clause 20, line 23, as consequential upon the Council's insisting on its amendment in the same clause, which omits the words 'and of the master';—

Insists upon the Council's Amendment which omits clause 21, in page 5, because it seems to the Council unreasonable to allow masters or owners of ships and seamen to enter into any number of new agreements under the provisions of the Bill, without payment of any fees, the duties to be fulfilled being the same with respect to these as to original agreements; and because the clause if retained would require considerable amendment to make it consistent with other parts of the Bill, particularly with regard to the provisions introduced by

by amendments of the Council which have been agreed to by the Assembly, respecting discharges and licenses to ship; and because the provision contained in this clause is without precedent; and because the Council cannot agree that its retention is necessary to facilitate the re-engagement of seamen or for carrying out the objects of the Bill; and because the retention of the clause would render consequential amendments necessary in new clause 94, inserted by the Council and agreed to by the Assembly without amendment,—

Disagrees to the Assembly's Amendment upon the Council's Amendment in the latter part of new clause 33, because it seems to the Council to be reasonable that a small fee should be paid for granting a license to ship; and because unless some such fee is charged seamen will not be careful to preserve their discharges, and will be liable to the temptation of giving their discharges to deserters, if they can at once procure a document equally available for themselves without any cost,—

Agrees to the Assembly's Amendment upon the Council's Amendment in page 16, clause 66, line 12,—

Insists upon the Council's Amendment which inserts in page 16, after clause 70, two new clauses, because the new clauses are merely in substance retentions of the law of the Colony as at present existing by virtue of the Act 13th Vict., No. 28, sections 21 and 22, the whole of which Act is proposed to be repealed by section 3, and the first schedule of the present Bill; and because without such new clauses the Regulations therein contained (which the Council thinks useful and desirable) would cease to be law; and because if the provisions in this Bill, whereby the whole of the Act 13th Vict., No. 28, is repealed, are retained, it is necessary in order to continue the provisions of sections 21 and 22 thereof to re-enact them, which course the Council thinks desirable and convenient, as it saves the trouble of referring at all in future to the repealed Act; and because the reference in new clause 71 to a former Act is necessary on account of the peculiar wording of section 21 of the 13th Vict., No. 28, proposed to be repealed as before mentioned (and for which new clause 71 is a substitution), and if such a reference were not made, it would be doubtful whether the 6th section of the original Water Police Act, 4th Vict., No. 17, (with which this Bill is not intended in any way to interfere) would not by implication be repealed by the express repeal of the clause in question, which in a peculiar way refers to and incorporates with itself the above mentioned section of the Water Police Act; and because no difficulty or inconvenience can arise from the reference in the present Bill to that clause; and because the Council does not consider the re-enactments contained in the new clauses 71 and 72, of sections 21 and 22 of the 13th Vict., No. 28, to be new impositions of any duties upon masters of ships, whether coasting vessels or otherwise, inasmuch as the same are at present and have for the last fourteen years been in force in this Colony, and the Council sees no reason for abrogating them; and because the omission of these two new clauses would render consequential amendments necessary in new clause 94, inserted by the Council and agreed to by the Assembly without amendment,—

Insists upon the Council's Amendments in page 17, clause 72, because they in the main merely carry out principles of maritime law, which are and have been in force with respect to all British ships for many years, being now part of the Imperial Code by virtue of the English Act 17th and 18th Vict., cap. 104, section 243, and of this Colony by virtue of our own Act 13th Vict., No. 28, sections 6, 7, and 9; and because the whole punishments in question are not excessive for cases of aggravated misconduct, and it is left to the discretion of the tribunal adjudicating upon the case, to apportion the punishment to the nature and degree of the offence proved; and because it is undesirable to create a conflict on these subjects, between the general law of the Empire and that of this Colony, more especially as all British ships, except our own, are and will continue to be subject to the Imperial regulations in these respects even whilst in the Colony, and our own ships are and will continue to be also subject to them when out of it,—

Insists upon the Council's Amendment which inserts in page 17, after clause 73, two new clauses, because the Council is not satisfied that sufficient power to deal with and punish seamen is otherwise provided; and because the provisions therein contained are mere adoptions of sections 246 and 248 of the English Act, 17th and 18th Vict., cap. 104; and because the principle of them has long been in force, both under the Imperial Code and that of this Colony by the English Acts, 7th and 8th Vict., cap. 112, section 6, the 13th and 14th Vict., cap. 93, sections 70 and 71, and the 17th and 18th Vict., cap. 104, sections 246 and 248, and our own Acts 13th Vict., No. 28, section 6, the 16th Vict., No. 25 (respecting Foreign ships), section 3, and 17th Vict., No. 36, sections 17 and 18; and because it is undesirable to create a difference on these subjects between the general law of the Empire and that of this Colony, more especially as all British ships except our own are and will continue to be subject to the Imperial regulations in these respects even whilst in the Colony, and our own ships are and will continue to be also subject to them when out of it; and because the omission of these two new clauses would render consequential amendments necessary in new clause 94, inserted by the Council and agreed to by the Assembly without amendment,—

Insists

Insists upon the Council's Amendment in page 18, clause 74, lines 3 and 4, because the agreement for the breach of which the seaman is to be dealt with must have been once reciprocally entered into between him and the master or owner; and because it is a principle of justice to a large extent carried out by British law, to compel the performance of contracts, rather than merely to leave to the injured party a right to sue for damages from, or the infliction of punishment upon, the offending party, a right which is in many cases, and would always in the one now in question, be wholly illusory to the party injured; and because it seems to the Council contrary to every principle of justice to give to the offending party an absolute veto upon the question whether he shall be compelled to perform his contract or not; and because without the amendment the provision would be a piece of unnecessary legislation, inasmuch as if the performance by the seaman of his contract is to depend upon the conjoint desire of the master and the consent of the seaman himself, it would in fact depend upon a mutual agreement of the parties, which would require no aid from the Legislature to carry it out; and because without a power to compel performance by the seaman of his contract, the interests of ship and cargo, owners and passengers, and others interested in the punctual sailing of ships would occasionally be greatly prejudiced; and because without the amendment the clause would be a piece of new legislation alike at variance with the Imperial Code and that of this Colony now existing respectively, by virtue of the English Act 17th and 18th Vict., cap. 104, section 247, and our own Act 13th Vict., No. 28, section 6; and because it is undesirable to create a difference on this subject between the general law of the Empire and that of this Colony, more especially as all British ships except our own are and will continue to be subject to the Imperial regulation in this respect even whilst in the Colony, and our own ships are and will continue to be also subject thereto when out of it,—

Agrees to the Assembly's Amendment upon the Amendment of the Council, in page 18, clause 78, line 43,—

Insists upon the Council's Amendment in page 18, clause 79, line 54, because it appears to the Council to be necessary to prevent deserters secreting themselves with the intent in question in any way whatever, whether by means of hiding themselves on board ships, or in any other place, or in any other manner; and because the Council considers the amendment necessary to effect the object desired,—

Disagrees to the Assembly's Amendment upon the Council's Amendment in page 20, first Schedule, line 6, because the Council is of opinion that sections 15 and 16 of the Act 17th Vict., No. 36, ought not to be repealed without the provisions contained therein being re-enacted, which is not done by the present Bill; and because the Council conceives those provisions establish proper regulations which it is therefore desirable to continue in force as law; and because inasmuch as it is not deemed advisable, and has therefore not been proposed by either House to repeal the whole of the last mentioned Act, the appropriate method of preserving those regulations as law is to omit the two sections referred to from the enumeration of the clauses intended to be repealed,—

And insists upon the Council's Amendment which adds two new Schedules after the eighth Schedule, because, as the Council insists on the retention of new clauses 71 and 72, it is necessary, in order to carry out the objects of those clauses, to retain such two new Schedules.

*Legislative Council Chamber,
Sydney, 31st March, 1864.*

GEORGE ALLEN,
Chairman Presiding.

Ordered, on motion of Mr. Dalgleish, that the said Message of the Legislative Council, in reference to Amendments in the Seamen's Laws Amendment and Consolidation Bill, be taken into consideration in Committee of the Whole on Tuesday next.

4. Exchange of Land, Scots Church, Jamison-street, Legalizing Bill:—Mr. Dalgleish, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence (together with Appendix) taken before, the Select Committee for whose consideration and report this Bill was referred, on 4th September, 1863.

Ordered to be printed.

Whereupon Mr. Dalgleish moved, That the second reading of this Bill stand an Order of the Day for this day week.

Question put and passed.

5. Assent to Bill:—The following Message from His Excellency the Governor was delivered by Mr. Martin, and read by the Speaker:—

JOHN YOUNG,
Governor,

Message No. 23.

A Bill intituled "An Act to amend an Act intituled an Act to incorporate the Proprietors of a certain Banking Company called 'The Bank of New South Wales' and for other purposes therein mentioned," as finally passed the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

*Government House,
Sydney 31st March, 1864.*

6. Goulburn Railway Terminus (*"Formal" Motion*):—Mr. Lucas moved, pursuant to notice, That the Petition, presented by him on the 31st March, from certain Inhabitants of the City of Goulburn, relative to site of Railway Terminus there, be printed.
Question put and passed.
Ordered to be printed.
7. Michael Kearns (*"Formal" Motion*):—Mr. Driver moved, pursuant to notice, That the Petition, presented by him on the 31st March, from Michael Kearns, be printed.
Question put and passed.
Ordered to be printed.
8. Church and School Lands Trust Bill (*"Formal" Motion*):—Mr. Macpherson moved, pursuant to notice, That the Petition, presented by him on the 18th March, from the Inhabitants of Liverpool and surrounding District, in favour of the Church and School Lands Trust Bill, be printed.
Question put and passed.
Ordered to be printed.
9. Motion Dropped:—Mr. Harpur not making the Motion standing in his name, No. 1 on the Notice Paper of Other Business for to-day, it dropped.
10. Proposed time for re-assembling of Parliament:—Mr. Hart moved, pursuant to notice,—

(1.) That, in the opinion of this House, it is desirable and necessary that the Parliament should be called together after the prorogation, at a date not later than the "30th June" next.

(2.) That the foregoing Resolution be forwarded by Address to His Excellency the Governor.

Debate ensued.

Mr. Macpherson moved, That the Question be amended in section (1.) by omitting the words "30th June," with a view to inserting in their place the words "31st August."

Debate continued.

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

Ayes, 18.

Mr. Martin,	Mr. Leary,
Mr. Holroyd,	Mr. Sutherland,
Mr. W. Forster,	Mr. Dangar,
Mr. Eagar,	Mr. Wilson,
Mr. Wisdom,	Mr. Mate,
Mr. Hart,	Mr. Bell,
Mr. Dalgleish,	<i>Tellers.</i>
Mr. Piddington,	
Mr. Raper,	Mr. Gordon,
Mr. Harpur,	Mr. Macleay.

Original Question then put.
The House divided.

Ayes, 4.

Mr. Egan,
Mr. Garrett,

Tellers.

Mr. Lucas,
Mr. Hart.

Noes, 11.

Mr. Tighc,	<i>Tellers.</i>
Mr. Driver,	
Mr. Garrett,	Mr. Egan,
Mr. Macpherson,	Mr. Lucas.
Mr. Terry,	
Mr. Sadleir,	
Mr. Cummings,	
Mr. Weekes,	
Dr. Lang,	

Noes, 23.

Mr. Martin,	Mr. Terry,
Mr. Wilson,	Mr. Sadleir,
Mr. W. Forster,	Mr. Cummings,
Mr. Holroyd,	Mr. Sutherland,
Mr. Bell,	Mr. Dangar,
Mr. Driver,	Mr. Mate,
Mr. Eagar,	Mr. Raper,
Mr. Macpherson,	Mr. Leary,
Mr. Tighc,	<i>Tellers.</i>
Mr. Piddington,	
Mr. Wisdom,	Mr. Gordon,
Mr. Dalgleish,	Mr. Macleay.
Mr. Shepherd,	

11. Member of Legislative Council as Witness:—Mr. Cunneen, *with the concurrence of the House*, moved, without notice, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly having appointed a Select Committee "to inquire into and report upon the Petition of Mr. J. Harris and others, relative to the "Railway through the Ultimo Estate," and that Committee being desirous to examine the Honorable Charles Kemp, Member of the Legislative Council, in reference thereto, requests that the Legislative Council will give leave to its said Member to attend and be examined by the said Committee, on such day and days as shall be arranged between him and the said Committee.

Legislative Assembly Chamber,

Sydney, 1st April, 1864.

Speaker.

Question put and passed.

12. Motions Withdrawn:—Mr. Dangar, on behalf of Mr. Hart, withdrew the Motions standing in the name of Mr. Hart, Nos. 16 and 18 on the Notice Paper of Other Business for to-day.
13. Motion Dropped:—Mr. R. Forster not making the Motion standing in his name, No. 6 on the Notice Paper of Other Business for to-day, it dropped.
14. Mr. John Busby:—Mr. Sadleir moved, pursuant to notice, That the Progress Report of the Select Committee on the case of Mr. John Busby, laid on the Table of this House on 17th December, 1863, be now adopted by this House.
Debate ensued.
Question put.

The

The House divided.

Ayes, 6.

Mr. Sadleir,
Mr. Dangar,
Mr. Cummings,
Mr. Tighe,

Tellers.

Mr. Egan,
Mr. Garrett.

Noes, 14.

Mr. Wilson,	Mr. Wisdom,
Mr. W. Forster,	Mr. Bell,
Mr. Holroyd,	Mr. Mate,
Mr. Eagar,	Mr. Harpur,
Mr. Cunneen,	<i>Tellers.</i>
Mr. Macpherson,	Mr. Gordon,
Mr. Leary,	Mr. Macleay.
Mr. Driver,	

15. Mr. John Busby (Petition of James M'Intosh):—Mr. Sadleir moved, pursuant to notice, That the Final Report of the Select Committee on the case of Mr. John Busby, in respect to the case of James M'Intosh, laid on the Table of this House on 24th February, be now adopted by this House.
Debate ensued.
Question put and negatived.
16. Proposed System of Local Self Government:—Mr. Sadleir moved, pursuant to notice,—
(1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
(2.) That the said Resolution be communicated by Address to His Excellency the Governor.
Motion made by Mr. Driver, and Question,—That the Debate on this Question be postponed until this day week,—put and passed (after Debate).
17. Motion Dropped:—Mr. Dalgleish not making the motion standing in his name, No. 10 on the Notice Paper of Other Business for to-day, it dropped.
18. Tom Dight Mackenzie:—Mr. Garrett, *with the concurrence of the House*, moved, pursuant to *amended* notice,—
(1.) That a Select Committee be appointed to enquire into the allegations contained in the Petition of Tom Dight Mackenzie, and to report thereon.
(2.) That such Committee consist of Mr. Eagar, Mr. Weekes, Mr. Burdekin, Mr. Tighe, Mr. Cunneen, Mr. Terry, Mr. Smart, Mr. Driver, Mr. Dangar, and the Mover.
Debate ensued.
Question put and passed.
19. Agricultural Distress:—Mr. Bell moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding Ten thousand pounds (£10,000) may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress, arising out of Rust in Wheat, and recent Floods.
Debate ensued.
Question put and passed.
20. Motion Withdrawn:—Mr. Sadleir withdrew the motion standing in his name, No. 13 on the Notice Paper of Other Business for to-day.
21. Motion Dropped:—Mr. Burns not making the motion standing in his name, No. 14 on the Notice Paper of Other Business for to-day, it dropped.
22. Mineral Land selected by the Honorable Arthur Todd Holroyd:—Mr. Garrett moved, pursuant to notice,—
(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the circumstances under which three sections of Mineral Land were selected by the Honorable Arthur Todd Holroyd, at Illawarra, on the 12th November last.
(2.) That such Committee consist of the following Members:—Mr. Wilson, Mr. Robertson, Mr. Tighe, Mr. Cunneen, Mr. Hart, Mr. Morris, Mr. Gordon, Mr. Holt, Mr. Burdekin, and the Mover.
Debate ensued.
Question put and passed.
23. Motion Withdrawn:—Mr. Garrett withdrew the motion standing in his name, No. 17 on the Notice Paper of Other Business for to-day.
24. Motion Dropped:—Mr. Sadleir not making the motion standing in his name, No. 19 on the Notice Paper of Other Business for to-day, it dropped.
25. Lands held under Pastoral Occupation:—Mr. Macpherson moved, pursuant to notice, That there be laid upon the Table of this House, a Return of all Lands held on 2nd February, 1864, under Pastoral Occupation in each of the formerly Intermediate, but now Settled, Intermediate, and Unsettled Districts of the Colony grouped into Districts, distinguishing between Leases, or *quasi* Leases, granted before and after 2nd February, 1858; such Return to be in a tabular form, and shewing in each District numerically the names of the present Lessees; the date of the commencement of each Lease; the time it has to run, classifying Leases for eight and for fourteen years; the approximate extent of land comprised in each Lease; the name of each Run; its approximate grazing capability in cattle and sheep; the amount of annual Rent; also, the extent of land within the limits of each Lease which has been alienated under pre-emptive right, and under conditional purchase or otherwise, under separate heads; also, the area of each Reserve, proclaimed or unproclaimed, (within each Lease), for alienation, or for public

public purposes ; also, as an annex to the Return for each District, a Return of the Runs which have been forfeited and vacated, distinguishing between each and between those forfeited or vacated prior to and since the passing of the Occupation and Alienation Land Acts of 1861, with all the foregoing particulars as to extent, capabilities, &c. ; the Return also to contain a remark column, explanatory of particular circumstances connected with each particular District, or any particular circumstances connected with any particular Run ; and the Return also to shew the totals in each District under the heads designated, with a summary of the information in each District, and a general summary of the whole information at the end of the Return.

Debate ensued.

Motion by leave withdrawn.

26. Postponement:—The Order of the Day, No. 1 of Other Business postponed, on motion of Mr. Hart, until the Order of the Day No. 2 of Other Business shall have been disposed of.

27. Bathurst Market Bill (Order No. 2 of Other Business) :—Mr. Driver moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed,—

And Bill read a second time.

Whereupon, on motion of Mr. Driver, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.

The Chairman having reported the Bill without Amendment, the House adopted the Report, and ordered that the Bill, as so reported, be read a third time on Tuesday next.

28. Postponement :—The Order of the Day No 1 of Other Business, further postponed, on motion of Mr. Leary, until the Order of the Day, No. 3 of Other Business, shall have been disposed of.

29. Queensland Steam Navigation Company's Incorporation Bill (Order No. 3 of Other Business) :—Mr. Leary moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed,—

And Bill read a second time.

Whereupon, on motion of Mr. Leary, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.

The Chairman reported that there was not a Quorum present in the Committee.

Whereupon, the House was counted ; and, there being only eighteen Members present, exclusive of the Speaker, namely,—Mr. Cummings, Mr. Cunneen, Mr. Dalgleish, Mr. Dangar, Mr. Driver, Mr. Eagar, Mr. W Forster, Mr. Garrett, Mr. Holroyd, Mr. Leary, Mr. Macleay, Mr. Macpherson, Mr. Mate, Mr. Stewart, Mr. Sutherland, Mr. Tyghe, Mr. Wilson, and Mr. Wisdom,—the Speaker adjourned the House, at Seven minutes after Eleven o'clock, until Tuesday next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, APRIL 5.

QUESTIONS:—

1. MR. HART to ask THE COLONIAL SECRETARY,—
(1.) Is he aware that the Teacher of the Presbyterian Denominational School, Parramatta, is compelled, out of the salary he receives, to pay the rent, taxes, and other outgoings for repairs of the building used as a schoolhouse?
(2.) Is any other teacher subject to similar impositions?
(3.) Has the Central Board or the Synods Committee of Education been called upon for explanation?
2. MR. MORRIS to ask THE SECRETARY FOR LANDS,—Whether, in estimating the improvements required to be made by the conditional purchaser of land, in accordance with the 18th section of the Crown Lands Alienation Act of 1861, are cultivated lands considered by the Government improvements within the meaning of the said section?
3. MR. BURDEKIN to ask THE ATTORNEY GENERAL,—Have the Government considered the necessity of introducing, next Session, some measure for preventing the devastating inundations to which the alluvial lands of the Hawkesbury are exposed?
4. MR. PIDDINGTON to ask THE COLONIAL TREASURER,—
(1.) The Amounts of the actual Cash Balances at the Credit of the Colonial Treasurer in the books of the various Banks on the 28th day of March, 1864?
(2.) What is the total Amount of the Liability of the Government for Church and School Fund and other Lodgment Accounts, excepting Police Funds and Savings' Bank Deposit due by the Mint?
(3.) What is the total Amount withdrawn from the Loans Funds Account to pay current expenditure on the 28th day of March, 1864.

Contingent Notice of Motion:—

1. MR. GARRETT to move (as a Contingent Amendment on the Motion for the Speaker to leave the Chair, with a view to the Resumption of the Committee of Supply), That the Parliament should be called together, after the Prorogation, not later than the first week in August next.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. EAGAR to move, That, for the remainder of the present Session, the Sessional Order, prohibiting any new business from being entered on after eleven o'clock, P.M., be rescinded.
2. MR. EAGAR to move, That, in addition to the Days set apart by Sessional Order for despatch of business, this House, unless otherwise ordered, shall meet for despatch of business on Monday and Saturday in each week, and that Government Business shall take precedence on the days specified.

ORDERS OF THE DAY:—

1. Supply; Resumption of the Committee.
2. Customs Indemnity Bill; consideration in Committee of the Legislative Council's Amendment in this Bill.
3. Official Salaries Bill; second reading.
4. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. TERRY to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
2. MR. TIGHE to move, That the Report of the Select Committee on the Claim of Robert Stewart to land in Illawarra, brought up by him on the 11th March, be now adopted.
3. MR. PIDDINGTON to move,—
(1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—
“Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
“Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service.”—
this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
(2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

4. MR. MORRICE to move, That this House will, on Friday, the 8th April, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding £750, equal to public contribution, may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress in the District of Camden, arising out of Rust in Wheat and recent Floods.
5. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
6. MR. DANGAR to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 - (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 - (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.
7. MR. WISDOM to move, That the Report from the Joint Library Committee, laid on the Table on the 31st March, be now adopted by this House.
8. MR. LEARY to move, That Leave of Absence be given to Robert Mariner Forster, Esq., for one week, on account of ill health.

ORDERS OF THE DAY:—

1. Seamen's Laws Amendment and Consolidation Bill :—Consideration in Committee of Legislative Council's Message in reference to Amendments in this Bill.
2. Bathurst Market Bill ; third reading.
3. Insolvency Jurisdiction Bill ; second reading.
4. Trade and Commerce Laws Amendment Bill ; second reading.
5. Resumption of the Adjourned Debate on motion of Mr. Mate,—“That the Report of the Select Committee on the Petition of Robert Stewart, brought up on the 20th October, 1863, “be” now adopted by this House,”—upon which Mr. R. Forster had moved, by way of Amendment, that all the words after the word “be” be omitted, with a view to inserting in their place the words, “re-committed to the former Committee, for the purpose of taking further evidence, and reporting thereon.”
6. Smoke Nuisance Abatement Bill ; second reading.
7. Debate on the Motion of Mr. Macleay, “That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”
8. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
9. Dog Nuisance Abatement Bill ; second reading.
10. Elementary Education Bill ; second reading.
11. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
12. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
13. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
14. Municipalities Law Amendment Bill ; to be considered in Committee.
15. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
16. Juvenile Reformatories Bill ; second reading.
17. District Courts Act Amendment Bill ; second reading.
18. Impounding Bill ; to be further considered in Committee.
19. Church and School Lands Trust Bill ; to be further considered in Committee.
20. Lunacy and Lunatic Asylums Bill ; second reading.
21. Presbyterian College Bill ; to be further considered in Committee.
22. Metropolitan Corporation Bill ; to be further considered in Committee.
23. Public Service Superannuation Bill Reported 2° ; adoption of the Report.
24. Acts Extension Rescinding Bill ; second reading.
25. Cox's Marriage Settlement Bill ; consideration in Committee of Legislative Council's Amendments in this Bill.
26. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

WEDNESDAY, APRIL 6.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

FRIDAY, APRIL 8.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
2. MR. LACKY to move, That the Report of the Select Committee in the Case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
3. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
4. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.

ORDERS OF THE DAY :—

1. Exchange of Land Scots Church Jamison-street Legalizing Bill; second reading.
2. Proposed System of Local Self Government :—Debate on the Motion of Mr. Sadleir :—

“ (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.

“ (2.) That the said Resolution be communicated, by Address, to His Excellency the Governor.”
3. Agricultural Distress—Consideration in Committee of an Address to the Governor, praying for Funds for the Relief of.



New South Wales.

No. 134.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 5 APRIL, 1864.

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

Questions on Notice Paper for to-day:—

(*Mr. Hart withdrew the Question standing in his name, No. 1.*)

- (1.) Improvements on Land Conditionally Purchased:—Mr. Morris asked the Secretary for Lands, pursuant to Notice No. 2,—Whether, in estimating the improvements required to be made by the conditional purchaser of land, in accordance with the 18th section of the Crown Lands Alienation Act of 1861, are cultivated lands considered by the Government improvements within the meaning of the said section?

Mr. Wilson answered:—This Question practically involves the proper interpretation of the Law; but I have no objection to state that the present Government are of opinion that the clearing and fitting of land for culture should be regarded as an improvement within the meaning of the Act, if of the value required by the Act.

(*Mr. Burdekin withdrew the Question standing in his name, No. 3.*)

- (2.) Cash Balances and Liabilities:—Mr. Piddington asked the Colonial Treasurer, pursuant to Notice No. 4,—

(1.) The Amounts of the actual Cash Balances at the Credit of the Colonial Treasurer in the books of the various Banks on the 28th day of March, 1864?

(2.) What is the total Amount of the Liability of the Government for Church and School Fund and other Lodgment Accounts, excepting Police Funds and Savings' Bank Deposit due by the Mint?

(3.) What is the total Amount withdrawn from the Loans Funds Account to pay current expenditure on the 28th day of March, 1864.

Mr. Eagar answered:—

(1.) In the Bank of New South Wales	...	...	£11,600	3	4
In the Oriental Bank	...	...	90,000	0	0
In the Australian Joint Stock Bank	...	...	119	17	7

(2.) £117,891 10s.

(3.) £32,946 9s. 3d.

2. Queensland Steam Navigation Company's Incorporation Bill:—Mr. Leary, *with the concurrence of the House*, moved, without notice, That the consideration in Committee of the Queensland Steam Navigation Company's Incorporation Bill, which lapsed by reason of the House having been counted out on Friday last, be restored to the Paper, and stand an Order of the Day for to-morrow.

Question put and passed.

3. Motions Withdrawn:—

(1.) Mr. Tighe withdrew the Motion standing in his name, No. 2 on the Notice Paper of Other Business for to-day.

(2.) Mr. Piddington withdrew the Motion standing in his name, No. 3 on the Notice Paper of Other Business for to-day.

(3.) Mr. Terry withdrew the Motion standing in his name, No. 1 on the Notice Paper of Other Business for to-day.

4. Proposed Admission of Members of other Australian Legislatures to Library and Refreshment Room ("*Formal*" Motion):—Mr. Wisdom moved, pursuant to notice, That the Report from the Joint Library Committee, laid on the Table on the 31st March, be now adopted by this House.

Question put and passed.

5. Leave of Absence (*"Formal" Motion*):—Mr. Leary moved, pursuant to notice, That Leave of Absence be given to Robert Mariner Forster, Esq., for one week, on account of ill health.
Question put and passed.
6. Bathurst Market Bill (*"Formal" Order of the Day*), on motion of Mr. Driver, read a third time, and *passed*.
Mr. Driver then moved, That the Title of this Bill be "*An Act to transfer the Bathurst Market to the Municipal Council of Bathurst.*"
Question put and passed.
Whereupon, Mr. Driver moved, That this Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to transfer the Bathurst Market to the Municipal Council of Bathurst,*"—presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

Legislative Assembly Chamber,
Sydney, 5th April, 1864.

Speaker.

Question put and passed.

7. Motions Withdrawn:—
(1.) Mr. Dangar withdrew the Motions standing in his name, Nos. 5 and 6 on the Notice Paper of Other Business for to-day.
(2.) Mr. Eagar withdrew the Motions standing in his name, Nos. 1 and 2 on the Notice Paper of Government Business for to-day.
8. Postponements:—The Order of the Day (No. 1 of Government Business) for the resumption of the Committee of Supply, and all the intervening Business on the Paper for to-day postponed, on motion of Mr. Eagar, *with the concurrence of the House*, until the Order of the Day No. 23 of Other Business shall have been disposed of.
9. Public Service Superannuation Bill Reported 2^o:—On the Order of the Day (No. 3 of Other Business) for the adoption of this Report being read;—
Bill re-committed, on motion of Mr. Robertson, for the re-consideration of clause 9.
The Chairman having reported the Bill with a further Amendment, the House adopted the Report, and ordered that the Bill, as so reported 3^o, be read a third time to-morrow.
10. Postponement:—The Order of the Day (No. 1 of Government Business) for the Resumption of the Committee of Supply, together with all the intervening Business on the Paper for to-day, further postponed, on motion of Mr. Holroyd, until the Order of the Day, No. 25 of Other Business, shall have been disposed of.
11. Cox's Marriage Settlement Bill (Order No. 25 of Other Business):—The Order of the Day for the consideration in Committee of the Legislative Council's Amendments in this Bill having been read;—
On motion of Mr. Holroyd, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for such consideration.
The Chairman reported, that the Committee had agreed to the Amendments made by the Legislative Council in this Bill.
Mr. Holroyd then moved, that this Report be now adopted by this House.
Question put and passed.
Whereupon, Mr. Holroyd moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill, intituled, "*An Act to enable the Trustees of a Settlement made on the Marriage of Charles Clarendon Cox and Louisa Stafford Stuart of certain land near Windsor in the Colony of New South Wales called or known as 'Clarendon' to sell such land and to make provision for the investment of the proceeds of the sale thereof.*"

Legislative Assembly Chamber,
Sydney, 5th April, 1864.

SPEAKER.

Question put and passed.

12. Supply:—The Order of the Day (No. 1 of Government Business) for the resumption of the Committee of Supply having been read,—
Mr. Eagar moved, That the Speaker do now leave the Chair,—
And Mr. Garrett withdrawing the *Contingent* Amendment standing in his name on the Notice Paper for to-day,—
Question put and passed.
Whereupon, the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

And the Committee having continued to sit till after Midnight,—

WEDNESDAY, 6 APRIL, 1864. A.M.

The Chairman reported that there was not a Quorum present in the Committee. Whereupon the House was counted; and, there being only Nineteen Members present, exclusive of the Speaker, namely,—Mr. Burdekin, Mr. Close, Mr. Eagar, Mr. W. Forster, Mr. Garrett, Mr. Harpur, Mr. Holroyd, Mr. Lackey, Mr. Leary, Mr. Lord, Mr. Macleay, Mr. Martin, Mr. Mate, Mr. Milford, Mr. Morris, Mr. Sutherland, Mr. Weekes, Mr. Wilson, and Mr. Wisdom,—the Speaker adjourned the House, at One o'clock, A.M., until Three o'clock, P.M., This Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, APRIL 6.

QUESTIONS:—

1. MR. DRIVER *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Is it true that a portion of the new Line of Road leading from Narrabeen to Pitt Water is in a highly dangerous condition, altogether unsafe for passengers?
 - (2.) Will any immediate steps be taken by the Government to make or repair this Road?
 - (3.) Have the Government given any instructions to close the old Line of Road leading from Manly Beach to Pitt Water?
 - (4.) Has the new Line of Road been condemned by any officer or person acting for or on behalf of the Government?
2. MR. DRIVER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Is it true that the Contract of Mr. Jean Frey, for building the Bridge at Bendemeer, has been cancelled by the Government?
 - (2.) Is it true that the time limited by the Contract for the completion of such Bridge has not yet expired?
 - (3.) Is it true that alterations were made in the said Bridge after the signing of the Contract by Mr. Frey, under the orders of the Road Superintendent?
 - (4.) Why was the Contract cancelled?
 - (5.) Is there any objection to lay upon the Table of this House the reports of all Officers in relation to the Contract of Mr. Frey?
3. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—
 - (1.) Why the Government have not remunerated the Boats' Crews sent from Newcastle—up to the present time—for services rendered during the Floods last month at West Maitland?
 - (2.) Do the Government intend to allow these men any additional pay for their arduous services rendered in saving life and property, as an encouragement in case of another Flood?
4. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Who were the Trustees for the money voted for the repairs of the Road from Mudgee *via* Keene Swamp and Rylstone for 1862 and 1863?
 - (2.) Was the work performed by contract or day labour?
 - (3.) Are the accounts forwarded to the Government and audited, for the expenditure of money, by the Trustees on this Line of Road?
 - (4.) Have there been any complaints made to the Government by the residents about the expenditure of money on this Line of Road?

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. HOLROYD *to move*, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD *to move*, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

3. MR. EAGAR to move, That, for the remainder of the present Session, the Sessional Order, prohibiting any new business from being entered on after eleven o'clock, P.M., be rescinded.
4. MR. EAGAR to move, That, in addition to the Days set apart by Sessional Order for despatch of business, this House, unless otherwise ordered, shall meet for despatch of business on Monday and Saturday in each week, and that Government Business shall take precedence on the days specified.

ORDERS OF THE DAY:—

1. Supply; Resumption of the Committee.
2. Customs Indemnity Bill; consideration in Committee of the Legislative Council's Amendment in this Bill.
3. Official Salaries Bill; second reading.
4. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. MORRICE to move, That this House will, on Friday, the 8th April, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding £750, equal to public contribution, may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress in the District of Camden, arising out of Rust in Wheat and recent Floods.

ORDERS OF THE DAY:—

1. Queensland Steam Navigation Company's Incorporation Bill; to be considered in Committee.
2. Public Service Superannuation Bill; third reading.
3. Seamen's Laws Amendment and Consolidation Bill:—Consideration in Committee of Legislative Council's Message in reference to Amendments in this Bill.
4. Insolvency Jurisdiction Bill; second reading.
5. Trade and Commerce Laws Amendment Bill; second reading.
6. Resumption of the Adjourned Debate on motion of Mr. Mate,—“That the Report of the Select Committee on the Petition of Robert Stewart, brought up on the 20th October, 1863, “be” now adopted by this House,”—upon which Mr. R. Forster had moved, by way of Amendment, that all the words after the word “be” be omitted, with a view to inserting in their place the words, “re-committed to the former Committee, for the purpose of taking further evidence, and reporting thereon.”
7. Smoke Nuisance Abatement Bill; second reading.
8. Debate on the Motion of Mr. Macleay, “That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”
9. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
10. Dog Nuisance Abatement Bill; second reading.
11. Elementary Education Bill; second reading.
12. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
13. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
14. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
15. Municipalities Law Amendment Bill; to be considered in Committee.
16. Law of Evidence in Criminal Cases Amendment Bill; second reading.
17. Juvenile Reformatories Bill; second reading.
18. District Courts Act Amendment Bill; second reading.
19. Impounding Bill; to be further considered in Committee.
20. Church and School Lands Trust Bill; to be further considered in Committee.
21. Lunacy and Lunatic Asylums Bill; second reading.
22. Presbyterian College Bill; to be further considered in Committee.
23. Metropolitan Corporation Bill; to be further considered in Committee.
24. Acts Extension Rescinding Bill; second reading.
25. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

THURSDAY, APRIL 7.

QUESTION :—

1. MR. HART *to ask* THE COLONIAL SECRETARY,—
 - (1.) Is he aware that the Teacher of the Presbyterian Denominational School, Parramatta, is compelled, out of the salary he receives, to pay the rent, taxes, and other outgoings for repairs of the building used as a schoolhouse?
 - (2.) Is any other teacher subject to similar impositions?
 - (3.) Has the Central Board or the Synods Committee of Education been called upon for explanation?

FRIDAY, APRIL 8.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
2. MR. LACKEY to move, That the Report of the Select Committee in the Case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
3. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
4. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.
5. MR. TIGHE to move, That the Report of the Select Committee on the Claim of Robert Stewart to land in Illawarra, brought up by him on the 11th March, be now adopted.
6. MR. PRIDDINGTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service.”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
7. MR. TERRY to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
8. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
9. MR. DANGAR to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 - (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 - (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.

ORDERS

ORDERS OF THE DAY :—

1. Exchange of Land Scots Church Jamison-street Legalizing Bill; second reading.
2. Proposed System of Local Self Government :—Debate on the Motion of Mr. Sadleir :—

“ (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.

“ (2.) That the said Resolution be communicated, by Address, to His Excellency the Governor.”
3. Agricultural Distress—Consideration in Committee of an Address to the Governor, praying for Funds for the Relief of.

TUESDAY, APRIL 12.

QUESTION :—

1. MR. BURDEKIN *to ask* THE ATTORNEY GENERAL,—Have the Government considered the necessity of introducing, next Session, some measure for preventing the devastating inundations to which the alluvial lands of the Hawkesbury are exposed?

New South Wales.

No. 135.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 6 APRIL, 1864.

1. There being only Eighteen Members present, exclusive of the Speaker, namely,—
Mr. Alexander, Mr. Close, Mr. Dalgleish, Mr. Dangar, Mr. Eagar, Mr. W. Forster, Mr. Garrett, Mr. Gordon, Mr. Holroyd, Mr. Leary, Mr. Lucas, Mr. Macleay, Mr. Mate, Mr. Milford, Mr. Morris, Mr. Stewart, Mr. Wilson, and Mr. Wisdom,—the Speaker adjourned the House at half-past Three o'clock, until to-morrow, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, APRIL 7.

QUESTIONS :—

1. MR. HART *to ask* THE COLONIAL SECRETARY,—
(1.) Is he aware that the Teacher of the Presbyterian Denominational School, Parramatta, is compelled, out of the salary he receives, to pay the rent, taxes, and other outgoings for repairs of the building used as a schoolhouse?
(2.) Is any other teacher subject to similar impositions?
(3.) Has the Central Board or the Synods Committee of Education been called upon for explanation?
2. MR. DRIVER *to ask* THE SECRETARY FOR LANDS,—
(1.) Is it true that a portion of the new Line of Road leading from Narrabeen to Pitt Water is in a highly dangerous condition, altogether unsafe for passengers?
(2.) Will any immediate steps be taken by the Government to make or repair this Road?
(3.) Have the Government given any instructions to close the old Line of Road leading from Manly Beach to Pitt Water?
(4.) Has the new Line of Road been condemned by any officer or person acting for or on behalf of the Government?

3. MR. DRIVER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
- (1.) Is it true that the Contract of Mr. Jean Frey, for building the Bridge at Bendomeer, has been cancelled by the Government?
 - (2.) Is it true that the time limited by the Contract for the completion of such Bridge has not yet expired?
 - (3.) Is it true that alterations were made in the said Bridge after the signing of the Contract by Mr. Frey, under the orders of the Road Superintendent?
 - (4.) Why was the Contract cancelled?
 - (5.) Is there any objection to lay upon the Table of this House the reports of all Officers in relation to the Contract of Mr. Frey?
4. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—
- (1.) Why the Government have not remunerated the Boats' Crews sent from Newcastle—up to the present time—for services rendered during the Flood's last month at West Maitland?
 - (2.) Do the Government intend to allow these men any additional pay for their arduous services rendered in saving life and property, as an encouragement in case of another Flood?
5. MR. DANGAR *to ask* THE SECRETARY FOR LANDS,—
- (1.) Who were the Trustees for the money voted for the repairs of the Road from Mudgee *via* Keene Swamp and Rylstone for 1862 and 1863?
 - (2.) Was the work performed by contract or day labour?
 - (3.) Are the accounts forwarded to the Government and audited, for the expenditure of money, by the Trustees on this Line of Road?
 - (4.) Have there been any complaints made to the Government by the residents about the expenditure of money on this Line of Road?

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.
3. MR. EAGAR to move, That, for the remainder of the present Session, the Sessional Order, prohibiting any new business from being entered on after eleven o'clock, p.m., be rescinded.
4. MR. EAGAR to move, That, in addition to the Days set apart by Sessional Order for despatch of business, this House, unless otherwise ordered, shall meet for despatch of business on Monday and Saturday in each week, and that Government Business shall take precedence on the days specified.

ORDERS OF THE DAY:—

1. Supply; Resumption of the Committee.
2. Customs Indemnity Bill; consideration in Committee of the Legislative Council's Amendment in this Bill.
3. Official Salaries Bill; second reading.
4. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. MORRICE to move, That this House will, on Friday, the 8th April, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding £750, equal to public contribution, may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress in the District of Camden, arising out of Rust in Wheat and recent Floods.

ORDERS OF THE DAY:—

1. Queensland Steam Navigation Company's Incorporation Bill; to be considered in Committee.
2. Public Service Superannuation Bill; third reading.
3. Seamen's Laws Amendment and Consolidation Bill:—Consideration in Committee of Legislative Council's Message in reference to Amendments in this Bill.
4. Insolvency Jurisdiction Bill; second reading.
5. Trade and Commerce Laws Amendment Bill; second reading.
6. Resumption of the Adjourned Debate on motion of Mr. Mate,—“That the Report of the Select Committee on the Petition of Robert Stewart, brought up on the 20th October, 1863, “be” now adopted by this House,”—upon which Mr. R. Forster had moved, by way of Amendment, that all the words after the word “be” be omitted, with a view to inserting in their place the words, “re-committed to the former Committee, for the purpose of taking further evidence, and reporting thereon.”
7. Smoke Nuisance Abatement Bill; second reading.
8. Debate on the Motion of Mr. Macleay, “That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now “adopted by this House.”
9. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.

10. Dog Nuisance Abatement Bill ; second reading.
11. Elementary Education Bill ; second reading.
12. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
13. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
14. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
15. Municipalities Law Amendment Bill ; to be considered in Committee.
16. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
17. Juvenile Reformatories Bill ; second reading.
18. District Courts Act Amendment Bill ; second reading.
19. Impounding Bill ; to be further considered in Committee.
20. Church and School Lands Trust Bill ; to be further considered in Committee.
21. Lunacy and Lunatic Asylums Bill ; second reading.
22. Presbyterian College Bill ; to be further considered in Committee.
23. Metropolitan Corporation Bill ; to be further considered in Committee.
24. Acts Extension Rescinding Bill ; second reading.
25. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, APRIL 8.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
2. MR. LACKEY to move, That the Report of the Select Committee in the Case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
3. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
4. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.
5. MR. TIGHE to move, That the Report of the Select Committee on the Claim of Robert Stewart to land in Illawarra, brought up by him on the 11th March, be now adopted.
6. MR. PIDDINGTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
7. MR. TERRY to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.

8. **MR. DANGAR** to move,—
 (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
9. **MR. DANGAR** to move, That there be laid upon the Table of this House, a Return showing,—
 (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.

ORDERS OF THE DAY:—

1. Exchange of Land Scots Church Jamison-street Legalizing Bill; second reading.
2. Proposed System of Local Self Government:—Debate on the Motion of Mr. Saddleir:—
 “(1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 “(2.) That the said Resolution be communicated, by Address, to His Excellency the Governor.”
3. Agricultural Distress—Consideration in Committee of an Address to the Governor, praying for Funds for the Relief of.

TUESDAY, APRIL 12.

QUESTION:—

1. **MR. BURDEKIN** to ask **THE ATTORNEY GENERAL**,—Have the Government considered the necessity of introducing, next Session, some measure for preventing the devastating inundations to which the alluvial lands of the Hawkesbury are exposed?
-

New South Wales.

No. 136.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 7 APRIL, 1864.

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

Questions on Notice Paper for to-day :—

- (1.) Teacher of Presbyterian Denominational School, Parramatta :—Mr. Hart, asked the Colonial Secretary, pursuant to Notice No. 1,—

(1.) Is he aware that the Teacher of the Presbyterian Denominational School, Parramatta, is compelled, out of the salary he receives, to pay the rent, taxes, and other outgoings for repairs of the building used as a schoolhouse?

(2.) Is any other teacher subject to similar impositions?

(3.) Has the Central Board or the Synods Committee of Education been called upon for explanation?

Mr. W. Forster answered :—

(1.) The grant for the school referred to in the Honorable Member's question being in the nature of a grant in aid, the details of expenditure are not within the cognizance or under the control of the Denominational Board, and consequently neither the Board nor the Government are in possession of the information asked for by the Honorable Member.

(2.) For similar reasons the Government have no information on the subject.

(3.) No such explanation has been called for.

(Mr. Driver not asking the Questions standing in his name, Nos. 2 and 3, they dropped.)

- (2.) Boat's Crew aiding during Floods at West Maitland :—Mr. Dangar asked the Colonial Secretary, pursuant to Notice No. 4,—

(1.) Why the Government have not remunerated the Boats' Crews sent from Newcastle—up to the present time—for services rendered during the Floods last month at West Maitland?

(2.) Do the Government intend to allow these men any additional pay for their arduous services rendered in saving life and property, as an encouragement in case of another Flood?

Mr. W. Forster answered :—

(1.) Orders have been given to remunerate these men.

(2.) The question of additional remuneration has not been considered by the Government.

- (3.) Money Voted for Repairs of Mudgee Road :—Mr. Dangar asked the Secretary for Lands, pursuant to Notice No. 5,—

(1.) Who were the Trustees for the money voted for the repairs of the Road from Mudgee *via* Keene Swamp and Rylstone for 1862 and 1863?

(2.) Was the work performed by contract or day labour?

(3.) Are the accounts forwarded to the Government and audited, for the expenditure of money, by the Trustees on this Line of Road?

(4.) Have there been any complaints made to the Government by the residents about the expenditure of money on this Line of Road?

Mr. Wilson answered :—

(1.) Messrs. N. P. Bayley, E. Cox, and H. Blomfield were Trustees in 1862 and 1863 for the portion from Cudgegong Municipality to Rylstone; and Messrs E. Cox, H. Walton, and John Hardwick, also had charge of the remainder of the line, from Rylstone to Mudgee Road (Keene's Swamp).

(2.) It is believed by contract in both cases.

(3.) The Trustees have forwarded accounts to the Auditor General, which have not yet been fully audited.

(4.) No such complaints have apparently been received by the Government.

2. Sydney Water Reserves :—Mr. Stewart, *with the concurrence of the House*, moved, without notice, That the Select Committee now sitting on the "Sydney Water Reserves" have leave to sit during any adjournment of the House, and also to make visits of inspection, accompanied by a Short-hand Writer.
Question put and passed.
3. Disorganized State of the Public Works Department :—Mr. Lucas, as Chairman, brought up a Progress Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before the Select Committee, for whose inquiry and report this subject was referred on 6th October, 1863, together with Appendix.
Ordered to be printed.
4. Public Service Superannuation Bill ("Formal" Order of the Day), on motion of Mr. Garrett, read a third time, and *passed*.
Mr. Garrett then moved, That the Title of this Bill be, "*An Act to provide a Superannuation Fund and to regulate the granting of retiring and other allowances and gratuities in respect of Public Services.*"
Question put and passed.
Whereupon, Mr. Garrett moved, That this Bill be carried to the Legislative Council with the following Message :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to provide a Superannuation Fund and to regulate the granting of retiring and other allowances and gratuities in respect of Public Services*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 7th April, 1864.*

Speaker.

Question put and passed.

5. Motions Withdrawn :—Mr. Holroyd withdrew the Motions standing in his name, Nos. 1 and 2, on the Notice Paper of Government Business for to-day.
6. *Rescission of Sessional Order* fixing Limitation of Business Hours (*Sessional Order*) :—Mr. Eagar moved, pursuant to notice, That, for the remainder of the present Session, the Sessional Order, prohibiting any new business from being entered on after Eleven o'clock, p.m., be rescinded.
Debate ensued.
Question put.
The House divided.

Ayes, 20.

Mr. W. Forster,	Mr. Lackey,
Mr. Eagar,	Mr. Mate,
Mr. Holroyd,	Mr. Gordon,
Mr. Wilson,	Mr. Macleay,
Mr. Wisdom,	Mr. Weekes,
Mr. Close,	<i>Tellers.</i>
Mr. Raper,	
Mr. Dalgleish,	Mr. Leary,
Mr. Emanuel,	Mr. Morris.
Dr. Lang,	
Mr. Cummings,	
Mr. Garrett,	
Mr. Dangar,	

Noes, 11.

Mr. Robertson,
Mr. Smart,
Mr. Lucas,
Mr. Piddington,
Mr. Terry,
Mr. Walker,
Mr. Stewart,
Mr. Tighé,
Mr. Harpur,
<i>Tellers.</i>
Mr. Burdekin,
Mr. Hart.

7. Motion Withdrawn :—Mr. Eagar withdrew the Motion standing in his name, No. 4 on the Notice Paper of Government Business for to-day.
8. Supply :—The Order of the Day for the resumption of the Committee of Supply having been read; on motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into the said Committee.

And the Committee having continued to sit till after Midnight,—

FRIDAY, 8 APRIL, 1864, A.M.

The Chairman reported progress, and obtained leave to sit again To-morrow.

9. Messages :—The Speaker reported the following Messages from the Legislative Council, received while the House was in Committee of Supply :—

(1.) Cattle Export Bill :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to regulate the Exportation of Cattle from the Ports of Sydney Newcastle and Eden,*"—returns the same to the Legislative Assembly, without Amendment.

*Legislative Council Chamber,
Sydney, 7th April, 1864.*

GEORGE ALLEN,
Chairman Presiding.

(2.)

(2.) Member of Legislative Council as Witness :—

MR. SPEAKER,

In answer to the Message from the Legislative Assembly, dated the 1st April, 1864, requesting leave for the Honorable Charles Kemp, a Member of the Legislative Council, to attend and be examined before a Select Committee of the Legislative Assembly, appointed "to inquire into and report upon the Petition of Mr. J. Harris and others, relative to the Railway through the Ultimo Estate"—the Council acquaints the Assembly that leave has been granted to its said Member to attend and be examined by the said Committee, if he think fit.

Legislative Council Chamber,
Sydney, 7th April, 1864.

GEORGE ALLEN,
Chairman Presiding.

The House adjourned, on motion of Mr. Martin, at fourteen minutes after Twelve o'clock A.M., until Three o'clock P.M. This Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

FRIDAY, APRIL 8.

QUESTIONS :—

1. MR. GARRETT *to ask* THE COLONIAL TREASURER,—
 - (1.) Is it a fact that recently a plate, bearing the name of D. C. Dalgleish, as Assignee of Minor King, Patentee, has been placed on the Quartz Crushing Machinery at the Mint?
 - (2.) If so, by whose orders was it so placed?
 - (3.) When was the machinery first erected?
 - (4.) How long after was the plate placed upon it?
 - (5.) Did Mr. King ever make any claim upon the Government for the use of his patent?
 - (6.) Is any payment now made to Mr. D. C. Dalgleish for the use of the patent; if so, how much, and when did such payment commence?
 - (7.) Has it been ascertained, beyond all doubt, that the machinery used at the Mint is Mr. King's patent?
2. MR. WEEKES *to ask* THE SECRETARY FOR FINANCE AND TRADE,—Have the Government arrived at any determination respecting the provision to be made for the Families of those who perished while employed in the Lifeboat at Newcastle?
3. MR. WALKER *to ask* THE COLONIAL SECRETARY,—Do the Government intend to continue the services of, or restore any of the Drill Instructors to the Volunteer Rifle Companies; and if so, to what extent?
4. MR. TIGHE *to ask* THE SECRETARY FOR LANDS,—Have the Government any special reasons for withholding from Mr. Samuel Sealey the lease of forty acres of Mineral Land at the Four-Mile Creek, near Maitland—the Land in question having been selected by Mr. Sealey, nearly three years ago, under the "Crown Lands Occupation Act of 1861;" and (if there are no reasons for withholding it) when will the lease be issued?
5. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—
 - (1.) Whether the fines collected from the men belonging to the Naval Brigade, now about to be disbanded, have been paid back?
 - (2.) If not, to what fund have those fines been carried?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRIS *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
2. MR. LACKEY *to move*, That the Report of the Select Committee in the Case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
3. MR. HART *to move*,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.

4. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.
5. MR. TIGHE to move, That the Report of the Select Committee on the Claim of Robert Stewart to land in Illawarra, brought up by him on the 11th March, be now adopted.
6. MR. PIDDINGTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—
 “Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 “Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
7. MR. TERRY to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
8. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
9. MR. DANGAR to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 - (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 - (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.
10. MR. MORRICE to move, That this House will, on Friday, the 8th April, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding £750, equal to public contribution, may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress in the District of Camden, arising out of Rust in Wheat and recent Floods.

ORDERS OF THE DAY :—

1. Exchange of Land Scots Church Jamison-street Legalizing Bill; second reading.
2. Proposed System of Local Self Government :—Debate on the Motion of Mr. Sadleir :—
 “(1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 “(2.) That the said Resolution be communicated, by Address, to His Excellency the Governor.”
3. Agricultural Distress—Consideration in Committee of an Address to the Governor, praying for Funds for the Relief of.
4. Queensland Steam Navigation Company's Incorporation Bill; to be considered in Committee.
5. Seamen's Laws Amendment and Consolidation Bill :—Consideration in Committee of Legislative Council's Message in reference to Amendments in this Bill.
6. Insolvency Jurisdiction Bill; second reading.
7. Trade and Commerce Laws Amendment Bill; second reading.
8. Resumption of the Adjourned Debate on motion of Mr. Mate,—“That the Report of the Select Committee on the Petition of Robert Stewart, brought up on the 20th October, 1863, “be” now adopted by this House,”—upon which Mr. R. Forster had moved, by way of Amendment, that all the words after the word “be” be omitted, with a view to inserting in their place the words, “re-committed to the former Committee, for the purpose of taking further evidence, and reporting thereon.”
9. Smoke Nuisance Abatement Bill; second reading.
10. Debate on the Motion of Mr. Macleay, “That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”
11. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
12. Dog Nuisance Abatement Bill; second reading.

13. Elementary Education Bill; second reading.
14. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
15. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
16. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
17. Municipalities Law Amendment Bill; to be considered in Committee.
18. Law of Evidence in Criminal Cases Amendment Bill; second reading.
19. Juvenile Reformatories Bill; second reading.
20. District Courts Act Amendment Bill; second reading.
21. Impounding Bill; to be further considered in Committee.
22. Church and School Lands Trust Bill; to be further considered in Committee.
23. Lunacy and Lunatic Asylums Bill; second reading.
24. Presbyterian College Bill; to be further considered in Committee.
25. Metropolitan Corporation Bill; to be further considered in Committee.
26. Acts Extension Rescinding Bill; second reading.
27. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Supply; Resumption of the Committee.
2. Customs Indemnity Bill; consideration in Committee of the Legislative Council's Amendment in this Bill.
3. Official Salaries Bill; second reading.
4. Ways and Means; Resumption of the Committee.

TUESDAY, APRIL 12.

QUESTIONS:—

1. MR. BURDEKIN *to ask* THE ATTORNEY GENERAL,—Have the Government considered the necessity of introducing, next Session, some measure for preventing the devastating inundations to which the alluvial lands of the Hawkesbury are exposed?
2. MR. GARRETT *to ask* THE COLONIAL SECRETARY,—
 - (1.) What was the number of Superintendents, and Inspectors, and Sub-Inspectors of Police actually employed on the 15th October last?
 - (2.) What was the number of Police, of other ranks, respectively employed on the above date?

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. EAGAR *to move*, That this House will, on Wednesday next, resolve itself into a Committee of the Whole, to consider the desirability of introducing a Bill “to remove doubts respecting Duties of Customs.”
2. MR. EAGAR *to move*, That, in addition to the Days set apart by Sessional Order for despatch of business, this House, unless otherwise ordered, shall meet for despatch of business on Monday and Saturday in each week, and that Government Business shall take precedence on the days specified.

WEDNESDAY, APRIL 13.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. HOLROYD *to move*, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
 2. MR. HOLROYD *to move*, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.
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New South Wales.

No. 137.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 8 APRIL, 1864.

There being only Eighteen Members present, exclusive of the Speaker, namely,—
Mr. Bell, Mr. Dalgleish, Mr. Dangar, Mr. Eagar, Mr. W. Forster, Mr. Garrett,
Mr. Hart, Mr. Holroyd, Mr. Lackey, Mr. Leary, Mr. Mate, Mr. Morris,
Mr. Stewart, Mr. Sutherland, Mr. Tighe, Mr. Walker, Mr. Wilson, and
Mr. Wisdom,—the Speaker adjourned the House, at half-past Three o'clock,
until Tuesday next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, APRIL 12.

QUESTIONS :—

1. MR. BURDEKIN *to ask* THE ATTORNEY GENERAL,—Have the Government considered the necessity of introducing, next Session, some measure for preventing the devastating inundations to which the alluvial lands of the Hawkesbury are exposed?
2. MR. GARRETT *to ask* THE COLONIAL SECRETARY,—
 - (1.) What was the number of Superintendents, and Inspectors, and Sub-Inspectors of Police actually employed on the 15th October last?
 - (2.) What was the number of Police, of other ranks, respectively employed on the above date?
3. MR. GARRETT *to ask* THE COLONIAL TREASURER,—
 - (1.) Is it a fact that recently a plate, bearing the name of D. C. Dalgleish, as Assignee of Minor King, Patentee, has been placed on the Quartz Crushing Machinery at the Mint?
 - (2.) If so, by whose orders was it so placed?
 - (3.) When was the machinery first erected?
 - (4.) How long after was the plate placed upon it?

(5.)

- (5.) Did Mr. King ever make any claim upon the Government for the use of his patent?
- (6.) Is any payment now made to Mr. D. C. Dalgleish for the use of the patent; if so, how much, and when did such payment commence?
- (7.) Has it been ascertained, beyond all doubt, that the machinery used at the Mint is Mr. King's patent?
4. MR. WEEKES *to ask* THE SECRETARY FOR FINANCE AND TRADE;—Have the Government arrived at any determination respecting the provision to be made for the Families of those who perished while employed in the Lifeboat at Newcastle?
5. MR. WALKER *to ask* THE COLONIAL SECRETARY,—Do the Government intend to continue the services of, or restore any of the Drill Instructors to the Volunteer Rifle Companies; and if so, to what extent?
6. MR. TIGHE *to ask* THE SECRETARY FOR LANDS,—Have the Government any special reasons for withholding from Mr. Samuel Sealey the lease of forty acres of Mineral Land at the Four-Mile Creek, near Maitland—the Land in question having been selected by Mr. Sealey, nearly three years ago, under the “Crown Lands Occupation Act of 1861;” and (if there are no reasons for withholding it) when will the lease be issued?
7. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—
- (1.) Whether the fines collected from the men belonging to the Naval Brigade, now about to be disbanded, have been paid back?
- (2.) If not, to what fund have those fines been carried?

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. EAGAR *to move*, That this House will, on Wednesday next, resolve itself into a Committee of the Whole, to consider the desirability of introducing a Bill “to remove doubts respecting Duties of Customs.”
2. MR. EAGAR *to move*, That, in addition to the Days set apart by Sessional Order for despatch of business, this House, unless otherwise ordered, shall meet for despatch of business on Monday and Saturday in each week, and that Government Business shall take precedence on the days specified.

ORDERS OF THE DAY:—

1. Supply; Resumption of the Committee.
2. Customs Indemnity Bill; consideration in Committee of the Legislative Council's Amendment in this Bill.
3. Official Salaries Bill; second reading.
4. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MORRIS *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
2. MR. LACEY *to move*, That the Report of the Select Committee in the Case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
3. MR. HART *to move*,—
- (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
- (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
- (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
4. MR. HART *to move*, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.
5. MR. TIGHE *to move*, That the Report of the Select Committee on the Claim of Robert Stewart to land in Illawarra, brought up by him on the 11th March, be now adopted.
6. MR. PIDDINGTON *to move*,—
- (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—
- “Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
- “Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
- this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
- (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

7. MR. TERREY to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
8. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
9. MR. DANGAR to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 - (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 - (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.
10. MR. MORRICE to move, That this House will, on Friday, the 8th April, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding £750, equal to public contribution, may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress in the District of Camden, arising out of Rust in Wheat and recent Floods.

ORDERS OF THE DAY :—

1. Exchange of Land Scots Church Jamison-street Legalizing Bill ; second reading.
2. Proposed System of Local Self Government :—Debate on the Motion of Mr. Sadleir :—
 - “ (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 - “ (2.) That the said Resolution be communicated, by Address, to His Excellency the Governor.”
3. Agricultural Distress—Consideration in Committee of an Address to the Governor, praying for Funds for the Relief of.
4. Queensland Steam Navigation Company's Incorporation Bill ; to be considered in Committee.
5. Seamen's Laws Amendment and Consolidation Bill :—Consideration in Committee of Legislative Council's Message in reference to Amendments in this Bill.
6. Insolvency Jurisdiction Bill ; second reading.
7. Trade and Commerce Laws Amendment Bill ; second reading.
8. Resumption of the Adjourned Debate on motion of Mr. Mate,—“ That the Report of the Select Committee on the Petition of Robert Stewart, brought up on the 20th October, 1863, “ be ” now adopted by this House,”—upon which Mr. R. Forster had moved, by way of Amendment, that all the words after the word “ be ” be omitted, with a view to inserting in their place the words, “ re-committed to the former Committee, for the purpose of taking further evidence, and reporting thereon.”
9. Smoke Nuisance Abatement Bill ; second reading.
10. Debate on the Motion of Mr. Macleay, “ That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”
11. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
12. Dog Nuisance Abatement Bill ; second reading.
13. Elementary Education Bill ; second reading.
14. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
15. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
16. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
17. Municipalities Law Amendment Bill ; to be considered in Committee.
18. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
19. Juvenile Reformatories Bill ; second reading.
20. District Courts Act Amendment Bill ; second reading.
21. Impounding Bill ; to be further considered in Committee.
22. Church and School Lands Trust Bill ; to be further considered in Committee.

23. Lunacy and Lunatic Asylums Bill ; second reading.
 24. Presbyterian College Bill ; to be further considered in Committee.
 25. Metropolitan Corporation Bill ; to be further considered in Committee.
 26. Acts Extension Rescinding Bill ; second reading.
 27. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.
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WEDNESDAY, APRIL 13.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
 2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.
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New South Wales.

No. 138.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 12 APRIL, 1864.

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

Questions on Notice Paper for to-day:—

- (1.) Inundations of the River Hawkesbury:—Mr. Burdekin asked the Attorney General, pursuant to Notice No. 1,—Have the Government considered the necessity of introducing, next Session, some measure for preventing the devastating inundations to which the alluvial lands of the Hawkesbury are exposed?

Mr. Martin answered:—The Government have not yet considered the matter to which the Honorable Member's Question refers.

- (2.) Number of Police employed on 15th October last:—Mr. Garrett asked the Colonial Secretary, pursuant to Notice No. 2,—

(1.) What was the number of Superintendents, and Inspectors, and Sub-Inspectors of Police actually employed on the 15th October last?

(2.) What was the number of Police, of other ranks, respectively employed on the above date?

Mr. W. Forster answered:—In answer to the Honorable Member's two Questions, I will read a statement now before me:—8 Superintendents, 6 Inspectors, 19 Sub-Inspectors, 54 first class Serjeants, 70 second class Serjeants, 157 Senior Constables, 666 Constables, 30 Supernumeraries.

- (3.) Quartz Crushing Machinery at Sydney Mint:—Mr. Garrett asked the Colonial Treasurer, pursuant to Notice No. 3,—

(1.) Is it a fact that recently a plate, bearing the name of D. C. Dalgleish, as Assignee of Minor King, Patentee, has been placed on the Quartz Crushing Machinery at the Mint?

(2.) If so, by whose orders was it so placed?

(3.) When was the machinery first erected?

(4.) How long after was the plate placed upon it?

(5.) Did Mr. King ever make any claim upon the Government for the use of his patent?

(6.) Is any payment now made to Mr. D. C. Dalgleish for the use of the patent; if so, how much, and when did such payment commence?

(7.) Has it been ascertained, beyond all doubt, that the machinery used at the Mint is Mr. King's patent?

Mr. Eagar answered:—

(1.) Yes.

(2.) By the order of the Deputy Master of the Mint, consequent on the application of Mr. Dalgleish, made to, and approved of by, the Colonial Secretary.

(3.) The 19th September, 1861.

(4.) Two years and four months.

(5.) If the Honorable Member means "pecuniary claim"—none whatever.

(6.) No.

(7.) The Attorney General has given his opinion that "the essential parts of Mr. King's invention have been adopted at the Mint,"—upon which opinion the Government have acted. I may add that, if the Honorable Member desires further information, the Government will have no objection to lay the whole of the papers on the Table.

(4.)

(4.) Families of Lost Crew of Lifeboat at Newcastle :—Mr. Weekes asked the Secretary for Finance and Trade, pursuant to Notice No. 4,—Have the Government arrived at any determination respecting the provision to be made for the Families of those who perished while employed in the Lifeboat at Newcastle?

Mr. Eagar answered :—In answer to the Honorable Member's Question, I beg to state that suitable provision will be submitted to the Assembly before the close of the Session.

(*Mr. Walker not asking the Question standing in his name, No. 5, it dropped.*)

(5.) Mineral Land Selected by Mr. Samuel Sealey :—Mr. Tighe asked the Secretary for Lands, pursuant to Notice No. 6,—Have the Government any special reasons for withholding from Mr. Samuel Sealey the lease of forty acres of Mineral Land at the Four-Mile Creek, near Maitland—the Land in question having been selected by Mr. Sealey, nearly three years ago, under the "Crown Lands Occupation Act of 1861;" and (if there are no reasons for withholding it) when will the lease be issued?

Mr. Wilson answered :—There is no reason for withholding the lease. The delay in its preparation has been partly unavoidable, but it will be completed in about a week.

(6.) Naval Brigade :—Mr. Dangar asked the Colonial Secretary, pursuant to Notice No. 7,—

(1.) Whether the fines collected from the men belonging to the Naval Brigade, now about to be disbanded, have been paid back?

(2.) If not, to what fund have those fines been carried?

Mr. W. Forster answered :—I deny the statements in the Honorable Member's Questions, that fines have been collected by the Government from the men belonging to the Naval Brigade, or that the corps are about to be disbanded.

2. Vacant Seat :—The Speaker having reported that he had received a letter from Samuel William Gray, Esquire, dated the 2nd instant, resigning his Seat as Member for the Electoral District of Kiama;—

Mr. Martin moved, That the Seat of Samuel William Gray, Esquire, as Member for the Electoral District of Kiama, hath become and is now vacant, by reason of the Resignation thereof by the said Samuel William Gray, Esquire.

Question put and passed.

3. Papers :—

(1.) Mr. Eagar laid upon the Table, the undermentioned Papers :—

(1.) Despatch, (Circular) dated 25 January, 1864, from the Duke of Newcastle, (with Enclosure) respecting Increased Rates of Postage on Letters from England to the Australasian Colonies.

(2.) Trust Moneys Deposit Account, from 1st April 1863, to 31st March, 1864. Ordered to be printed.

(2.) Mr. Holroyd laid upon the Table, Return to Order, in reference to "Passenger and Goods Traffic on Railways," made by this House, on motion of Mr. Alexander, on 29th March, 1864.

Ordered to be printed.

(3.) Mr. Wilson laid upon the Table, the undermentioned Papers;—

(1.) Further Return to Order, in reference to "Defaulting Contractors," made by this House, on motion of Mr. Dangar, on 1st September, 1863.

(2.) Return to Address, in reference to "Manus Strain v. Mr. Ex-Gold Commissioner Cooper," adopted by this House, on motion of Mr. Wisdom, on 29th March, 1864.

Ordered to be printed.

(3.) Return to Address, in reference to "Lands set apart for Episcopal Residences," adopted by this House, on motion of Mr. W. Forster, on 14th August, 1863.

4. Motion Withdrawn :—Mr. Terry withdrew the Motion standing in his name, No. 7 on the Notice Paper of Other Business for to-day.

5. David Moores :—Mr. Dangar presented a Petition from David Moores, late Foreman of the Stationery Department of the Government Stores, representing that his services in the employment of the Government were dispensed with under the circumstances therein set forth; and that, in consequence of their being so dispensed with (not from incapacity or misconduct on his part), he has suffered serious injury;—and praying favourable consideration of his case. Petition received.

6. Motions Withdrawn :—Mr. Dangar withdrew the Motions standing in his name, Nos. 8 and 9 on the Notice Paper of Other Business for to-day.

7. Mr. James K. Montgomery—Claim for Compensation :—Mr. Driver, *with the concurrence of the House*, moved, without notice, That Mr. Wilson and Mr. W. Forster be added to the Select Committee now sitting on "Mr. James K. Montgomery—Claim for Compensation." Question put and passed.

8. Customs Duties Interpretation Bill :—Mr. Eagar moved, pursuant to notice, That this House will, on Wednesday next, resolve itself into a Committee of the Whole, to consider the desirability of introducing a Bill "to remove doubts respecting Duties of Customs." Question put and passed.

9. Motion Withdrawn :—Mr. Eagar withdrew the Motion standing in his name, No. 2 on the Notice Paper of Government Business for to-day.

10. Postponement :—The Order of the Day, No. 1 of Government Business postponed, on motion of Mr. Eagar, until the Order of the Day No. 2 of Government Business shall have been disposed of.
11. Customs Indemnity Bill (Order of the Day No. 2 of Government Business) :—On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the whole for the consideration of the Amendment made in this Bill by the Legislative Council.
The Chairman having reported that the Committee had agreed to the Amendment made in this Bill by the Legislative Council,—
Mr. Eagar moved, That this report be now adopted by this House.
And a Question being raised, whether the Legislative Council, in amending this Bill, had not interfered with the privileges of this House—and the Speaker stating that, in his view of the Bill, which did not authorize the collection or retention of the Duties illegally levied, the Council had not so interfered,—
Question,—That this report be now adopted by this House,—put and passed.
Whereupon, Mr. Eagar moved, That the following Message be carried to the Legislative Council :—
- MR. PRESIDENT,
The Legislative Assembly has this day agreed to the Amendment made by the Legislative Council, in the Bill, intituled "*An Act to indemnify the Collector and Officers of Customs in respect of the collection of certain Duties without the sanction of law.*"
Legislative Assembly Chamber,
Sydney, 12th April, 1864. Speaker.
- Question put and passed.
12. Supply :—The Order of the Day (No. 1 of Government Business) for the resumption of the Committee of Supply having been read ;—on motion of Mr. Wilson, the Speaker left the Chair, and the House resolved itself into the said Committee.

And the Committee having continued to sit till after Midnight :—

WEDNESDAY, 13 APRIL, 1864, A.M.

The Chairman reported that there was not a Quorum of Members present in the Committee.

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

The Chairman reported progress, and obtained leave to sit again at a later hour this day.

The House adjourned, on motion of Mr. W. Forster, at a quarter past Twelve o'clock A.M., until Three o'clock P.M. This Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

WEDNESDAY, APRIL 13.

QUESTIONS:—

1. MR. DRIVER *to ask* THE ATTORNEY GENERAL,—
(1.) Have any complaints been made as to the unhealthy and unsafe condition of the Building used as the Sydney District Court?
(2.) Is it intended to repair the same, or erect a new Building?
2. MR. DANGAR *to ask* THE COLONIAL TREASURER,—If Advertisements from his Department are inserted in the *Sydney Morning Herald*, and not in the *Empire*?
3. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—If Advertisements from his Department are inserted in the *Sydney Morning Herald*, and not in the *Empire*?

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.
3. MR. EAGAN to move, That, in addition to the Days set apart by Sessional Order for despatch of business, this House, unless otherwise ordered, shall meet for despatch of business on Monday and Saturday in each week, and that Government Business shall take precedence on the days specified.

ORDERS OF THE DAY:—

1. Customs Duties Interpretation Bill; consideration in Committee of the propriety of introducing this Bill.
2. Supply; Resumption of the Committee.
3. Official Salaries Bill; second reading.
4. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That there be laid upon the Table of this House, a Return shewing the number of times, during the last Twelve months, that the Superintendent of Pilots, Light-houses, and Harbours, has visited and inspected the following Harbours, Pilot Stations, and Light-houses:—

Harbour and Pilot Stations.

Newcastle.
Manning River.
M'Leay River.
Clarence River.
Richmond River.
Port Macquarie.
Moruya.
Wollongong.
Kiama.
Bellambi.
Jerringong.
Twofold Bay.

Light-houses.

Newcastle.
Cape St. George.
Port Stephens.
Port Jackson.
Lightship "Bramble."
Fort Denison.
Gabo Island.
Wilson's Promontory.
Kent's Group.
King's Island.

2. MR. DANGAR to move, That the Petition, presented by him on the 12th of April, from David Moores, relative to the loss of his Government situation, be printed.
3. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
4. MR. LACKEY to move, That the Report of the Select Committee in the Case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
5. MR. HART to move,—
(1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
(2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
(3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.

6. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.
7. MR. TIGHE to move, That the Report of the Select Committee on the Claim of Robert Stewart to land in Illawarra, brought up by him on the 11th March, be now adopted.
8. MR. PIDDINGTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
9. MR. MORRICE to move, That this House will, on Friday, the 8th April, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding £750, equal to public contribution, may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress in the District of Camden, arising out of Rust in Wheat and recent Floods.

ORDERS OF THE DAY :—

1. Exchange of Land Scots Church Jamison-street Legalizing Bill; second reading.
2. Proposed System of Local Self Government :—Debate on the Motion of Mr. Saddleir :—
 - “ (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 - “ (2.) That the said Resolution be communicated, by Address, to His Excellency the Governor.”
3. Agricultural Distress—Consideration in Committee of an Address to the Governor, praying for Funds for the Relief of.
4. Queensland Steam Navigation Company's Incorporation Bill; to be considered in Committee.
5. Seamen's Laws Amendment and Consolidation Bill :—Consideration in Committee of Legislative Council's Message in reference to Amendments in this Bill.
6. Insolvency Jurisdiction Bill; second reading.
7. Trade and Commerce Laws Amendment Bill; second reading.
8. Resumption of the Adjourned Debate on motion of Mr. Mate,—“ That the Report of the Select Committee on the Petition of Robert Stewart, brought up on the 20th October, 1863, “ be ” now adopted by this House,”—upon which Mr. R. Forster had moved, by way of Amendment, that all the words after the word “ be ” be omitted, with a view to inserting in their place the words, “ re-committed to the former Committee, for the purpose of taking further evidence, and reporting thereon.”
9. Smoke Nuisance Abatement Bill; second reading.
10. Debate on the Motion of Mr. Macleay, “ That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”
11. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
12. Dog Nuisance Abatement Bill; second reading.
13. Elementary Education Bill; second reading.
14. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
15. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
16. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“ That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
17. Municipalities Law Amendment Bill; to be considered in Committee.
18. Law of Evidence in Criminal Cases Amendment Bill; second reading.
19. Juvenile Reformatories Bill; second reading.
20. District Courts Act Amendment Bill; second reading.
21. Impounding Bill; to be further considered in Committee.
22. Church and School Lands Trust Bill; to be further considered in Committee.

23. Lunacy and Lunatic Asylums Bill; second reading.
24. Presbyterian College Bill; to be further considered in Committee.
25. Metropolitan Corporation Bill; to be further considered in Committee.
26. Acts Extension Rescinding Bill; second reading.
27. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

THURSDAY, APRIL 14.

QUESTIONS :—

1. DR. LANG *to ask* THE SECRETARY FOR LANDS,—Whether the Government intend to take any steps to ensure to the Free Selectors of the Southern Districts, and of the Colony generally, the rights supposed to be guaranteed to them under the Colonial Lands Acts, and of which they conceive they are deprived, by the recent decision of the Moama Bench, in the case of Maiden *versus* Main?
2. DR. LANG *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether it is the intention of the Government to erect new Quarters for the Signal Master at the South Head; the present quarters being in an extremely dilapidated condition, and condemned for several years past?
3. MR. RAFFER *to ask* THE SECRETARY FOR LANDS,—Whether the grant of land at Wingecarrabbe, promised to a cotton growing Company, has reverted to the Government; and, if so, whether it is now open to selection by conditional purchasers?

FRIDAY, APRIL 15.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. TERRY *to move*, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
2. MR. PIDDINGTON *to move*, That there be laid upon the Table of this House, a Return (prepared in the form marked A, in the Ways and Means Estimate for 1863-4) shewing a statement of Balances in the various Banks in the Colony, and in London, distinguishing in Columns,—
 - (1.) The gross balances, on the 31st of March, 1864, in Treasury books.
 - (2.) Less drafts, by public officers, to 31st March, 1864, paid by Bank.
 - (3.) Net balances, available in Bank, on 31st March, 1864.
 Also, distinguishing the following accounts,—Consolidated Revenue, Loans Fund, Assessment on Sheep, Church and School Fund, Lodgments Suspense Account.
3. MR. DANGAR *to move*,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
4. MR. DANGAR *to move*, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 - (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 - (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.

New South Wales.

No. 139.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 13 APRIL, 1864.

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

Questions on Notice Paper for to-day :—

- (1.) Sydney District Court Building:—Mr. Driver asked the Attorney General, pursuant to Notice No. 1,—

(1.) Have any complaints been made as to the unhealthy and unsafe condition of the Building used as the Sydney District Court?

(2.) Is it intended to repair the same, or erect a new Building?

Mr. Martin answered :—

(1.) No complaints have been made to the present Administration in reference to the Sydney District Court. I believe that upwards of two years ago complaints were made to the late Administration in reference to that Court.

(2.) The Ministry have no present intention to erect a new Building for the Sydney District Court. Any repairs that may be absolutely required for the present Building will be attended to in due course.

- (2.) Government Advertisements :—

(1.) Mr. Dangar asked the Colonial Secretary, pursuant to Notice No. 2,—If Advertisements from his Department are inserted in the *Sydney Morning Herald*, and not in the *Empire*?

Mr. Eagar answered :—Up to this date, Advertisements from the Treasury that, in my opinion, require more general publicity than is afforded by the *Government Gazette* have been inserted in the *Sydney Morning Herald*.

(2.) Mr. Dangar asked the Secretary for Public Works, pursuant to Notice No. 3,—If Advertisements from his Department are inserted in the *Sydney Morning Herald*, and not in the *Empire*?

Mr. Holroyd answered :—In consequence of the much larger circulation of the *Sydney Morning Herald* than of the *Empire*, I have generally ordered what few Advertisements are required (in addition to those inserted in the *Government Gazette*) to be inserted principally in the former journal.

2. Superintendent of Pilots, Light-houses, and Harbours (“*Formal*” *Motion*):—Mr. Lucas moved, pursuant to notice, That there be laid upon the Table of this House, a Return shewing the number of times, during the last Twelve months, that the Superintendent of Pilots, Light-houses, and Harbours, has visited and inspected the following Harbours, Pilot Stations, and Light-houses :—

Harbour and Pilot Stations.

Newcastle.
Manning River.
McLeay River.
Clarence River.
Richmond River.
Port Macquarie.
Moruya.
Wollongong.
Kiama.
Bellambi.
Jerringong.
Twofold Bay.

Light-houses.

Newcastle.
Cape St. George.
Port Stephens.
Port Jackson.
Lightship “*Bramble*.”
Fort Denison.
Gabo Island.
Wilson’s Promontory.
Kent’s Group.
King’s Island.

Question put and passed.

3.

3. David Moores, (*"Formal" Motion*) :—Mr. Dangar moved, pursuant to notice, That the Petition, presented by him on the 12th of April, from David Moores, relative to the loss of his Government situation, be printed.
Question put and passed.
Ordered to be printed.
4. Motions Withdrawn :—
(1.) Mr. Holroyd withdrew the Motions standing in his name, Nos. 1 and 2 on the Notice Paper of Government Business for to-day.
(2.) Mr. Eagar withdrew the Motion standing in his name, No. 3 on the Notice Paper of Government Business for to-day.
5. Paper :—Mr. Eagar laid upon the Table, Correspondence respecting Quartz Crushing Machine, Minor King's Patent, at Sydney Branch of Royal Mint,—
And moved, That the Correspondence be printed.
Debate ensued.
Question put and passed.
Ordered to be printed.
6. Goulburn Railway Terminus :—Mr. Alexander presented a Petition from certain Inhabitants of Goulburn, in favour of fixing the said Terminus on the Reserve, on the western side of the Mulwarree Ponds, rather than in the vicinity of the Fitz Roy Bridge.
Petition received.
7. Motion for Adjournment :—Mr. J. T. Ryan moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
8. Customs Duties Interpretation Bill :—
(1.) On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of the propriety of introducing this Bill.
The Chairman reported the following Resolution :—
Resolved, That it is desirable to introduce a Bill "to remove doubts respecting Duties of Customs."
Mr. Eagar then moved, That this House do now adopt this Resolution.
Question put and passed.
(2.) Mr. Eagar having presented this Bill, Bill, intituled, "*A Bill to remove doubts respecting Duties of Customs*," read a first time.
Ordered to be printed, and read a second time to-morrow.
9. Supply :—The Order of the Day for the resumption of the Committee of Supply having been read ;—Mr. Wilson moved, *That* the Speaker do now leave the Chair.
Mr. Leary moved, That the Question be amended by omitting all the words after the word *That*, with a view to inserting in their place the words "this Order of the Day, and all the intervening Business on the Paper, be postponed, until the Order of the Day for the consideration in Committee of the Queensland Steam Navigation Company's Incorporation Bill shall have been disposed of."
Debate ensued.
Proposed amendment by leave withdrawn.
Original Question then put and passed.
Whereupon, the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

And the Committee having continued to sit till after Midnight :—

THURSDAY, 14 APRIL, 1864, A.M.

The Chairman reported progress, and obtained leave to sit again at a later hour this day.

The House adjourned, on motion of Mr. Martin, at twenty-seven minutes before Two o'clock, A.M., until Three o'clock P.M. This Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, APRIL 14.

QUESTIONS :—

1. DR. LANG *to ask* THE SECRETARY FOR LANDS,—Whether the Government intend to take any steps to ensure to the Free Selectors of the Southern Districts, and of the Colony generally, the rights supposed to be guaranteed to them under the Colonial Lands Acts, and of which they conceive they are deprived, by the recent decision of the Moama Bench, in the case of *Maiden versus Main*?
2. DR. LANG *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether it is the intention of the Government to erect new Quarters for the Signal Master at the South Head; the present quarters being in an extremely dilapidated condition, and condemned for several years past?
3. MR. RAPER *to ask* THE SECRETARY FOR LANDS,—Whether the grant of land at Wingecarabbe, promised to a cotton growing Company, has reverted to the Government; and, if so, whether it is now open to selection by conditional purchasers?
4. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Will the Government place a Punt on the River at Singleton, to ply on hire, for the conveyance of goods from the Railway Station, as promised some weeks ago?
 - (2.) Have the Government been informed that more than two hundred drays have been detained by the floods on both sides of the River for many weeks past, from the Hunter River not being fordable?
5. MR. LACKEY *to ask* THE COLONIAL SECRETARY,—Whether the Government intend to give any compensation to the Drill Sergeants in connection with the Volunteer Force who have been recently dismissed?

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.
3. MR. EAGAR to move, That, in addition to the Days set apart by Sessional Order for despatch of business, this House, unless otherwise ordered, shall meet for despatch of business on Monday and Saturday in each week, and that Government Business shall take precedence on the days specified.

ORDERS OF THE DAY :—

1. Customs Duties Interpretation Bill; second reading.
2. Supply; Resumption of the Committee.
3. Official Salaries Bill; second reading.
4. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. ALEXANDER to move, That the Petition presented by him on the 13th April, from certain Inhabitants of Goulburn, respecting the site for the Goulburn Railway Terminus, be printed.
2. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
3. MR. LACKEY to move, That the Report of the Select Committee in the Case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
4. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.

5. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.
6. MR. TRANE to move, That the Report of the Select Committee on the Claim of Robert Stewart to land in Illawarra, brought up by him on the 11th March, be now adopted.
7. MR. PIDDINGTON to move,—
 (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—
 “Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 “Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
8. MR. MORRICE to move, That this House will, on Friday, the 8th April, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding £750, equal to public contribution, may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress in the District of Camden, arising out of Rust in Wheat and recent Floods.

ORDERS OF THE DAY:—

1. Exchange of Land Scots Church Jamison-street Legalizing Bill; second reading.
2. Proposed System of Local Self Government:—Debate on the Motion of Mr. Sadleir:—
 “(1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 “(2.) That the said Resolution be communicated, by Address, to His Excellency the Governor.”
3. Agricultural Distress—Consideration in Committee of an Address to the Governor, praying for Funds for the Relief of.
4. Queensland Steam Navigation Company's Incorporation Bill; to be considered in Committee.
5. Seamen's Laws Amendment and Consolidation Bill:—Consideration in Committee of Legislative Council's Message in reference to Amendments in this Bill.
6. Insolvency Jurisdiction Bill; second reading.
7. Trade and Commerce Laws Amendment Bill; second reading.
8. Resumption of the Adjourned Debate on motion of Mr. Mate,—“That the Report of the Select Committee on the Petition of Robert Stewart, brought up on the 20th October, 1863, “be” now adopted by this House,”—upon which Mr. R. Forster had moved, by way of Amendment, that all the words after the word “be” be omitted, with a view to inserting in their place the words, “re-committed to the former Committee, for the purpose of taking further evidence, and reporting thereon.”
9. Smoke Nuisance Abatement Bill; second reading.
10. Debate on the Motion of Mr. Macleay, “That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”
11. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
12. Dog Nuisance Abatement Bill; second reading.
13. Elementary Education Bill; second reading.
14. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
15. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
16. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
17. Municipalities Law Amendment Bill; to be considered in Committee.
18. Law of Evidence in Criminal Cases Amendment Bill; second reading.
19. Juvenile Reformatories Bill; second reading.
20. District Courts Act Amendment Bill; second reading.
21. Impounding Bill; to be further considered in Committee.
22. Church and School Lands Trust Bill; to be further considered in Committee.

23. Lunacy and Lunatic Asylums Bill; second reading.
24. Presbyterian College Bill; to be further considered in Committee.
25. Metropolitan Corporation Bill; to be further considered in Committee.
26. Acts Extension Rescinding Bill; second reading.
27. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, APRIL 15.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. TERRY to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
 2. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return (prepared in the form marked A, in the Ways and Means Estimate for 1863-4) shewing a statement of Balances in the various Banks in the Colony, and in London, distinguishing in Columns,—
 - (1.) The gross balances, on the 31st of March, 1864, in Treasury books.
 - (2.) Less drafts, by public officers, to 31st March, 1864, paid by Bank.
 - (3.) Net balances, available in Bank, on 31st March, 1864.
 Also, distinguishing the following accounts,—Consolidated Revenue, Loans Fund, Assessment on Sheep, Church and School Fund, Lodgments Suspense Account.
 3. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
 4. MR. DANGAR to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 - (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 - (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.
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New South Wales.

No. 140.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 14 APRIL, 1864.

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

Questions on Notice Paper for to-day :—

- (1.) Free Selectors :—Dr. Lang asked the Secretary for Lands, pursuant to Notice No. 1,—Whether the Government intend to take any steps to ensure to the Free Selectors of the Southern Districts, and of the Colony generally, the rights supposed to be guaranteed to them under the Colonial Lands Acts, and of which they conceive they are deprived, by the recent decision of the Moama Bench, in the case of Maiden *versus* Main?

Mr. Wilson answered :—The Government are not aware that the Free Selectors of the Southern Districts have been deprived of any rights by the decision of the Moama Bench; but, at the opening of the next Session of Parliament, an Impounding Bill will be introduced which will bear upon such cases.

- (2.) Quarters for Signal Master at South Head :—Dr. Lang asked the Secretary for Public Works, pursuant to Notice No. 2,—Whether it is the intention of the Government to erect new Quarters for the Signal Master at the South Head; the present quarters being in an extremely dilapidated condition, and condemned for several years past?

Mr. Holroyd answered :—Tenders have been invited for the Repair of the Dwelling attached to the Signal Station at South Head, to be opened on the 26th instant.

- (3.) Land suitable for Cotton Growing, reserved at Wingecarrabbe :—Mr. Raper asked the Secretary for Lands, pursuant to Notice No. 3,—Whether the grant of land at Wingecarrabbe, promised to a cotton growing Company, has reverted to the Government; and, if so, whether it is now open to selection by conditional purchasers?

Mr. Wilson answered :—No grant of this character has ever been made. Certain land in this locality, selected as suitable for cotton growing, has been reserved from sale to meet the provisions of the Act, 26 Victoria, No. 1. The period within which, according to the terms of that Act, a selection can be made, has not yet expired. In the meantime the land is not open to selection by conditional purchasers.

(Mr. Dangar not asking the Question standing in his name, No. 4, it dropped.)

- (4.) Drill Sergeants of Volunteer Force :—Mr. Lackey asked the Colonial Secretary, pursuant to Notice, No. 5,—Whether the Government intend to give any compensation to the Drill Sergeants in connection with the Volunteer Force who have been recently dismissed?

Mr. W. Forster answered :—The Government have no authority to give any such compensation.

2. Presbyterian College Bill :—Dr. Lang presented the undermentioned Petitions, praying, respectively, that this Bill may be passed :—

(1.) From certain Presbyterians and other Protestants residing in the Macquarie Gold Fields in the Western District.

(2.) From certain Presbyterian Inhabitants of Nerrigundah and its vicinity.
Petitions received.

3. Motions Withdrawn :—

(1.) Mr. Holroyd withdrew the Motions standing in his name, Nos. 1 and 2 on the Notice Paper of Government Business for to-day.

(2.) Mr. Eagar withdrew the Motion standing in his name, No. 3 on the Notice Paper of Government Business for to-day.

4. Postponement:—The Order of the Day, (No. 1 of Government Business), for the second reading of the Customs Duties Interpretation Bill, postponed, on motion of Mr. Eagar, until to-morrow.
5. Supply:—The Order of the Day, (No. 2 of Government Business), for the resumption of the Committee of Supply, having been read;—
Mr. Holroyd moved, *That* this Order of the Day, and all the intervening Business on the Paper, be postponed, until the Order of the Day, (No. 4 of Other Business), for the consideration in Committee of the Queensland Steam Navigation Company's Incorporation Bill shall have been disposed of.
Debate ensued.
Mr. Piddington moved, That the Question be amended by omitting all the words after the word *That*, with a view to inserting in their place the words "the Orders of the Day of Government Business, and the Notices of Motion, be postponed, until the Private Orders of the Day be considered."
Debate continued.
And Mr. Piddington asking leave to withdraw his Amendment, in order to admit of a proposed withdrawal of the Original Motion,—and there being a voice dissentient from such leave, upon the Speaker asking the pleasure of the House thereon,—
Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
Question,—That the words proposed to be inserted in the place of the words omitted, be there inserted,—put and negatived.
Whereupon, on motion of Mr. Holroyd, the Speaker left the Chair, and the House resolved itself into a Committee of Supply.
The Chairman reported that there was not a Quorum of Members present in the Committee.
Whereupon, the Speaker counted the House; and there being a Quorum present, the Committee resumed.

And the Committee having continued to sit till after Midnight:—

FRIDAY, 15 APRIL, 1864, A.M.

The Chairman reported progress, and obtained leave to sit again on Tuesday next. The House adjourned, on motion of Mr. W. Forster, at fourteen minutes before One o'clock, A.M., until Three o'clock P.M. This Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, APRIL 15.

QUESTIONS :—

1. MR. BURDEKIN *to ask* THE COLONIAL TREASURER,—Has it been decided to remove the Post Office from Nundle to Oakenville Creek; if so, at what date, and on whose recommendation?
2. MR. GARRETT *to ask* THE COLONIAL SECRETARY,—
 - (1.) Has any reward been awarded to the Police engaged in the recent capture of three Bushrangers in the District of Bombala, and whilst under arms, and who have been since convicted and sentenced?
 - (2.) If so, what was the amount of reward paid to each of the police engaged, and is it intended to mark approval of the conduct of the Police by promotion?
 - (3.) Has any, and if any, what amount of reward been paid to any persons, besides the police, engaged, or assisting in the above captures?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. TERRY to move, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
2. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return (prepared in the form marked A, in the Ways and Means Estimate for 1863-4) shewing a statement of Balances in the various Banks in the Colony, and in London, distinguishing in Columns,—
 - (1.) The gross balances, on the 31st of March, 1864, in Treasury Books.
 - (2.) Less drafts, by public officers, to 31st March, 1864, paid by Bank.
 - (3.) Net balances, available in Bank, on 31st March, 1864.
 Also, distinguishing the following accounts,—Consolidated Revenue, Loans Fund, Assessment on Sheep, Church and School Fund, Lodgments Suspense Account.
3. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
4. MR. DANGAR to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 - (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 - (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.
5. MR. GARRETT to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Additional Estimate for 1864, a sum not exceeding £8,000, for the purpose of extending the Line of Telegraph from the proposed Terminus at Cooma, *via* Bombala, Panbula, and Merrimbula, to the Light-house at Eden.
6. MR. GARRETT to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Additional Estimate for 1864, a sum of money not exceeding £4,000, for the purpose of extending the Coast Line of Telegraph from the present Terminus at Kiama, to the Light-house at Jervis Bay.
7. MR. ALEXANDER to move, That the Petition presented by him on the 13th April, from certain Inhabitants of Goulburn, respecting the site for the Goulburn Railway Terminus, be printed.
8. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
9. MR. LACKEY to move, That the Report of the Select Committee in the Case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
10. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.)

- (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
- (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
11. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.
12. MR. TIGHE to move, That the Report of the Select Committee on the Claim of Robert Stewart to land in Illawarra, brought up by him on the 11th March, be now adopted.
13. MR. PIDDINGTON to move,—
 (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—
 “Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.
 “Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—
 this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
14. MR. MORRICE to move, That this House will, on Friday, the 8th April, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding £750, equal to public contribution, may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress in the District of Camden, arising out of Rust in Wheat and recent Floods.

ORDERS OF THE DAY:—

1. Exchange of Land Scots Church Jamison-street Legalizing Bill; second reading.
2. Proposed System of Local Self Government:—Debate on the Motion of Mr. Sadleir:—
 “(1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 “(2.) That the said Resolution be communicated, by Address, to His Excellency the Governor.”
3. Agricultural Distress—Consideration in Committee of an Address to the Governor, praying for Funds for the Relief of.
4. Queensland Steam Navigation Company's Incorporation Bill; to be considered in Committee.
5. Seamen's Laws Amendment and Consolidation Bill:—Consideration in Committee of Legislative Council's Message in reference to Amendments in this Bill.
6. Insolvency Jurisdiction Bill; second reading.
7. Trade and Commerce Laws Amendment Bill; second reading.
8. Resumption of the Adjourned Debate on motion of Mr. Mate,—“That the Report of the Select Committee on the Petition of Robert Stewart, brought up on the 20th October, 1863, “be” now adopted by this House,”—upon which Mr. R. Forster had moved, by way of Amendment, that all the words after the word “be” be omitted, with a view to inserting in their place the words, “re-committed to the former Committee, for the purpose of taking further evidence, and reporting thereon.”
9. Smoke Nuisance Abatement Bill; second reading.
10. Debate on the Motion of Mr. Macleay, “That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”
11. Destitute Children's Society's Incorporation Act Amendment Bill; second reading.
12. Dog Nuisance Abatement Bill; second reading.
13. Elementary Education Bill; second reading.
14. Miss Isabella Mary Kelly; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
15. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
16. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
17. Municipalities Law Amendment Bill; to be considered in Committee.

18. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
19. Juvenile Reformatories Bill ; second reading.
20. District Courts Act Amendment Bill ; second reading.
21. Impounding Bill ; to be further considered in Committee.
22. Church and School Lands Trust Bill ; to be further considered in Committee.
23. Lunacy and Lunatic Asylums Bill ; second reading.
24. Presbyterian College Bill ; to be further considered in Committee.
25. Metropolitan Corporation Bill ; to be further considered in Committee.
26. Acts Extension Rescinding Bill ; second reading.
27. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. EAGAR to move, That, in addition to the Days set apart by Sessional Order for despatch of business, this House, unless otherwise ordered, shall meet for despatch of business on Monday and Saturday in each week, and that Government Business shall take precedence on the days specified.

ORDERS OF THE DAY :—

1. Customs Duties Interpretation Bill ; second reading.
2. Official Salaries Bill ; second reading.
3. Ways and Means ; Resumption of the Committee.

TUESDAY, APRIL 19.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. HOLROYD to move, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD to move, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

ORDER OF THE DAY :—

1. Supply ; Resumption of the Committee.
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New South Wales.

No. 141.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 15 APRIL, 1864.

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

Questions on Notice Paper for to-day :—

(*Mr. Burdekin not asking the Question standing in his name, No. 1, it dropped.*)

- (1.) Reward to Police for Capture of Bushrangers at Bombala :—Mr. Garrett asked the Colonial Secretary, pursuant to notice No. 2 :—

(1.) Has any reward been awarded to the Police engaged in the recent capture of three Bushrangers in the District of Bombala, and whilst under arms, and who have been since convicted and sentenced?

(2.) If so, what was the amount of reward paid to each of the police engaged, and is it intended to mark approval of the conduct of the Police by promotion?

(3.) Has any, and if any, what amount of reward been paid to any persons, besides the police, engaged, or assisting in the above captures?

Mr. W. Forster answered :—

(1.) No.

(2.) A reward of £10 each has been paid to Sergeants Chandler and Zoellner, and Constable Hughes; and Sub-Inspector Hussey's conduct has been brought under the favourable notice of the Government. The conduct of the police on these occasions will be fully considered when opportunities offer for their promotion.

(3.) Mr. Abercrombie, who assisted in one of the captures (that of Drynob), has been presented with a revolver, as, on account of his position, it appeared to be a more acceptable acknowledgment of his services than a money reward, and has been considered so by him.

2. Mrs. Callaghan :—Mr. Darvall presented a Petition from Eliza Milford Callaghan, of Sydney, widow of the late Mr. District Court Judge Callaghan, representing that, by the untimely death of her late husband, (who, had he lived, would have been entitled, under the Act 4 and 5 Gul. IV., cap. 24, to a considerable Superannuation Allowance on his retirement from office), she and her three young children are left in a state of almost entire destitution;—and praying relief. Petition received.

3. Papers :—

(1.) Mr. W. Forster laid upon the Table the undermentioned Papers :—

(1.) Vaccination Report, 1863.

(2.) Blue Book for the Year 1863.

Ordered to be printed.

(2.) Mr. Wilson laid upon the Table, Return, in continuation, (marked "Return No. 2,") to Order, in reference to "Conditional Purchases under Crown Lands Alienation Act of 1861," made by this House, on motion of Mr. Piddington, on 26th November, 1863. (*See Votes and Proceedings No. 119, Entry 2⁽²⁾.*)

4. Municipality of Shoalhaven :—Mr. Garrett presented a Petition, signed by Henry Moss, as "late Mayor, for and on behalf of the late Members of the Shoalhaven Municipality," representing that the late Aldermen are threatened to be sued for legal expenses incurred by them in the matter of an Injunction obtained by

Alexander

Alexander Berry, Esq., restraining the late Corporation from acting as a Municipal Body—having already been subject to an execution, issued by Mr. Berry, for costs incurred by himself in the matter of the said Injunction ;—and praying relief.
Petition received.

5. **Motions Withdrawn** :—Mr. Dangar withdrew the Motions standing in his name, Nos. 3 and 4 on the Notice Paper of Other Business for to-day.
6. **Treasury Balances** (“*Formal*” *Motion*) :—Mr. Piddington moved, pursuant to notice, That there be laid upon the Table of this House, a Return (prepared in the form marked A, in the Ways and Means Estimate for 1863-4) shewing a statement of Balances in the various Banks in the Colony, and in London, distinguishing in Columns,—
- (1.) The gross balances, on the 31st of March, 1864, in Treasury Books.
 - (2.) Less drafts, by public officers, to 31st March, 1864, paid by Bank.
 - (3.) Net balances, available in Bank, on 31st March, 1864.
- Also, distinguishing the following accounts,—Consolidated Revenue, Loans Fund, Assessment on Sheep, Church and School Fund, Lodgments Suspense Account.
Question put and passed.
7. **Proposed Railway from Muswellbrook to Mudgee** :—Mr. Terry moved, pursuant to notice, That this House will on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1864, a sum of money not exceeding £350,000 for a Railway from Muswellbrook to Mudgee.
Debate ensued.
Mr. Dalgleish moved the Previous Question.
Debate ensued.
Previous Question put,—That this Question be now put.
The House divided.

Ayes, 17.

Mr. Maté,	Mr. Weekes,
Mr. Tighe,	Dr. Lang,
Mr. Piddington,	Mr. Flett,
Mr. Lucas,	Mr. Garrett,
Mr. Hart,	Mr. Dangar,
Mr. Egan,	<i>Tellers.</i>
Mr. Terry,	Mr. R. Forster,
Mr. Sadleir,	Mr. Driver,
Mr. Cummings,	
Mr. Cunneen,	

Noes, 15.

Mr. Martin,	Mr. Lackey,
Mr. Wilson,	Mr. Stewart,
Mr. Eagar,	Mr. Leary,
Mr. W. Forster,	<i>Tellers.</i>
Mr. Holroyd,	Mr. Burdekin,
Mr. Wisdom,	Mr. Dalgleish,
Mr. Macpherson,	
Mr. Sutherland,	
Mr. Morris,	
Mr. Bell,	

Original Question then put.
The House divided.

Ayes, 11.

Mr. Terry,
Mr. Sadleir,
Mr. Garrett,
Mr. Cunneen,
Mr. Weekes,
Dr. Lang,
Mr. Flett,
Mr. Leary,
Mr. Dangar,
<i>Tellers.</i>
Mr. Egan,
Mr. Tighe,

Noes, 20.

Mr. Martin,	Mr. Cummings,
Mr. Wilson,	Mr. Stewart,
Mr. Eagar,	Mr. Lackey,
Mr. W. Forster,	Mr. Hart,
Mr. Holroyd,	Mr. Driver,
Mr. Wisdom,	<i>Tellers.</i>
Mr. Macpherson,	Mr. Burdekin,
Mr. Sutherland,	Mr. Dalgleish,
Mr. Lucas,	
Mr. Morris,	
Mr. Piddington,	
Mr. Bell,	
Mr. Maté,	

8. **Additional Estimates for 1864, and Additional Supplementary Estimate for 1863** :—The following Message from His Excellency the Governor, was delivered by Mr. Eagar, and read by the Speaker :—

JOHN YOUNG,
Governor,

Message No. 24.

In accordance with the Provisions contained in the 54th clause of the Constitution Act, His Excellency the Governor submits, for the consideration of the Legislative Assembly, an Additional Estimate of Expenditure for 1864, and an Additional Supplementary Estimate of Expenditure for 1863.

Government House,

Sydney, 15th April, 1864.

Ordered, on motion of Mr. Eagar, to be printed, together with the accompanying Estimates, and taken into consideration in Committee of Supply.

9. **Proposed Telegraphic Extension from Cooma to Eden** :—Mr. Garrett moved, pursuant to Notice, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying
that

that His Excellency will be pleased to cause to be placed on the Additional Estimate for 1864, a sum not exceeding £8,000, for the purpose of extending the Line of Telegraph from the proposed Terminus at Cooma, *via* Bombala, Panbula, and Merrimbula, to the Light-house at Eden.

Notice being taken that there was not a Quorum present, the Speaker counted the House; and, there being only Sixteen Members present, exclusive of the Speaker, namely:—Mr. Cummings, Mr. Dalgleish, Mr. Dangar, Mr. Eagar, Mr. W. Forster, Mr. Garrett, Mr. Holroyd, Mr. Leary, Mr. Love, Mr. Lucas, Mr. Macpherson, Mr. Morris, Mr. Terry, Mr. Tighe, Mr. Wilson, and Mr. Wisdom,—The Speaker adjourned the House, at twenty-seven minutes before Eight o'clock, until Tuesday next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, APRIL 19.

QUESTIONS :—

1. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Will the Government place a Punt on the River at Singleton, to ply on hire, for the conveyance of goods across from the Railway Station, as promised some weeks ago?
 - (2.) Have the Government been informed that more than two hundred drays have been detained by the floods on both sides of the River for many weeks past, from the Hunter not being fordable, from the want of a suitable punt?
2. MR. BURDEKIN *to ask* THE COLONIAL TREASURER,—Has it been decided to remove the Post Office from Nundle to Oakenville Creek; if so, at what date, and on whose recommendation?
3. MR. GARRETT *to ask* THE ATTORNEY GENERAL,—
 - (1.) Is it true that Gardiner, *alias* Christie, was brought up before Messrs. Scott and Hill, J.P.'s, in Darlinghurst Gaol, on Friday, the 15th instant, on a charge of being a prisoner of the Crown illegally at large, and that no professional person appeared on behalf of the Crown?
 - (2.) Is it true that the accused was defended by two Attorneys?
 - (3.) Were the proceedings adjourned in consequence of the inability of the Governor of the Gaol to conduct the prosecution to a successful issue, in consequence of the absence of a qualified prosecutor?

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. HOLROYD *to move*, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
2. MR. HOLROYD *to move*, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.
3. MR. EAGAR *to move*, That, in addition to the Days set apart by Sessional Order for despatch of business, this House, unless otherwise ordered, shall meet for despatch of business on Monday and Saturday in each week, and that Government Business shall take precedence on the days specified.

ORDERS

ORDERS OF THE DAY:—

1. Supply ; Resumption of the Committee.
2. Customs Duties Interpretation Bill ; second reading.
3. Official Salaries Bill ; second reading.
4. Ways and Means ; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. GARRETT to move, That the Petition presented by him on the 15th April, from the Ex-Mayor of the Shoalhaven Municipality, be printed.
2. MR. GARRETT to move, That this House will, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Additional Estimate for 1864, a sum not exceeding £258 18s. 2d., to indemnify the Ex-Mayor and Aldermen of the Shoalhaven Municipality for further legal expenses charged against them, as defendants, in the case of an appeal against a decision of the Supreme Court of this Colony to the Privy Council, in a suit brought against James Graham, Esq., then Mayor of the said Municipality, and for legal expenses in the matter of an injunction applied for by Alexander Berry, Esq., to restrain the Corporation from acting as a Municipal Body, on the ground that it was illegally constituted, by reason of a Town and a Rural District being joined together in the said Municipality.
3. MR. DARVALL to move, That the Petition presented by him on the 15th April, from Mrs. Callaghan, be printed.
4. MR. LUCAS to move, that the Progress Report of the Select Committee on the Disorganized State of the Public Works Department, brought up by him on 7th April, be now adopted by this House.
5. MR. DALGLEISH to move, That there be laid upon the Table of this House, a Return shewing,—The number of Men enrolled in the Naval Brigade ; the number of Drills held by that force ; the gross sum of money withheld from the men's pay, as Fines for non-attendance at Drill ; the gross sum of money paid by Officers of the Brigade from their pay, as Fines for non-attendance at Drill ; and an account of the purposes to which such Fines have been applied.
6. MR. GARRETT to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Additional Estimate for 1864, a sum of money not exceeding £4,000, for the purpose of extending the Coast Line of Telegraph from the present Terminus at Kiama, to the Light-house at Jervis Bay.
7. MR. ALEXANDER to move, That the Petition presented by him on the 13th April, from certain Inhabitants of Goulburn, respecting the site for the Goulburn Railway Terminus, be printed.
8. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
9. MR. LACKY to move, That the Report of the Select Committee in the Case of Mr. F. W. Birmingham, brought up on 20th December, 1861, be now adopted by this House.
10. MR. HART to move,—
 - (1.) That, with a view of developing the natural resources of the Western and South Western portions of this Colony, of affording a rapid and regular mode of transit to the Inhabitants of those Districts, and of securing the trade which will otherwise be diverted to the bordering Colonies of Queensland, South Australia, and Victoria, in the opinion of this House it is desirable and necessary that a main trunk line of Railway should be carried from the proposed Terminus at Bathurst to Fort Bourke.
 - (2.) That a survey of the country between those points should immediately be made to determine the most desirable route.
 - (3.) That an Address be presented to His Excellency the Governor with the foregoing Resolutions.
11. MR. HART to move, That this House is of opinion, that in all Railway Contracts hereafter entered into by the Government, a Clause should be introduced compelling the Contractors to pay the workmen at least once a fortnight in cash.
12. MR. TIGHE to move, That the Report of the Select Committee on the Claim of Robert Stewart to land in Illawarra, brought up by him on the 11th March, be now adopted.
13. MR. PIDDINGTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

“ Your Committee is strongly impressed with a sense of the danger to the
“ independence and purity of the Legislative Assembly, which may arise from the
“ practice of selecting Members of Parliament, even for temporary employment,
“ under the Government.

“ Your

" Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,"—this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.

(2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

14. Mr. MORRICE to move, That this House will, on Friday, the 8th April, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding £750, equal to public contribution, may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress in the District of Camden, arising out of Rust in Wheat and recent Floods.

ORDERS OF THE DAY :—

1. Exchange of Land Scots Church Jamison-street Legalizing Bill ; second reading.
2. Proposed System of Local Self Government :—Debate on the Motion of Mr. Sadleir :—
 " (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 " (2.) That the said Resolution be communicated, by Address, to His Excellency the Governor."
3. Agricultural Distress—Consideration in Committee of an Address to the Governor, praying for Funds for the Relief of.
4. Queensland Steam Navigation Company's Incorporation Bill ; to be considered in Committee.
5. Seamen's Laws Amendment and Consolidation Bill :—Consideration in Committee of Legislative Council's Message in reference to Amendments in this Bill.
6. Insolvency Jurisdiction Bill ; second reading.
7. Trade and Commerce Laws Amendment Bill ; second reading.
8. Resumption of the Adjourned Debate on motion of Mr. Mate,—“That the Report of the Select Committee on the Petition of Robert Stewart, brought up on the 20th October, 1863, “be” now adopted by this House,”—upon which Mr. R. Forster had moved, by way of Amendment, that all the words after the word “be” be omitted, with a view to inserting in their place the words, “re-committed to the former Committee, for the purpose of taking further evidence, and reporting thereon.”
9. Smoke Nuisance Abatement Bill ; second reading.
10. Debate on the Motion of Mr. Macleay, “That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House.”
11. Destitute Children's Society's Incorporation Act Amendment Bill ; second reading.
12. Dog Nuisance Abatement Bill ; second reading.
13. Elementary Education Bill ; second reading.
14. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.
15. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
16. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
17. Municipalities Law Amendment Bill ; to be considered in Committee.
18. Law of Evidence in Criminal Cases Amendment Bill ; second reading.
19. Juvenile Reformatories Bill ; second reading.
20. District Courts Act Amendment Bill ; second reading.
21. Impounding Bill ; to be further considered in Committee.
22. Church and School Lands Trust Bill ; to be further considered in Committee.
23. Lunacy and Lunatic Asylums Bill ; second reading.
24. Presbyterian College Bill ; to be further considered in Committee.
25. Metropolitan Corporation Bill ; to be further considered in Committee.
26. Acts Extension Rescinding Bill ; second reading.
27. Drainage Promotion Bill ; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, APRIL 22.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
 2. MR. DANGAR to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 - (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 - (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.
-

New South Wales.

No. 142.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 19 APRIL, 1864.

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

Questions on Notice Paper for to-day:—

- (1.) Want of Punt at Singleton:—Mr. Dangar asked the Secretary for Public Works pursuant to Notice No. 1,—

(1.) Will the Government place a Punt on the River at Singleton, to ply on hire, for the conveyance of goods across from the Railway Station, as promised some weeks ago?

(2.) Have the Government been informed that more than two hundred drays have been detained by the floods on both sides of the River for many weeks past, from the Hunter not being fordable, from the want of a suitable punt?

Mr. Holroyd answered:—

(1.) Such a promise as stated by the Honorable Member was not made by me— but owing to the inconvenience to the traffic caused by the late rains, a sum of £400 has been placed on the Additional Estimates for 1864, for a punt for the Hunter River at Singleton.

(2.) Yes.

- (2.) Post Office, Nundle:—Mr. Burdekin asked the Colonial Treasurer, pursuant to Notice No. 2,—Has it been decided to remove the Post Office from Nundle to Oakenville Creek; if so, at what date, and on whose recommendation?

Mr. Eagar answered:—The Government have no intention of removing the Post Office from Nundle to Oakenville Creek.

- (3.) Gardiner *alias* Christie *alias* Clarke:—Mr. Garrett asked the Attorney General, pursuant to Notice No. 3,—

(1.) Is it true that Gardiner, *alias* Christie, was brought up before Messrs. Scott and Hill, J.P.'s, in Darlinghurst Gaol, on Friday, the 15th instant, on a charge of being a prisoner of the Crown illegally at large, and that no professional person appeared on behalf of the Crown?

(2.) Is it true that the accused was defended by two Attorneys?

(3.) Were the proceedings adjourned in consequence of the inability of the Governor of the Gaol to conduct the prosecution to a successful issue, in consequence of the absence of a qualified prosecutor?

Mr. Martin answered:—

(1.) It is not true that Gardiner *alias* Clarke was brought before Messrs. Scott, and Hill, J.P.'s, in Darlinghurst Gaol, on Friday, the 15th instant, on a charge of being a prisoner of the Crown illegally at large, but it is true that he was brought up on another charge, and that no professional person appeared on behalf of the Crown.

(2.) I believe that the accused was defended by two Attorneys.

(3.) The proceedings were not adjourned in consequence of the inability of the Governor of the Gaol to conduct the prosecution to a successful issue, in consequence of the absence of a qualified prosecutor.

2. Conditional Purchases under Crown Lands Alienation Act of 1861:—Mr. Wilson, *with the concurrence of the House*, moved, without notice, That the Returns in reference to "Conditional Purchases under Crown Lands Alienation Act of 1861," made on motion of Mr. Piddington, and laid on the Table of this House on 3rd March and 15th April, be printed.

Question put and passed.

Ordered to be printed.

3. Railway through Utimo Estate :—Mr. Cunneen, as Chairman, brought up a Progress Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee for whose inquiry and report this matter was referred on 15th September, 1863, together with Appendix.
Ordered to be printed.
4. Motion Withdrawn :—Mr. Lucas withdrew the Motion standing in his name No. 4 on the Notice Paper of Other Business for to-day.
5. Municipality of Shoalhaven (*"Formal" Motion*) :—Mr. Garrett moved, pursuant to notice, That the Petition presented by him on the 15th April, from the Ex-Mayor of the Shoalhaven Municipality, be printed.
Question put and passed.
Ordered to be printed.
6. Mrs. Callaghan (*"Formal" Motion*) :—Mr. Darvall moved, pursuant to notice, That the Petition presented by him on the 15th April, from Mrs. Callaghan, be printed.
Question put and passed.
Ordered to be printed.
7. Motions Withdrawn :—
 - (1.) Mr. Holroyd withdrew the Motions standing in his name, Nos. 1 and 2 on the Notice Paper of Government Business for to-day.
 - (2.) Mr. Eagar withdrew the Motion standing in his name, No. 3 on the Notice Paper of Government Business for to-day.
8. Postponement :—The Order of the Day No. 1 of Government Business postponed, on motion of Mr. Eagar, until the Order of the Day No. 2 of Government Business shall have been disposed of.
9. Customs Duties Interpretation Bill (Order No. 2 of Government Business), on motion of Mr. Eagar, read a second time.
Whereupon, on motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.
The Chairman having reported the Bill without Amendment, the House adopted the report, and ordered that the Bill, as so reported, be read a third time to-morrow.
10. Supply :—The Order of the Day (No. 1 of Government Business) having been read ; on motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

And the Committee having continued to sit till after Midnight :—

WEDNESDAY, 20 APRIL, 1864, A.M.

The Chairman reported that the Committee had come to some Resolutions.

Ordered, on motion of the Chairman, that the said Resolutions be received at a later hour this day.

11. Official Salaries Bill (Order No. 3 of Government Business), on motion of Mr. W. Forster, read a second time.
Whereupon, on motion of Mr. W. Forster, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.
The Chairman having reported the Bill without Amendment, the House adopted the report, and ordered that the Bill, as so reported, be read a third time at a later hour this day.
12. Postponements :—
 - (1.) The Order of the Day, (No. 4 of Government Business), for the resumption of the Committee of Ways and Means postponed, on motion of Mr. Eagar, until a later hour this day.
 - (2.) The undermentioned Motions on the Notice Paper of Other Business for to-day postponed, respectively, on motion of the Members named, until a later hour this day :—
 - (1.) No. 2, Mr. Garrett.
 - (2.) No. 5, Mr. Dalgleish.
 - (3.) No. 6, Mr. Garrett.
13. Motion Dropped :—Mr. Alexander not making the Motion standing in his name, No. 7 on the Notice Paper of Other Business for to-day, it dropped.
14. Postponement :—Mr. Morris postponed the Motion standing in his name, No. 8 on the Notice Paper of Other Business for to-day, until a later hour this day.
15. Motions Dropped :—The undermentioned Motions on the Notice Paper of Other Business for to-day, not being made by the Members in whose names they stood, dropped :—
 - (1.) No. 9, Mr. Lackey.
 - (2.) Nos. 10 and 11, Mr. Hart.
 - (3.) No. 12, Mr. Tighe.
16. Postponements :—
 - (1.) The undermentioned Motions on the Notice Paper of Other Business for to-day postponed, respectively, on motion of the Members named, until a later hour this day :—
 - (1.) No. 13, Mr. Piddington.
 - (2.) No. 14, Mr. Garrett for Mr. Morrice.

(2.)

- (2.) The undermentioned Orders of the Day of Other Business postponed, respectively, on motion of the Members named, as follows:—
- (1.) Order No. 1, to follow Order No. 5, Mr. Dalgleish.
 - (2.) Order No. 2, until this day week, Mr. Piddington.
 - (3.) Order No. 3, until this day week, Mr. Piddington.
 - (4.) Order No. 4, until to-morrow, Mr. Dalgleish.
17. Seamen's Laws Amendment and Consolidation Bill (Order No. 5 of Other Business):— On motion of Mr. Dalgleish the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Legislative Council's Message in reference to Amendments in this Bill. The Chairman having reported that the Committee had agreed to certain Resolutions,—
- Mr. Dalgleish moved, That this report be now adopted.
Question put and passed.
Whereupon, Mr. Dalgleish moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly having had under consideration the Legislative Council's Message, dated 31st March, 1864, in reference to the Seamen's Laws Amendment and Consolidation Bill,—

Insists upon its disagreement from the Council's Amendment in page 5, clause 20, line 23, for reasons already given in the Assembly's Message, dated 16th March, 1864,—and hopes that the Council will recede from its said Amendment,—

Adheres to its Amendment adding the letter "s" to the word "Master," as consequential upon the Assembly's disagreement from the Council's Amendment,—

Does not insist upon its disagreement from the Council's Amendment which omits clause 21,—

Adheres to its Amendment upon the Council's Amendment in the latter part of the new clause 33, because the ample power given in the Bill to punish Seamen for making use of false discharges is deemed a sufficient security for the careful preservation of their discharges, and because there appears to be no good reason for charging a fee to allow any person to work as a Seaman,—and hopes that the Council will not insist upon its said disagreement,—

Insists upon its disagreement from the Council's Amendment in page 16, which inserts two new clauses after clause 70, for reasons already given in the Assembly's Message, dated 16th March, 1864,—and hopes that the Council will recede from its said amendment,—

Insists upon its disagreement from the Council's Amendment in page 17, clause 72, for reasons already given in the Assembly's Message, dated 16th March, 1864,—and hopes that the Council will recede from its said amendment,—

Insists upon its disagreement from the Council's Amendment which inserts in page 17, after clause 73, two new clauses, for reasons already given in the Assembly's Message, dated 16th March, 1864,—and hopes that the Council will recede from its said amendment,—

Insists upon its disagreement from the Council's Amendment in page 18, clause 74, lines 3 and 4, for reasons already given in the Assembly's Message, dated 16th March, 1864; and because ample powers are given by the Bill for the immediate replacement of Seamen without any of the vexatious delays hitherto existing,—and hopes that the Council will recede from its said amendment.

Does not insist upon its disagreement from the Council's Amendment in page 18, clause 79, line 54.—

Recedes from its Amendment upon the Council's Amendment in page 20, first Schedule, line 6.—and,—

Insists upon its disagreement from the Council's Amendment which adds two new Schedules after the eighth Schedule, for reasons already given in the Assembly's Message, dated 16th March, 1864,—and hopes that the Council will recede from its said amendment.

Legislative Assembly Chamber,

Sydney, 20th April, 1864., A.M.

Speaker.

Question put and passed.

18. Postponements:—

(1.) The postponed Order of the Day No. 1 of Other Business further postponed, on motion of Mr. Dalgleish, until a later hour this day.

(2.) The Order of the Day, No. 6 of Other Business postponed, on motion of Mr. Driver, until a later hour this day.

19. Trade and Commerce Laws Amendment Bill:—The Order of the Day for the second reading of this Bill discharged, on motion of Mr. Driver.
Bill then discharged, on motion of Mr. Driver.

20. Postponements:—

(1.) The Order of the Day, No. 8 of Other Business postponed, on motion of Mr. Mate, until a later hour this day.

(2.) The Order of the Day, No. 9 of Other Business postponed, on motion of Mr. Wilson, until a later hour this day.

21. The Order of the Day (No. 10 of Other Business) for the Debate on the Motion of Mr. Macleay, "That the Report of the Select Committee on the Harbour Defences, laid upon the Table by him on 9th September, be now adopted by this House," discharged, on motion of Mr. Macleay.
22. Destitute Children's Society's Incorporation Act Amendment Bill (Order No. 11 of Other Business), on motion of Mr. Macleay, read a second time. Whereupon, on motion of Mr. Macleay, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill. The Chairman having reported the Bill with Amendments, the House adopted the Report, and ordered that the Bill, as so reported, be read a third time at a later hour this day.
23. Postponements :—The undermentioned Orders of the Day of Other Business, postponed, respectively, on motion of the Members named, as follows :—
 (1.) Orders No. 12 and 13, until this day fortnight, Mr. Piddington.
 (2.) Order No. 14, until this day week, Mr. Dalgleish.
 (3.) Order No. 15, until a later hour this day, Mr. Eagar.
24. Public Acknowledgment of the Services of Mrs. Caroline Chisholm (Order No. 16 of Other Business) :—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
 Mr. Garrett moved, That this Order of the Day stand an Order of the Day for “a later hour this day.”
 Mr. Walker moved, That the Question be amended by omitting the words “a later hour this day,” with a view to inserting in their place the words “this day fortnight.”
 Question put,—That the words proposed to be omitted stand part of the Question. And Division called for,—but, there being no Tellers for the Noes, no Division could be had, and the Speaker declared the Question to have passed in the Affirmative.
 Original Question then put and passed.
25. Postponement :—The Order of the Day, No. 17 of Other Business postponed, on motion of Mr. Driver, until a later hour this day.
26. Law of Evidence in Criminal Cases Amendment Bill (Order No. 18 of Other Business) :—The Order of the Day for the second reading of this Bill discharged, on motion of Mr. Driver.
 Bill then discharged, on motion of Mr. Driver.
27. Juvenile Reformatories Bill (Order No. 19 of Other Business) :—The Order of the Day for the second reading of this Bill discharged, on motion of Mr. Driver.
 Bill then discharged, on motion of Mr. Driver.
28. Postponements :—The undermentioned Orders of the Day of Other Business postponed, respectively, on motion of the Members named, until a later hour this day :—
 (1.) Order No. 20, Mr. Driver.
 (2.) Order No. 21, Mr. Garrett.
 (3.) Order No. 22, Mr. Macpherson.
 (4.) Order No. 23, Mr. Driver.
 (5.) Order No. 24, Mr. Garrett.
 (6.) Order No. 25, Mr. Garrett.
29. Acts Extension Rescinding Bill (Order No. 26 of Other Business) :—The Order of the Day for the second reading of this Bill discharged, on motion of Mr. Driver.
 Bill then discharged, on motion of Mr. Driver.
30. Postponement :—The Order of the Day No. 27 of Other Business postponed, on motion of Mr. Garrett, until a later hour this day.
- The House adjourned, on motion of Mr. Martin, at three minutes before Two o'clock, A.M., until Three o'clock P.M. This Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

WEDNESDAY, APRIL 20.

QUESTIONS :—

1. MR. HARPUR *to ask* THE COLONIAL SECRETARY,—
(1.) Whether a Petition to His Excellency the Governor from the Inhabitants of Singleton, praying for the Incorporation of that Town, has been received?
(2.) Whether such Petition has been presented to His Excellency; and, if so, has it been published in the *Government Gazette*?
2. MR. CUNNEEN *to ask* THE SECRETARY FOR LANDS,—
(1.) Whose duty was it to expend the several amounts of Money granted for the Repair of the following Roads for last year (1863):—
Road from Windsor to Cornwallis and Richmond Bottoms.
Road from Pitt Town Point and Churchhill's Wharf to Sackville Reach.
Road from Wilberforce to Kurrajong.
Road from Pitt Town to Wiseman's Ferry?
(2.) Has the whole of the Money granted for the Repair of each of the said Roads (for last year) been expended?
(3.) If not, what amount of the Grant for each of the said Roads (for last year) is still unexpended?
(4.) Are the unexpended amounts (if any) still available for the Repair of the said Roads?
3. MR. STEWART *to ask* THE SECRETARY FOR LANDS,—
(1.) What quantity of Land was sold by the Government, in 1862, near the Water Reserve, Randwick?
(2.) What was the amount realized by such sale?

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. EAGAR *to move*, That so much of the Standing Orders be suspended as will admit of the passing through all its stages in one day, a Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the year 1864, and for the year 1863, and previous years.
2. MR. EAGAR *to move*, That so much of the Standing Orders be suspended as will admit of the passing through all its stages in one day, a Bill to enable the Government to raise a Loan for certain Public Works.
3. MR. HOLROYD *to move*, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.
4. MR. HOLROYD *to move*, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.
5. MR. EAGAR *to move*, That, in addition to the Days set apart by Sessional Order for despatch of business, this House, unless otherwise ordered, shall meet for despatch of business on Monday and Saturday in each week, and that Government Business shall take precedence on the days specified.

ORDERS OF THE DAY :—

1. Customs Duties Interpretation Bill; third reading.
2. Supply; Reception of Report of Committee.
3. Supply; Resumption of the Committee.
4. Official Salaries Bill; third reading.
5. Ways and Means; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. TERRY *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Copy of all Reports, Plans, Tracings, &c., in connection with the recent Survey of the Line of Railway from Muswellbrook to Mudgee; together with any Minute of the Executive Council in reference thereto, the cost of such Survey, and all Correspondence connected therewith.
2. MR. ROBERTSON *to move* for leave to introduce a Bill to remove doubts as to the right of Conditional Purchasers under the Crown Lands Act of 1861 to impound stock trespassing on their land.
3. MR. ROBERTSON *to move*, That so much of the Standing Orders be suspended as will admit of the passing through all its stages in one day, a Bill to remove doubts as to the power and right of Conditional Purchasers under the Crown Lands Act of 1861 to impound stock trespassing on their land.
4. MR. GARRETT *to move*, That this House will, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Additional Estimate for

for 1864, a sum not exceeding £258 18s. 2d., to indemnify the Ex-Mayor and Aldermen of the Shoalhaven Municipality for further legal expenses charged against them, as defendants, in the case of an appeal against a decision of the Supreme Court of this Colony to the Privy Council, in a suit brought against James Graham, Esq., then Mayor of the said Municipality, and for legal expenses in the matter of an injunction applied for by Alexander Berry, Esq., to restrain the Corporation from acting as a Municipal Body, on the ground that it was illegally constituted, by reason of a Town and a Rural District being joined together in the said Municipality.

5. MR. DALGLEISH to move, That there be laid upon the Table of this House, a Return shewing,—The number of Men enrolled in the Naval Brigade; the number of Drills held by that force; the gross sum of money withheld from the men's pay, as Fines for non-attendance at Drill; the gross sum of money paid by Officers of the Brigade from their pay, as Fines for non-attendance at Drill; and an account of the purposes to which such Fines have been applied.
6. MR. GARRETT to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Additional Estimate for 1864, a sum of money not exceeding £4,000, for the purpose of extending the Coast Line of Telegraph from the present Terminus at Kiama, to the Light-house at Jervis Bay.
7. MR. MORRIS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
8. MR. PIDDINGTON to move,—
 - (1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows:—

“Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—

this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.
 - (2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.
9. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding £750, equal to public contribution, may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress in the District of Camden, arising out of Rust in Wheat and recent Floods.

ORDERS OF THE DAY:—

1. Queensland Steam Navigation Company's Incorporation Bill; to be considered in Committee.
2. Exchange of Land Scots Church Jamison-street Legalizing Bill; second reading.
3. Insolvency Jurisdiction Bill; second reading.
4. Resumption of the Adjourned Debate on motion of Mr. Mate,—“That the Report of the Select Committee on the Petition of Robert Stewart, brought up on the 20th October, 1863, “be” now adopted by this House,”—upon which Mr. R. Forster had moved, by way of Amendment, that all the words after the word “be” be omitted, with a view to inserting in their place the words, “re-committed to the former Committee, for the purpose of taking further evidence, and reporting thereon.”
5. Smoke Nuisance Abatement Bill; second reading.
6. Destitute Children's Society's Incorporation Act Amendment Bill; third reading.
7. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the opinion of this House there ought to be a Silver and Copper Coinage issued from the Sydney Branch of the Royal Mint.”
8. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of adopting an Address to the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment of an annual Pension of that amount to Mrs. Caroline Chisholm.”
9. Municipalities Law Amendment Bill; to be considered in Committee.
10. District Courts Act Amendment Bill; second reading.
11. Impounding Bill; to be further considered in Committee.
12. Church and School Lands Trust Bill; to be further considered in Committee.
13. Lunacy and Lunatic Asylums Bill; second reading.
14. Presbyterian College Bill; to be further considered in Committee.
15. Metropolitan Corporation Bill; to be further considered in Committee.
16. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

FRIDAY,

FRIDAY, APRIL 22.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
2. MR. DANGAR to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 - (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 - (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.
3. MR. SADLEIR to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Additional Estimates for 1864, an amount not exceeding £6,180, to carry a single line of Telegraph from Morpeth Station to Raymond Terrace, thence along the Valley of the Williams to Stroud, Gloucester, and thence to the Manning River where the main road crosses it.
4. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Additional Supplementary Estimates for 1864, a sum of money not exceeding £10,000 for a Trial Survey of a line of Railway from Muswellbrook to Mudgee, and from Bowenfells to Mudgee, with a view to ascertain which of the two is the more desirable.
5. MR. LUCAS to move, that the Progress Report of the Select Committee on the Disorganized State of the Public Works Department, brought up by him on 7th April, be now adopted by this House.

TUESDAY, APRIL 26.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Proposed System of Local Self Government :—Debate on the Motion of Mr. Sadleir :—
 - “ (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 - “ (2.) That the said Resolution be communicated, by Address, to His Excellency the Governor.”
2. Agricultural Distress—Consideration in Committee of an Address to the Governor, praying for Funds for the Relief of.
3. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.

TUESDAY, MAY 3.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Dog Nuisance Abatement Bill ; second reading.
2. Elementary Education Bill ; second reading.

New South Wales.

No. 143.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 20 APRIL, 1864.

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

Questions on Notice Paper for to-day :—

(1.) Incorporation of the Town of Singleton :—Mr. Wisdom (on behalf of Mr. Harpur) asked the Colonial Secretary pursuant to Notice No. 1,—

(1.) Whether a Petition to His Excellency the Governor from the Inhabitants of Singleton, praying for the Incorporation of that Town, has been received?

(2.) Whether such Petition has been presented to His Excellency; and, if so, has it been published in the *Government Gazette*?

Mr. W. Forster answered :—

(1.) Yes.

(2.) The Petition was neither presented nor published in the *Government Gazette*, in consequence of its having been followed by a representation signed by some of the subscribers to the original Petition, to the effect that the boundaries as set forth in the petition were incorrectly described, and not such as would be acceptable to the Inhabitants. It became accordingly a matter for consideration, whether it would not be desirable that the proceedings should be recommenced *de novo*. But on full consideration it has been decided to publish the Petition, leaving the parties concerned in the movement to take their own course. I may however add, for their information, that unless further proceedings be adopted, the Government would scarcely feel justified in recommending the proposed Incorporation.

(2.) Expenditure of Money granted for Repair of certain Roads :—Mr. Cunneen asked the Secretary for Lands pursuant to Notice No. 2,—

(1.) Whose duty was it to expend the several amounts of Money granted for the Repair of the following Roads for last year (1863) :—

Road from Windsor to Cornwallis and Richmond Bottoms.

Road from Pitt Town Punt and Churchhill's Wharf to Sackville Reach.

Road from Wilberforce to Kurradjong.

Road from Pitt Town to Wiseman's Ferry?

(2.) Has the whole of the Money granted for the Repair of each of the said Roads (for last year) been expended?

(3.) If not, what amount of the Grant for each of the said Roads (for last year) is still unexpended?

(4.) Are the unexpended amounts (if any) still available for the Repair of the said Roads?

Mr. Wilson answered :—The Expenditure of the money voted in 1863, for the repair of the Roads in question was intrusted to Mr. Superintendent Keele. The votes for the three lines first mentioned, respectively, have not been expended, and are still available for their repair. A sum of £137 1s. has been spent on the last named Road, leaving a balance of £62 19s. still available for its repair.

(3.) Land sold near Water Reserve, Randwick :—Mr. Stewart asked the Secretary for Lands pursuant to Notice No. 3,—

(1.) What quantity of Land was sold by the Government, in 1862, near Water Reserve, Randwick?

(2.) What was the amount realized by such sale?

Mr. Wilson answered :—

(1.) 98 acres, 2 roods, and 7 perches.

(2.) £10,394 10s. 5d.

2. Present State and Management of Lunatic Asylums:—Mr. Wilson, as Chairman, brought up a second Progress Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee for whose inquiry and report this subject was referred, on 14th July, 1863, together with Appendix.
Ordered to be printed.
3. Papers:—Mr. W. Forster laid upon the Table the undermentioned Papers:—
(1.) Further Correspondence relative to Land Titles Commissioners under Real Property Act.
(2.) Annual Ordnance Returns, dated 14th April, 1864.
(3.) Seventh Yearly Report (1863) on Sewerage and Water Supply.
Ordered to be printed.
4. Traffic in Intoxicating Liquors:—Mr. Caldwell presented a Petition from certain Citizens of Sydney and the Colony of New South Wales, against the present mode of traffic in intoxicating liquors, and in favor of a Permissive Liquor Law.
Petition received.
5. Paper:—Mr. Eagar laid upon the Table, Return to Order, in reference to "Superintendent of Pilots, Light-houses, and Harbours," made by this House, on motion of Mr. Lucas, on 13th April, 1864.
Ordered to be printed.
6. Seed Wheat and Oats supplied by Government:—Mr. Macpherson presented a Petition from certain Farmers in the County of Cumberland and Districts of Baulkham Hills, Castle Hill, and Dural, representing their inability, in consequence of adverse seasons, to repay the supplies of Seed Wheat and Oats obtained by them from the Government; and praying relief.
Petition received.
7. Mrs. Pegus:—Dr. Lang presented a Petition from Ellen Rosa Pegus, of 238, Clarence-street, Sydney, widow of Campbell John Pegus, late of Her Majesty's Customs, representing that her late husband's death was accelerated by many privations suffered by him on Gabo Island, and that she is left totally destitute, with four young daughters; and praying relief.
Petition received.
8. Customs Duties Interpretation Bill ("*Formal*" *Order of the Day*), on motion of Mr. Eagar, read a third time and *passed*.
Mr. Eagar then moved, That the Title of this Bill be "*An Act to remove doubts respecting Duties of Customs.*"
Question put and passed.
Whereupon, Mr. Eagar moved, That this Bill be carried to the Legislative Council, with the following Message:—
- MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled, "*An Act to remove doubts respecting Duties of Customs.*" presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 20th April, 1864. Speaker.
- Question put and passed.
9. Official Salaries Bill ("*Formal*" *Order of the Day*), on motion of Mr. W. Forster, read a third time and *passed*.
Mr. W. Forster then moved, That the Title of this Bill be "*An Act to amend the Law relating to the Salaries of certain Public Officers.*"
Question put and passed.
Whereupon, Mr. W. Forster moved, That this Bill be carried to the Legislative Council, with the following Message:—
- MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled, "*An Act to amend the Law relating to the Salaries of certain Public Officers.*" presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 20th April, 1864. Speaker.
- Question put and passed.
10. Survey of Railway Line from Muswellbrook to Mudgee ("*Formal*" *Motion*):—Mr. Terry, *with the concurrence of the House*, moved, pursuant to amended Notice That there be laid upon the Table of this House, a Copy of all Reports, in connection with the recent Survey of the Line of Railway from Muswellbrook to Mudgee; together with the cost of such Survey.
Question put and passed.
11. Naval Brigade ("*Formal*" *Motion*):—Mr. Dalgleish, *with the concurrence of the House*, moved, pursuant to amended Notice, That there be laid upon the Table of this House, a Return shewing,—The number of Men enrolled in the Naval Brigade; the number of Drills held by that force; the gross sum of money withheld by the Officers from the men's pay, as Fines for non-attendance at Drill; the gross sum of money paid by Officers of the Brigade from their pay, as Fines for non-attendance at Drill; and an account of the purposes to which such Fines have been applied.
Question put and passed.

12. Destitute Children's Society's Incorporation Act Amendment Bill (*"Formal" Order of the Day*), on motion of Mr. Macleay, read a third time and *passed*.

Mr. Macleay then moved, That the Title of this Bill be "*An Act to amend 'An Act to incorporate and otherwise promote the objects of the Society for the Relief of Destitute Children.'*"

Question put and passed;—

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

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Bill, returned herewith, intituled "*An Act to amend 'An Act to incorporate and otherwise promote the objects of the Society for the Relief of Destitute Children,'*" with the Amendments indicated by the accompanying Schedule, in which Amendments the Assembly requests the concurrence of the Legislative Council.

Legislative Assembly Chamber,

Sydney, 20th April, 1864.

Speaker.

DESTITUTE CHILDREN'S SOCIETY'S INCORPORATION ACT
AMENDMENT BILL.

SCHEDULE of the Amendments made by the Legislative Assembly in the Bill intituled "An Act to amend 'An Act to incorporate and otherwise promote the objects of the Society for the Relief of Destitute Children,' returned to the Legislative Council with Message of 20th April, 1864.

CHA. TOMPSON,

Clerk of the Legislative Assembly.

- Clause 1, line 10. Omit "its parent or guardian," substitute "such father."
 " line 11. After "Society" insert "shall be summoned for that purpose."
 " line 13. After "sum" insert "not exceeding twenty shillings."
 " line 17. Omit "the parent's," substitute "such father's."
 " lines 17 and 18. Omit "or compel the payment by warrant against his person."

Examined—

ROBERT WISDOM,

Chairman of Committees.

13. Mr. John Busby (Petition of Mr. James M'Intosh) :—Mr. Martin, *with the concurrence of the House*, moved, without notice, That the Clerk have leave to restore to the proper officer of the Supreme Court, two demurrers filed 24 August, 1850, and pleas filed 24 September, 1851, records of the Supreme Court, in the case *Regina v. M'Intosh*, which were produced and handed in by Mr. George John Crouch, junr., on 22nd December, 1863, to the Select Committee on "Mr. John Busby (Petition of Mr. James M'Intosh)," and are now in the possession of this House.
 Question put and passed.
14. Claims of Tenants of the Crown :—Mr. Cunneen, as Chairman, brought up a Progress Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee for whose inquiry and report this subject was referred on 15th March, 1864, together with Appendix.
 Ordered to be printed.
15. Suspension of Standing Orders :—
 (1.) (*Appropriation Bill*) Mr. Eagar moved, pursuant to notice, That so much of the Standing Orders be suspended as will admit of the passing through all its stages in one day, a Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the year 1864 and for the year 1863 and previous years.
 Question put and passed.
 (2.) (*Public Works Loan Bill*) Mr. Eagar moved, pursuant to notice, That so much of the Standing Orders be suspended as will admit of the passing through all its stages in one day a Bill to enable the Government to raise a Loan for certain Public Works.
 Question put and passed.
16. Postponements :—Mr. Holroyd, on behalf of himself and Mr. Eagar, respectively, postponed the Motions standing in his own name, Nos. 3 and 4, and the Motion standing in the name of Mr. Eagar, No. 5 on the Notice Paper of Government Business for to-day, until the Orders of the Day of Government Business shall have been disposed of.
17. Supply :—On the Order of the Day for the Reception of the Report of the Committee of Supply being read, the Chairman of Committees reported, from that Committee, several Resolutions, which were read a first time, as follows :—

SUPPLEMENTARY ESTIMATES FOR 1863, AND PREVIOUS YEARS.

I.—UNAUTHORIZED EXPENDITURE.

- (3.) Resolved, that there be granted to Her Majesty, a sum not exceeding £225,871 ls. 9d., to defray the amounts expended for the service of the year 1863 and previous years, (under the head Unauthorized Expenditure.)

II.—

II.—PROSPECTIVE EXPENDITURE.

No. I.—SCHEDULES.

(1.) Resolved, that there be granted to Her Majesty, for the year 1863, a sum not exceeding £96 0s. 7d., to defray supplementary charge for Pensions; being £43 17s. 11d. for H. Anderson, late Landing Waiter, Customs, at £56 18s. per annum, from 24 March; £19 4s. 1d. for Michael Coogan, late Night Watchman at the Parliamentary Buildings, at £23 7s. per annum, from 5 March; £5 6s. 5d. for J. Hourigan, late Assistant Lightkeeper, from 1 September to 3 November, 1861, at £30 8s. 4d. per annum; and £27 12s. 2d. for William J. Pettit, Principal Lightkeeper, Lightship "Bramble," 1 September to 31 December, at £82 16s. 6d. per annum.

No. II.—EXECUTIVE AND LEGISLATIVE.

(5.) Resolved, that there be granted to Her Majesty, a sum not exceeding £27 2s., to defray supplementary charge for the Executive Council Establishment, for the year 1863.

(6.) Resolved, that there be granted to Her Majesty, a sum not exceeding £295 13s. 4d., to defray supplementary charge for the Legislative Council and Assembly Joint Establishments, for the year 1863.

No. III.—CHIEF SECRETARY.

(7.) Resolved, that there be granted to Her Majesty a sum not exceeding £1,800, to defray supplementary charge for Volunteers, for the year 1863.

(8.) Resolved, that there be granted to Her Majesty, a sum not exceeding £32,987 5s. 3d., to defray supplementary charge for Police, for the year 1863.

(9.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,469 14s. 6d., to defray supplementary charge for Sydney Gaol, for the year 1863.

(10.) Resolved, that there be granted to Her Majesty, a sum not exceeding £387 10s. 6d., to defray supplementary charge for Parramatta Gaol, for the year 1863.

(11.) Resolved, that there be granted to Her Majesty, a sum not exceeding £135 5s. 6d., to defray supplementary charge for Bathurst Gaol, for the year 1863.

(12.) Resolved, that there be granted to Her Majesty, a sum not exceeding £150, to defray supplementary charge for Maitland Gaol, for the year 1863.

(13.) Resolved, that there be granted to Her Majesty, a sum not exceeding £580 9s. 9d., to defray supplementary charge for Goulburn Gaol, for the year 1863.

(14.) Resolved, that there be granted to Her Majesty, a sum not exceeding £592 6s. 1d., to defray supplementary charge for Berrima Gaol, for the year 1863.

(15.) Resolved, that there be granted to Her Majesty, a sum not exceeding £56 4s. 6d., to defray supplementary charge for the Braidwood Gaol, for the year 1863.

(16.) Resolved, that there be granted to Her Majesty, a sum not exceeding £156 7s. 2d., to defray the supplementary charge for the Mudgee Gaol, for the year 1863.

(17.) Resolved, that there be granted to Her Majesty, a sum not exceeding £50 10s. 10d., to defray supplementary charge for Tenterfield Gaol, for the year 1863.

(18.) Resolved, that there be granted to Her Majesty, a sum not exceeding £70 4s., to defray supplementary charge for Wagga Wagga Gaol, for the year 1863.

(19.) Resolved, that there be granted to Her Majesty, a sum not exceeding £523 9s. 6d., to defray supplementary charge for Yass Gaol, for the year 1863.

(20.) Resolved, that there be granted to Her Majesty, a sum not exceeding £200, to defray supplementary charge for Albury Gaol, for the year 1863.

(21.) Resolved, that there be granted to Her Majesty, a sum not exceeding £118 12s. 6d., to defray supplementary charge for Armidale Gaol, for the year 1863.

(22.) Resolved, that there be granted to Her Majesty, a sum not exceeding £79 7s., to defray supplementary charge for Tamworth Gaol, for the year 1863.

(23.) Resolved, that there be granted to Her Majesty, a sum not exceeding £115 17s. 10d., to defray supplementary charge for Deniliquin Gaol, for the year 1863.

(24.) Resolved, that there be granted to Her Majesty, a sum not exceeding £628 5s. 5d., to defray supplementary charge for Hulk "Harmony," for the year 1863.

(25.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,039 3s. 10d., to defray supplementary charge for Penal Establishment, Cockatoo Island, for the year 1863.

(26.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,200, to defray supplementary charge for Lunatic Asylum, Tarban, for the year 1863.

(27.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,000, to defray supplementary estimates for Denominational Schools, for the year 1863.

(28.) Resolved, that there be granted to Her Majesty, a sum not exceeding £410 10s., to defray supplementary charge for Roman Catholic Orphan School, for the year 1863.

(29.)

(29.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,000, to defray supplementary charge for Asylums for the Infirm and Destitute, for the year 1863.

(30.) Resolved, that there be granted to Her Majesty, a sum not exceeding £600 to defray supplementary charge for Grants in Aid of Public Institutions, for the year 1863; being £100 in aid of the Yass Mechanics' Institute, for 1862, on condition of an equal amount being raised by private contributions, until a building be erected; £100 in aid of the erection of the Branxton Mechanics' Institute, on same condition; and £400 in aid of the Yass Mechanics' Institute, for years 1862 and 1863, on condition of equal sums being raised by private contribution.

(31.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,994 6s. 6d., to defray supplementary charge for Charitable Allowances, for the year 1863, being £1,500 for support of Paupers in Colonial Hospitals, further sum; £3,994 6s. 6d. in support of the Benevolent Society, Sydney, further sum; £50 in aid of the Benevolent Society, Singleton and Patrick's Plains, for 1862, on condition of an equal amount being raised by private contributions, further sum; £550 in aid of the erection of an Hospital at Wagga Wagga, on condition of an equal amount being raised by private contributions, further sum; £200 in aid of the Hospital at Deniliquin, on condition of an equal amount being raised by private contributions, further sum; £200 in aid of the Hospital at Muswellbrook, on condition of an equal amount being raised by private contributions, further sum; £200 in aid of the erection of an Hospital at Grafton, on condition of an equal amount being raised by private contributions, further sum; and £100 in aid of the erection of the Muswellbrook Benevolent Asylum, on condition of an equal amount being raised by private contributions, further sum.

(32.) Resolved, that there be granted to Her Majesty, a sum not exceeding £150, to defray supplementary charge for Miscellaneous Services, for the year 1863, being a further sum for expenses attending the preparation of the Electoral Lists.

NO. V.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

(33.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,558 0s. 5d., to defray supplementary charge for Customs Establishment, for the year 1863.

(34.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,053 12s. 11d., to defray the supplementary charge for Post Office, for the year 1863.

(35.) Resolved, that there be granted to Her Majesty, a sum not exceeding £25,906 14s. 7d., to defray supplementary charge for Stores, for the year 1863.

(36.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,302 1s. 2d., to defray supplementary charge for Government Printer, for the year 1863.

(37.) Resolved, that there be granted to Her Majesty, a sum not exceeding £298 14s. 2d., to defray supplementary charge for the Establishments of Health Officer and Emigration Officer, for the year 1863.

(38.) Resolved, that there be granted to Her Majesty a sum not exceeding £75 1s. 1d., to defray supplementary charge for Glebe Island Abattoir, for the year 1863.

(39.) Resolved, that there be granted to Her Majesty a sum not exceeding £199 10s., to defray supplementary charge for Sea and River Pilots, for the year 1863.

(40.) Resolved, that there be granted to Her Majesty a sum not exceeding £5,241 16s., to defray supplementary charge for Miscellaneous Services, for the year 1863, being:—£500 for Postage for Public Departments, further sum; £2,216 2s. 7d. for the transmission of Telegraphic Messages, a further sum; £1,000 for Compensation to Mrs. Mary Jones for losses sustained by her late husband in carrying out his Mail Contract between Melbourne and Sydney, during the year 1851 (Resolution of Assembly); £1,187 13s. 5d. Interest on Moneys deposited in the Treasury under the 18th Section of the Savings' Bank Act of 1853, 17 Vic., No. 24, for the year 1863; £20 for the erection of a Signal Post at Newcastle to indicate the state of the Barometer, and of the Wind and the appearance of the weather; £118 for repairs to Pilot Schooner "Sea Witch," 1862; and £200 to provide Swinging Moorings for adjusting Ships' Compasses.

NO. VI.—SECRETARY FOR LANDS.

(41.) Resolved, that there be granted to Her Majesty, a sum not exceeding £9,490, to defray supplementary charge for Survey of Lands, for the year 1863.

(42.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,665 5s. 4d., to defray supplementary charge for Gold Fields, for the year 1863.

(43.) Resolved, that there be granted to Her Majesty, a sum not exceeding £399 10s., to defray supplementary charge for Immigration, (Remittances refunded in 1862.)

(44.) Resolved, that there be granted to Her Majesty, a sum not exceeding £201 8s. 2d., to defray supplementary charge for Management of Alpacas, for the year 1863.

(45.)

- (45.) Resolved, that there be granted to Her Majesty, a sum not exceeding £30, to defray supplementary charge for Botanic Gardens, for the year 1863.
- (46.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2, to defray supplementary charge for Aborigines, (1859) for the year 1863.
- (47.) Resolved, that there be granted to Her Majesty, a sum not exceeding £17,354 19s. 4d., to defray supplementary charge for Roads other than Main Roads, for the year 1863, being £5 Os. 6d. for completion of Fencing the Road from Nowra to Greenwell Point, where it passes through private land; £34 for completion of Fencing the Road from Nowra to Shoalhaven River at Bomaderry Ferry, where it passes through private land; £330 for fencing such portions of the Road from Orange to Nanima as pass through enclosed paddocks; £175 for fencing portion of the Road from Bathurst and Sydney Road to the Upper Turon, a further sum; £347 8s., for fencing portion of the Road from Raymond Terrace and Clarence Town Road to Raymond Terrace and Stroud Road; £563 1s. 2d., for Road from Bathurst, *via* Carcoar, to Cowra; £10 19s. 8d., for Rental of the Windsor Ferry during the tenancy of Mr. Parnell, *viz.*, from 1 November, 1862, to 31 December, 1863, placed at the disposal of the Windsor Road Trust (£336 19s. 8d., less £326 paid); £80 for cutting down Clarence-street, preparatory to the formation of Charlotte-place; £200 for construction of a Punt at Tabulam, near Major Chauvell's Station; £100 for fencing Road from Nowra to Buryar; £29 8s. for fencing Road from Moruya to Boat Alley, passing through Mr. Thomas Baldwin's property; £25 for fencing Road from Terara to the Southern Coast; £400 for new Punt at Kempsey; £200 for Punt and Approaches, Ghinny Ghinny Creek; £70 for Punt at Tuross, further sum; £450 for Punt at Pokataroo, Barwon River; £330 for Punt and Appurtenances at Tom Ugly's Point, George's River; £1,500 for Bridge over the River Apsley, at Walcha; £600 for Repairs to Abattoir Road; £615 5s. 9d. for formation of Road from Main Western Road to Glebe Island; £5,000 for Minor Bridges and Roads, not classified, further sum; £29 for Fencing portion of Road from Punt crossing between Tomago and Hexham to the new Station of Great Northern Railway Station, Hexham; £46 for Fencing Dummore Road, further sum; £5,000 for Bridge at Lachlan, including cost of superintendence; £615 6s. amount required for completion of Bridge at Young; £141 Os. 3d., salary and allowance of Mr. Bolton, Road Overseer, for portion of 1863; £42 for completion of Fencing of Government Paddock, Wellington; £39 for Fencing Road from Mudgee to Wellington, which passes through cultivated land; £40 for land purchased from John Jauncey for a Court House at Bega; £90 for Fencing portion of Road from Orange to Forbes, with deviation through J. Smith's land; £180 for superintendence of Bridge, Lynch-street, Young; and £67 10s. for Fencing Road from Maitland to Mulbring.
- (48.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,359 18s. 3d., to defray supplementary charge for Miscellaneous Services, for the year 1863, being £470 for purchase of Alignment Posts for Municipal Towns, further sum; £180 for erection of Rooms for a Local Court at Forbes; £60 for purchase of, and alterations to certain Buildings in the Main Street of Young, for the use of the Local Court at Burrangong; £145 to refund to Mr. John Hurley the cost of enclosing and otherwise preserving the Public Reservoir at Campbelltown; £50 compensation to Chas. Lucas, for loss of improvements at Deniliquin; £50 for fencing Kempsey and Frederick's Town Cemetery; £56 5s. for fencing Cemetery at Walcha; £96 10s. to Mr. James Bruce, for expenses incurred in the seizure and keep of contraband cattle seized by Mr. A. Bruce, in November last, from John Pierce; £79 Os. 6d. to Mr. D. P. Keogh, for expenses incurred by Mr. A. Bruce for the depasture of cattle seized by Mr. Inspector Heard; £112 for various small expenses incurred with reference to diseased cattle; £96 18s. to D. P. Keogh and J. P. Smith, due respectively for agistment of cattle belonging to Messrs. Smythwick, £82 14s., and £14 4s.; £818 19s. 5d. services of Mr. E. Coombes, as Mining Surveyor at the Lachlan Gold Fields, to 31 March, and Salary and Allowance, at £650, from 1 April to 31 December; £500 for enclosing and improving the piece of Land at Newcastle, which has been reserved for Public Recreation, on condition of an equal sum being raised by Voluntary Contribution (Resolution of Assembly); £38 compensation to undermentioned persons for the appraised value of certain Land taken from them, for the formation of Streets in the Town of Sofala, *viz.*:—£6 17s. 6d., John M'Guinness; £16, W. Walker; £15 2s. 6d., W. Davis; £1,515 12s. compensation for Sheep destroyed; £591 13s. 4d. for salaries of Sheep Inspectors; and £500 for salaries of Cattle Inspectors.

NO. VII.—SECRETARY FOR PUBLIC WORKS.

- (49.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,641 Os. 4d., to defray supplementary charge for Railways, for the year 1863.
- (50.) Resolved, that there be granted to Her Majesty, a sum not exceeding £355 6s. 5d., to defray supplementary charge for Harbour and Rivers, for the year 1863, being for repairs to Liverpool Dam, further sum.
- (51.) Resolved, that there be granted to Her Majesty, a sum not exceeding £560 Os. 1d., to defray supplementary charge for Colonial Architect's Office, for the year 1863.
- (52.) Resolved, that there be granted to Her Majesty, a sum not exceeding £23,643 7s. 6d., to defray supplementary charge for Works and Buildings, for the year

year 1863, being £735 7s. 9d. for additions and alterations, Protestant Orphan School, Parramatta, £800, less £64 12s. 3d. paid; £339 2s. for additions and alterations, Benevolent Institution, Parramatta; £808 9s. 11d. for additions and alterations, Benevolent Institution, Liverpool; £3,578 9s. 8d. for erection of Post Offices in connection with Telegraph Stations at Braidwood, Tumut, Sofala, Forbes, Orange, Singleton, Murrurundi, Armidale, Tamworth, Tenterfield, Deniliquin, Young, Mudgee, Wollongong, and Kiama; £4,216 3s. 4d. for the erection of Police Stations at Pulpit Hill, Eighteen-mile Hollow, Wombat, Burrowa, Forbes, Tenterfield, Kiama, Taralga, and Talbragar; £2,917 3s. 4d. for additions, Lunatic Asylum, Parramatta; £5,602 6s. 2d. for additions and alterations, Lunatic Asylum, Tarban; £1,029 5s. for additions and alterations, Water-closets and Cells, Sydney Gaol; £35 13s. for improving the Drainage, Sydney Gaol; £100 for fencing Cemetery at Parramatta, further sum; £117 for erection of Customs Station, Broken Bay, further sum; £386 10s. for repairs, Messenger's Quarters, &c., Custom House, Sydney; £680 11s. for additions to the Registry Office, Sydney; £306 16s. 7d. for additions, &c., to Parliamentary Buildings; £104 6s. 9d. for repairs and fittings to Hulk "Harmony," 1862-3, £1,050, less £915 13s. 3d. paid; £186 for Barrack accommodation for Commanding Officer, further sum; £1,500 for providing furniture and fittings for the Public Offices, further sum; and £1,000 for Powder Magazine, Spectacle Island, further sum.

(53.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,495 6s. 10d., to defray supplementary charge for Roads and Bridges, for the year 1863; being £36 12s. 5d. for Advertising for 1862, further sum; excess in the estimated amount of Tolls and Ferries, for 1863—Western Road, £1,352; Northern Road, £250 1s.; £1,000 for repairs to Mudgee Road, 1862, further sum; £700 for repairs to Fitzroy Bridge, near Goulburn; £429 13s. 5d. for repairs to Road from Picton to Railway Station; £700 for repairs to John-street, Singleton; and £27 for repairs to Bridge at Carcoar.

(54.) Resolved, that there be granted to Her Majesty, a sum not exceeding £637 18s. 6d., to defray supplementary charge for Electric Telegraphs, for the year 1863; being £200 for Assistant Clerk, Accountant's Office; £150 for Operator, Sydney Station; £50 for Station Master, Tenterfield, further sum; £30 for Station Master and Line Inspector, Wellington, further sum; £23 16s. for Messengers' Uniform for 1862, further sum; £9 2s. 6d. for Forage Allowance for one Line Inspector, 6d. per day, 1862; £100 for Advertising in connection with Telegraph Buildings generally; and £75 to replace Telegraph Posts, South Head Line.

(55.) Resolved, that there be granted to Her Majesty, a sum not exceeding £350 to defray supplementary charge for Fitz Roy Dock Establishment, for the year 1863.

(56.) Resolved, that there be granted to Her Majesty, a sum not exceeding £347 5s. 9d., to defray supplementary charge for Miscellaneous Services, for the year 1863, being,—£165 2s. for expenses of the Board appointed to inquire into the charges preferred against Mr. Nealds, Traffic Manager, Southern and Western Railway; £24 16s. 3d. for Designs for New Houses of Parliament and for Public Offices, further sum; and £157 7s. 6d. for Coffins for the Burial of Paupers.

AMENDED SUPPLEMENTARY ESTIMATE FOR 1863.

NO. III.—CHIEF SECRETARY.

(57.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,415, to defray supplementary charge for Department of Registrar General, for the year 1863.

NO. V.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

(58.) Resolved, that there be granted to Her Majesty, a sum not exceeding £651 13s. 4d., to defray supplementary charge for Colonial Distilleries and Refineries, for the year 1863.

(59.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,976, to defray supplementary charge for Money Order Department, for the year 1863.

(60.) Resolved, that there be granted to Her Majesty, a sum not exceeding £700, to defray supplementary charge for Steam Navigation and Pilot Boards, for the year 1863.

NO. VI.—SECRETARY FOR LANDS.

(61.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,091 14s. 7d., to defray supplementary charge for Coal Fields, for the year 1863.

FURTHER AMENDED SUPPLEMENTARY ESTIMATE FOR 1863.

NO. IV.—ADMINISTRATION OF JUSTICE.

(62.) Resolved, that there be granted to Her Majesty, a sum not exceeding £252 5s. 6d., to defray supplementary charge for Law Officers of the Crown, for the year 1863.

(63.)

(63.) Resolved, that there be granted to Her Majesty, a sum not exceeding £123 14s., to defray supplementary charge for Supreme and Circuit Courts, for the year 1863.

(64.) Resolved, that there be granted to Her Majesty, a sum not exceeding £892 10s., to defray supplementary charge for Quarter Sessions, for the year 1863.

(65.) Resolved, that there be granted to Her Majesty, a sum not exceeding £60 8s., to defray supplementary charge for Coroners, for the year 1863.

(66.) Resolved, that there be granted to Her Majesty, a sum not exceeding £151 14s., to defray supplementary charge for Miscellaneous Services, for the year 1863; being £131 14s. for 110 copies Archbold's Practice; and £20 for Law Expenses in case Robertson *vs.* Dumaresq, further sum.

TO BE RAISED BY LOAN.

(67.) Resolved, that there be granted to Her Majesty, to be raised by Loan, a sum not exceeding £15,618 12s. 7d., to defray supplementary charge for Public Works and Buildings, for the year 1863, being,—£7,153 13s. 2d. for erection of Telegraph Stations on Southern, Western, Northern, and Mudgee Lines; £300 for Electric Telegraph Line from Wollongong to Kiama, further sum; £1,047 12s. 9d. for erection of Light House, Gabo Island, further sum; £765 19s. 5d. for erection of Light House, Wilson's Promontory, further sum; £6,000 for enlargement of Australian Museum, further sum; and £351 7s. 3d. towards Harbour Defences.

ESTIMATES OF EXPENDITURE, 1864.

NO. I.—SCHEDULES.

(68.) Resolved, that there be granted to Her Majesty, for the year 1864, a sum not exceeding £2,540 9s. 10d., to defray Pensions not provided for by Schedule (B) to Schedule (No. 1) of the Act of the Imperial Parliament 18 and 19 Vict., cap. 54, being inclusive of £1,233 6s. 8d., as follows, that is to say:—£200 to Lady Forbes, Widow of the late Sir Francis Forbes, Chief Justice; £200 to Lady Dowling, Widow of the late Sir James Dowling, Chief Justice; £200 to Lady Mitchell, Widow of the late Sir Thomas Mitchell, Surveyor General; £100 to Mrs. Anne Kinchela, Widow of the late Mr. Justice Kinchela; £100 to Mrs. Anne Petric, Daughter of the late Captain Hinders, R.N.; £133 6s. 8d. to Edward Robert Stack, late Master of the Benevolent Asylum, Sydney; and £300 to William Bland, in consideration of services rendered to the Public.

NO. II.—EXECUTIVE AND LEGISLATIVE.

(69.) Resolved, that there be granted to Her Majesty, a sum not exceeding £720, to defray the salaries and contingencies of the Executive Council Establishment, for the year 1864.

(70.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,648, to defray the salaries and contingencies of the Legislative Council Establishment, for the year 1864.

(71.) Resolved, that there be granted to Her Majesty, a sum not exceeding £8,313, to defray the salaries and contingencies of the Legislative Assembly Establishment, for the year 1864.

(72.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,019, to defray the salaries and contingencies of the Joint Establishment of the Legislative Council and Assembly, for the year 1864.

(73.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,601, to defray salaries and contingencies of the Parliamentary Library Establishment, for the year 1864.

NO. III.—CHIEF SECRETARY.

(74.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,755, to defray the salaries and contingencies of the Chief Secretary's Establishment, for the year 1864.

(75.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,387, to defray the Military Allowance (Infantry), for the year 1864.

(76.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,920, to defray the expense of the Artillery, for the year 1864.

(77.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,000, to meet the expense of Artillery and Rifle Volunteer Corps, for the year 1864.

(78.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,000, to meet the expense of a Naval Brigade, for the year 1864.

(79.) Resolved, that there be granted to Her Majesty, a sum not exceeding £220,793, to defray the salaries and contingencies for the Police Service, for the year 1864; being £2,575 for salaries for the Department of the Inspector General of Police; £125,141 for salaries of Superintendents, Inspectors, Sub-Inspectors, Sergeants, Constables, and Trackers; £2,965 for salaries of Detective Police; £16,290 for Police Magistrates; £15,402 for Police Clerks and Clerks of Petty Sessions; and £58,420 for allowances and contingencies.

(80.)

(80.) Resolved, that there be granted to Her Majesty, a sum not exceeding £43,602, to defray salaries and contingencies of Gaols and Penal Establishments for the year 1864; being £9,854 for Sydney Gaol; £5,806 for Parramatta Gaol; £2,777 for Bathurst Gaol; £2,495 for Maitland Gaol; £2,754 for Goulburn Gaol; £3,867 for Berrima Gaol; £966 for Albury Gaol; £916 for Braidwood Gaol; £881 for Mudgee Gaol; £478 for Grafton Gaol; £478 for Wollongong Gaol; £628 for Armidale Gaol; £597 for Wagga Wagga Gaol; £478 for Eden Gaol; £1,035 for Yass Gaol; £119 for Gundagai Gaol; £238 for Tamworth Gaol; £238 for Orange Gaol; £367 for Deniliquin Gaol; £139 for Tenterfield Gaol; £1,900 for Gaols, Country Districts; £700 for Clothing for Warders; £5,691 for Penal Establishment, Cockatoo Island; and £200 for Visiting Justice at Sydney Gaol and Penal Establishment, Cockatoo Island.

(81.) Resolved, that there be granted to Her Majesty, a sum not exceeding £44, to defray the salary of the Clerk to the Medical Board, for the year 1864.

(82.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,732, to defray the salaries and contingencies of the Auditor General's Establishment, for the year 1864.

(83.) Resolved, that there be granted to Her Majesty, a sum not exceeding £11,525, to defray the salaries and contingencies of the Registrar General's Establishment, for the year 1864.

(84.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,260, to defray the salaries and contingencies of the Observatory Establishment, for the year 1864.

(85.) Resolved, that there be granted to Her Majesty, a sum not exceeding £700, to defray the salary of Curator, Museum, for the year 1864.

(86.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,300, to defray the salaries and contingencies for a Colonial Agent, for the year 1864.

(87.) Resolved, that there be granted to Her Majesty, a sum not exceeding £35,000, for the support of National Schools, and Incidental Expenses of the Board, including the Allowances to the Teachers, for the year 1864.

(88.) Resolved, that there be granted to Her Majesty, a sum not exceeding £35,000, for the support of Denominational Schools, and Incidental Expenses of the Board, including the Allowances to the Teachers, for the year 1864.

(89.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,234, to defray the salaries and contingencies of the Protestant Orphan School, for the year 1864.

(90.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,150, to defray the salaries and contingencies of the Roman Catholic Orphan School, for the year 1864.

(91.) Resolved, that there be granted to Her Majesty, a sum not exceeding £9,000, for Asylums for the Infirm and Destitute, for the year 1864.

(92.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,925, as grants in aid of Public Institutions, for the year 1864; being £200 in aid of the Sydney Mechanics' School of Arts; £200 to supplement the present Annual Endowment of £1,000 to the Australian Museum; £200 in aid of the School of Arts at St. Leonard's, on condition of an equal amount being raised by private contribution; £100 in aid of the Literary Institute, Braidwood, on same condition; £300 in aid of the erection of the Paterson School of Arts, on same condition; £500 in aid of the erection of the Morpeth School of Arts, further sum of, on same condition; £200 in aid of the Yass Mechanics' Institute, on same condition; £200 in aid of the erection of the Richmond School of Arts, on same condition; £100 in aid of the Goulburn School of Arts, on condition of an equal amount being raised by private contribution, until a Building be erected; £100 in aid of Bathurst School of Arts, on same condition, until a Building be erected; £100 in aid of the Albury School of Arts, on same condition, until a Building be erected; £100 in aid of the Waverley School of Arts, on same condition, until a Building be erected; £100 in aid of the Armidale School of Arts, on same condition, until a Building be erected; £25 in aid of the Stroud School of Arts; and £500 in aid of the Acclimatisation Society of New South Wales, on condition of an equal amount being raised by private contributions.

(93.) Resolved, that there be granted to Her Majesty, a sum not exceeding £12,350, to defray Charitable Allowances, for the year 1864; being £700 for the support of Infants removed from the Benevolent Asylum, Sydney, to the Asylum for Destitute Children at Randwick; £2,000 towards completing the Wing of the Asylum for Destitute Children at Randwick; £2,000 in aid of the Asylum for Destitute Children at Randwick, on condition of an equal amount being raised by private contributions; £2,800 in aid of the Hospitals Windsor, Newcastle, Wagga Wagga, Port Macquarie, Yass, Armidale and New England, Sofala, Braidwood, Port Stephens, Kiandra, Deniliquin, Forbes, Muswellbrook, and Carcoar, at £200 each, on condition of sums to an equal amount being raised by private contributions; £600 in aid of the Hospital, Maitland, on same condition; £900 in aid of the Hospitals, Parramatta, Bathurst, and Goulburn, at £300 each, on same condition; £100 in aid of the Hospital at Mudgee, on same condition; £350 in aid of the Benevolent Society, Parramatta, on same condition; £200 in aid of the Benevolent Society, Singleton and Patrick's Plains, on same condition; £150 in aid of the Benevolent Society, Tamworth, on same condition; £200 in aid of the Penrith Hospital and Benevolent Society, on same condition; £350 in aid

aid of the erection of an Hospital at Tenterfield, on same condition; £300 in aid of the Hospital at Young, on same condition; £150 in aid of the Hospital at Grafton, on same condition; £200 in aid of the Hospital at Murrurundi, on same condition; £300 towards completing the Hospital at Wollongong, on same condition; £300 in aid of the erection of an Hospital at Bourke, on same condition; £150 in aid of the erection of an Hospital at Grafton, on same condition; £350 for repairs of Hospital and Benevolent Asylum, Windsor; and £250 in aid of the Deaf and Dumb Institution, on same condition.

(94.) Resolved, that there be granted to Her Majesty, a sum not exceeding £17,313, to defray Miscellaneous Services, for the year 1864; being £10,000 for Municipal Council, Sydney, in aid of the City Funds; £5,500 for Expenses attending the preparation of the Electoral Lists; £1,250 for defraying Expenses of the Returning Officers of the several Electoral Districts; £513, the amount of the balance now remaining of the proceeds of the sale of the goods of John Cockerell (Resolution of Assembly); and £50 gratuity to Mrs. Sarah Kelly, whose husband, late a Turnkey of the Maitland Gaol, died from the bite of some venomous reptile while in the performance of his duty.

NO. IV.—ADMINISTRATION OF JUSTICE.

(95.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,630, to defray the salaries and contingencies of the Establishment of the Law Officers of the Crown, for the year 1864.

(96.) Resolved, that there be granted to Her Majesty, a sum not exceeding £8,968, to defray the salaries and contingencies of the Establishments of the Supreme and Circuit Courts, for the year 1864.

(97.) Resolved, that there be granted to Her Majesty, a sum not exceeding £7,245, to defray the salaries and contingencies of the Establishment of the Sheriff, for the year 1864.

(98.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,455, to defray the salaries of the Establishment of the Insolvent Court, for the year 1864.

(99.) Resolved, that there be granted to Her Majesty, a sum not exceeding £12,361, to defray the salaries and contingencies of the District Courts Establishments, for the year 1864; being £3,546 for the Metropolitan and Coast District; £960 for the Southern District; £790 for the South-western District; £890 for the Western District; £890 for the Northern District; £1,060 for the Hunter River District, and £4,225 for contingencies.

(100.) Resolved, that there be granted to Her Majesty, a sum not exceeding £9,314, to defray the salaries and contingencies of the Quarter Sessions Establishments, for the year 1864.

(101.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,289, to defray the salaries and contingencies of Coroners' Inquests, for the year 1864.

(102.) Resolved, that there granted to Her Majesty, a sum not exceeding £50, to defray the expenses of the Court of Claims, for the year 1864.

NO. V.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

(103.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,320, to defray the salaries and contingencies of the Treasury Establishment, for the year 1864.

(104.) Resolved, that there be granted to Her Majesty, a sum not exceeding £22,962, to defray the salaries and contingencies of the Customs Establishments, for the year 1864.

(105.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,120, to defray the salaries and contingencies of the Colonial Distilleries and Refineries, for the year 1864.

(106.) Resolved, that there be granted to Her Majesty, a sum not exceeding £13,393, to defray the salaries and contingencies of the Sydney Branch of the Royal Mint, for the year 1864.

(107.) Resolved, that there be granted to Her Majesty, a sum not exceeding £500, to defray the allowances to Gold Receivers, for the year 1864.

(108.) Resolved, that there be granted to Her Majesty, a sum not exceeding £29,802 0s. 0½d., to defray the salaries and contingencies of the Post Office Establishment, for the year 1864.

(109.) Resolved, that there be granted to Her Majesty, a sum not exceeding £80,820, to defray the expense of the Conveyance of Mails, for the year 1864.

(110.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,980, to defray salaries and contingencies of the Money Order Department, for the year 1864.

(111.) Resolved, that there be granted to Her Majesty, a sum not exceeding £42,255, to defray salaries, and the cost of Stores and Stationery for Colonial Storekeeper's Establishment, for the year 1864.

(112.) Resolved, that there be granted to Her Majesty, a sum not exceeding £18,450, to defray the salaries, wages, and contingencies of the Printing, Book-binding, and Postage Stamps, for the year 1864.

(113.)

- (113.) Resolved, that there be granted to Her Majesty, a sum not exceeding £976, to defray the salaries and contingencies of the Gunpowder Magazine Establishment, for the year 1864.
- (114.) Resolved, that there be granted to Her Majesty, a sum not exceeding £755, to defray the salaries of Health Officers and Emigration Officer, Port Jackson, for the year 1864.
- (115.) Resolved, that there be granted to Her Majesty, a sum not exceeding £918, to defray the salaries and contingencies of the Quarantine Establishment, for the year 1864.
- (116.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,174, to defray the salaries and contingencies of the Establishments of the Shipping Masters, for the year 1864.
- (117.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,070, to defray salaries and contingencies for the Glebe Island Abattoirs Establishment, for the year 1864.
- (118.) Resolved, that there be granted to Her Majesty, a sum not exceeding £24,600, to defray the salaries and contingencies of the Harbours, Light Houses, and Pilot Department, for the year 1864; being £650 for Superintendent of Pilots, Light Houses, and Harbours; £1,102, for Steam Navigation and Pilot Boards; £1,450 for Harbour Masters; £4,917 for Light Houses; £8,411 for Sea and River Pilots; £5,996 for Boatmen; £544 for Telegraph Stations; and £1,530 for contingencies.
- (119.) Resolved, that there be granted to Her Majesty, a sum not exceeding £12,823, to defray Miscellaneous Services for the year 1864; being £4,000 for Postage of the various Public Departments; £5,000 for the transmission of Telegraphic Messages; £200 to provide for a Queen's Plate to be run for annually on Randwick Racecourse, under the auspices of the Australian Jockey Club (Resolution of Assembly); £30 for Provisions to be left on Booby Island, for the relief of shipwrecked persons; £2,000 to meet Unforeseen expenses, to be hereafter accounted for; £1,500 to meet the expense of carrying on the Coast Surveys; £56 for underrunning and repairing Moorings at Bellambi; and £37 for a Buoy for Wollongong Harbour.

NO. VI.—SECRETARY FOR LANDS.

- (120.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,415 to defray the salaries and contingencies of the Department of Lands, for the year 1864.
- (121.) Resolved, that there be granted to Her Majesty, a sum not exceeding £61,745 to defray the salaries and contingencies of the Establishment for the Survey of Lands, for the year 1864.
- (122.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,000 for commission to Land Agents, Appraisers, and others, and for advertising for the Public Service generally, for the year 1864.
- (123.) Resolved, that there be granted to Her Majesty, a sum not exceeding £11,994 to defray the salaries and contingencies of the Establishment for the Occupation of Lands, for the year 1864.
- (124.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,516, to defray the salaries and contingencies of the Immigration Department, for the year 1864.
- (125.) Resolved, that there be granted to Her Majesty, a sum not exceeding £20,085, to defray the salaries and contingencies of the Gold Fields Establishments, for the year 1864.
- (126.) Resolved, that there be granted to Her Majesty, a sum not exceeding £500, to defray the salaries and contingencies for the management of Alpacas, for the year 1864.
- (127.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,040, to defray the expense of Coal Fields Establishment, for the year 1864.
- (128.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,388, to defray the salaries and contingencies of the Botanic Gardens Establishment, Sydney, for the year 1864.
- (129.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,407, to defray the salaries and contingencies of the Establishment of the Government Domains and Hyde Park, for the year 1864.
- (130.) Resolved, that there be granted to Her Majesty, a sum not exceeding £87,057, to defray the expense of the construction and maintenance of Roads, other than Main Roads, for the year 1864; being £65,000 for the construction and maintenance of Subordinate Roads, as classified per Schedule; £10,500 for Minor Bridges and Roads not classified; £600 for Punt at Raymond Terrace; £200 for Punt at Wiseman's Ferry; £250 for Punt for Hawkesbury River, between Pitt Town and Wilberforce; £30 to provide a Boat for the crossing the river at Bundarra; £1,000 for Bridge over South Creek, on road from Blacktown to Richmond; £800 for Bridge over Yarra Munday Lagoon; £1,200 for Bridge over Cattai Creek, on road from Pitt Town to Wiseman's Ferry; £187 for Bridge over Dillon's Creek, on road from Albury to Howlong; £267 for Bridge over Hendrie's Creek, on same road; £60 towards erecting a Bridge at Tumut, the further sum of; £2,384 for completion of Road from Randwick to junction

junction of Long Bay and Botany Roads ; £750 for Bridge over Vale Creek, on road from Bathurst to Rockley ; £800 for Alignment Posts for Towns ; £1,000 to meet expense of fencing Public Roads where proclaimed through enclosed lands ; £283 amount paid by Alexander M'Kenzie on account of Bulli Parish Road ; £1,400 for construction of a Bridge at Nundle ; £16 for fencing that portion of the road from Appin to Wilton which passes through John Bray's enclosed land ; £300 for the construction of a Punt for the River Darling, at or near Walgett ; and £30 towards the repairs of Peel-street, Tamworth, on condition of a similar amount being raised by private contribution.

(131.) Resolved, that there be granted to Her Majesty, a sum not exceeding £500, to defray Medicines and Medical Attendance on the Aborigines, for the year 1864.

(132.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,987, to defray Miscellaneous Services for the year 1864 ; being £150 for construction of a Reservoir at Narellan ; £3,100 compensation to Messrs. W. and J. Ranken, for injury sustained by opening of Lachlan Gold Fields ; £69 remission to Mr. H. Dear, of Purchase Money, on flooded allotment, Shoalhaven ; £300 remission to George Lumsden, of Purchase Money, on flooded allotment, Shoalhaven ; £118 compensation to J. M. Gray—being £80 for deficiency in land purchased by him, &c., and £38 interest at 5 per cent., from 16th March, 1853, to 23rd July, 1862 ; and £250 to purchase a site for a Mechanics' Institute at Yass.

NO. VII.—SECRETARY FOR PUBLIC WORKS.

(133.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,620, to defray the salaries and contingencies of the Department of Public Works, for the year 1864.

(134.) Resolved, that there be granted to Her Majesty, a sum not exceeding £113,485, for the Railway Branch of the Department of Public Works, for the year 1864 ; being £3,060 for General Establishment, £8,400 for works in progress, and £102,025 for existing Lines, working expenses.

(135.) Resolved, that there be granted to Her Majesty, a sum not exceeding £16,979, for Harbours and River Navigation, for the year 1864 ; being £3,525 for Engineer's Department ; £3,980 for Steam Dredge "Hunter" ; £2,174 for Steam Dredge "Hercules" ; £2,674 for Steam Dredge, "Pluto" ; £1,790 for Steam Dredge, Newcastle ; and £2,836 for Steam Cranes, Newcastle.

(136.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,725, to defray expense of Public Works of the Department of Harbours and River Navigation, for the year 1864 ; being £500 for Preliminary Harbour Surveys ; £1,200 for landing Silt from Dredge, and forming ground ; £1,500 for Sea Wall, Botanical Gardens ; £100 for repairs to Glebe Island Road ; £300 for Moorings at Tathra ; £3,000 towards survey and improvement of Murrumbidgee and Darling Rivers ; £50 for clearing obstructions to the Navigation of the Eurocka Creek ; and a further sum of £75 for Wharf at Casino.

(137.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,325, to defray the salaries and contingencies of the Establishment of the Colonial Architect, for the year 1864.

(138.) Resolved, that there be granted to Her Majesty, a sum not exceeding £379, to defray the salaries and contingencies of Establishment of Fortifications, for the year 1864.

(139.) Resolved, that there be granted to Her Majesty, a sum not exceeding £40,390, to defray the expense of Public Works and Buildings, for the year 1864 ; being £10,000 for ordinary repairs, alterations, and additions to Public Buildings generally ; £3,000 to provide Furniture and Fittings for the Public Offices generally ; £1,000 for repairs to Military Barracks and Buildings ; £250 for lighting Lamps, sweeping Chimneys, &c., Victoria Barracks ; £500 for lighting Government Lamps in streets of Sydney ; £5,500 for providing Materials and Implements for employment of Prisoners at Sydney, Parramatta, Goulburn, Maitland, Bathurst, and Berrima, and other Gaols ; £100 for repairs to Buildings, Royal Mint ; £15,000 for Gaols, Court Houses, and Lock-ups ; £400 for supply of Coffins for Paupers ; £1,000 for repairs, Lunatic Asylum, Parramatta ; £2,000 for erection of Central Building, Sydney Gaol ; £100 for new Entrance Gates, Botanic Gardens ; £1,000 for Lighting Victoria Barracks with Gas, and repairs to Military and Volunteer Buildings ; £390 for enlarging Shell Room, and extending Shed at Jetty, Gunpowder Magazine, Goat Island ; £150 for fencing Cemetery at Turatta.

(140.) Resolved, that there be granted to Her Majesty, a sum not exceeding £11,775, to defray the expenses for Roads and Bridges, for the year 1864 ; being £2,875 for salaries and contingencies of the General Establishment ; £4,000 for Mudgee Road ; and £4,900 for Miscellaneous—being £3,000 for repairs to and painting of Bridges ; £500 for constructing and repairing Toll-bars ; £800 for Bridge over Billabong Creek at Wanganella, between Hay and Deniliquin, further sum ; £300 for Bridge over Billabong Creek at Moulamein, further sum of ; and £300 for Culvert under Main Road, Bank-street, East Maitland.

(141.) Resolved, that there be granted to Her Majesty, a sum not exceeding £25,531, to defray the salaries, allowances, contingencies, and working expenses of the Establishment of the Electric Telegraphs, for the year 1864.

(142.)

(142.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,789, to defray the salaries and contingencies of the Fitz Roy Dock Establishment, for the year 1864.

(143.) Resolved, that there be granted to Her Majesty, a sum not exceeding £104, to defray Miscellaneous Services for the year 1864, being compensation to the family of the late Mrs. De Courcy £104 annually for five years.

TO BE RAISED BY LOAN.

(144.) Resolved, that there be granted to Her Majesty, for the year 1864, to be raised by Loan, a sum not exceeding £133,000, for Locomotive Engines, Railway Carriages, and extension of works in progress.

(145.) Resolved, that there be granted to Her Majesty, for the year 1864, to be raised by Loan, a sum not exceeding £234,827, to cover excess on votes taken in the years 1855, 1857, 1858, and 1860, for the extension of the Northern, Southern, and Western Railways, to Singleton, Picton, and Penrith, under the head "Unauthorized Expenditure."

(146.) Resolved, that there be granted to Her Majesty, for the year 1864, to be raised by Loan, a sum not exceeding £46,000, to defray the expenses of Public Works of the Department of Harbours and Rivers Navigation, being £38,000 towards construction of Wharfs and Coal Basin, Newcastle; £3,000 for Coal Shoots and Railway, Wollongong; and £5,000 for improvement of Wollongong Harbour, a further sum.

(147.) Resolved, that there be granted to Her Majesty, for the year 1864, to be raised by Loan, a sum not exceeding £9,000 for Roads and Bridges, being further sum for a Bridge over Hunter, at West Maitland.

(148.) Resolved, that there be granted to Her Majesty for the year 1864, to be raised by Loan, a sum not exceeding £10,000 for Public Works and Buildings, being £5,000 for Harbour Defences, and £5,000 for the Australian Museum.

(149.) Resolved, that there be granted to Her Majesty, for the year 1864, to be raised by Loan, a sum not exceeding £18,300 for Electric Telegraphs; being £9,000 for construction of Line from Mudgee to Murrurundi, 120 miles; £4,500 for construction of Line from Braidwood to Araluen, 60 miles, at £75; £3,000 for continuation of Line to Cooma; and £1,800 for erection of Stations at Grafton, Wagga Wagga, and Hay.

ADDITIONAL SUPPLEMENTARY ESTIMATE FOR 1863.

No. III.—CHIEF SECRETARY.

(150.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,050, to defray supplementary charge for Police, for the year 1863.

(151.) Resolved, that there be granted to Her Majesty, a sum not exceeding £167 8s. 2d., to defray supplementary charge for Gaols, for the year 1863; being £111 6s. 10d. for Sydney Gaol, £42 for Berrima Gaol, and £14 1s. 4d. for Albury Gaol.

(152.) Resolved, that there be granted to Her Majesty, a sum not exceeding £45, to defray supplementary charge for Hulk "Harmony," for the year 1863.

(153.) Resolved, that there be granted to Her Majesty, a sum not exceeding £863 10s. 3d., for Vaccine Institution.

(154.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,595, to defray supplementary charge for Charitable Allowances, for the year 1863; being £100 in aid of the Wellington Hospital, on condition of an equal sum being raised by private contributions; £300 in aid of the Young Hospital, on same condition; £907 for the support of Women and Children in the Benevolent Asylum, Sydney; and £288 in aid of the Funds of the Benevolent Society, Sydney, further sum.

(155.) Resolved, that there be granted to Her Majesty, a sum not exceeding £203 16s. 6d., to defray supplementary charge for Miscellaneous Services, for the year 1863, being for Military Expedition to Lambing Flat, further sum.

No. IV.—ADMINISTRATION OF JUSTICE.

(156.) Resolved, that there be granted to Her Majesty, a sum not exceeding £58 5s., to defray supplementary charge for Law Officers of the Crown, for the year 1863, being expenses attending Inquisition of Office in 1862, *in re* Martin Shanahan.

(157.) Resolved, that there be granted to Her Majesty, a sum not exceeding £350, to defray supplementary charge for Coroners, for the year 1863; being Fees to Coroners and Magistrates for Inquests and Inquiries, at 20s. each, further sum.

No. V.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

(158.) Resolved, that there be granted to Her Majesty, a sum not exceeding £26 7s. 9d., to defray supplementary charge for Colonial Storekeeper, for the year 1863.

ADDITIONAL

ADDITIONAL ESTIMATES FOR 1864.

No. I.—SCHEDULES.

(159.) Resolved, that there be granted to Her Majesty, a sum not exceeding £122 11s. 9d., to defray additional charge for Pensions (Supplement to Schedule B) for the year 1864; being £44 7s. 3d. to Thomas M. Wright, late Clerk of Petty Sessions, Tenterfield—service seventeen years one month, at £59 8s. per annum; and £78 4s. 6d. to Mrs. Lovett, widow of J. Lovett, late Pilot and Coxswain of Life Boat, Newcastle, at £100 per annum, from 20 March.

No. II.—EXECUTIVE AND LEGISLATIVE.

(160.) Resolved, that there be granted to Her Majesty, a sum not exceeding £131 5s., to defray additional charge for Legislative Council Department, for the year 1864.

(161.) Resolved, that there be granted to Her Majesty, a sum not exceeding £36 13s. 4d., to defray additional charge for Joint Department of Legislative Council and Assembly, for the year 1864.

No. III.—CHIEF SECRETARY.

(162.) Resolved, that there be granted to Her Majesty, a sum not exceeding £84 16s., to defray additional charge for Military, for the year 1864.

(163.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,477 8s. 2d., to defray additional charge for Gaols and Penal Establishments, for the year 1864; being £100 for Parramatta Gaol, £252 for Albury Gaol, £751 1s. 8d. for Windsor Gaol, £830 7s. 6d. for Deniliquin Gaol, £50 for Braidwood Gaol, £50 for Mudgee Gaol, £118 19s. for Wellington Gaol, and £2,325 for Penal Establishment.

(164.) Resolved, that there be granted to Her Majesty, a sum not exceeding £150, to defray additional charge for Registrar General, for the year 1864.

(165.) Resolved, that there be granted to Her Majesty, a sum not exceeding £260, to defray additional charge for allowances to Medical Board appointed to make weekly visits to the Lunatic Asylums, at £5 per week, for the year 1864.

(166.) Resolved, that there be granted to Her Majesty, a sum not exceeding £12,095 17s. 9d., to defray the charge for salaries and contingencies of the Lunatic Asylum, Tarban Creek, for the year 1864.

(167.) Resolved, that there be granted to Her Majesty, a sum not exceeding £10,294, to defray the charge for salaries and contingencies of the Lunatic Asylum, Parramatta, for the year 1864.

(168.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,762, to defray the charge for Vaccine Institution, for the year 1864.

(169.) Resolved, that there be granted to Her Majesty, a sum not exceeding £350, to defray additional charge for Grants in aid of Public Institutions, for the year 1864; being £200 in aid of the erection of the Camden School of Arts, on condition that an equal sum be raised by private contributions; and £150 in aid of the erection of the Grafton School of Arts, further sum, on same condition.

(170.) Resolved, that there be granted to Her Majesty, a sum not exceeding £18,293 7s. 10d., to defray additional charge for Charitable Allowances, for the year 1864; being £3,500 for the support of Women and Children in the Benevolent Asylum, Sydney; £500 in aid of the funds of the Benevolent Society, Sydney, on condition of an equal amount being raised by private contributions; £4,000 for support of Paupers in Colonial Hospitals; £1,727 in aid of the Sydney Infirmary and Dispensary, on condition of an equal amount being raised by private contributions; £2,000 in aid of the Destitute Children's Asylum, Randwick, further sum; £5,300 for the erection of an Additional Wing and Quarters for Officers and Servants at the Sydney Infirmary; £400 in aid of the Bathurst Hospital, further sum, on condition of an equal sum being raised by private contributions; £100 in aid of the Mudgee Hospital, further sum, on same condition; £150 in aid of the Adelong Hospital, on same condition; £100 in aid of the Wellington Hospital, on same condition; £400 in aid of the Albury Hospital and Benevolent Society, on same condition; and £116 7s. 10d. in aid of the Young Hospital, further sum, on same condition.

(171.) Resolved, that there be granted to Her Majesty, a sum not exceeding £628 5s. 3d., to defray additional charge for Miscellaneous Services, for the year 1864; being £10 towards the erection of a Public Pound at Upper Tarlo, Police District of Goulburn; £10 16s. 3d. for purchase of materials for construction of a Boat to save lives and property during late Flood at Tamworth; £67 9s. for relief to sufferers by late Floods in District of Newcastle; £40 for relief to sufferers by late Floods in the Districts of Gunnedah and Tamworth; and £500 for relief to sufferers by late Floods, further sum, if required.

No. IV.—ADMINISTRATION OF JUSTICE.

(172.) Resolved, that there be granted to Her Majesty, a sum not exceeding £30, to defray additional charge for District Courts, for the year 1864.

No. V.—

No. V.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

- (173.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,034 10s., to defray additional charge for Customs, River Murray, for the year 1864.
- (174.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,411 12s., to defray additional charge for Post Office, for the year 1864.
- (175.) Resolved, that there be granted to Her Majesty, a sum not exceeding £120, to defray additional charge for Government Printer and Inspector of Stamps, for the year 1864.
- (176.) Resolved, that there be granted to Her Majesty, a sum not exceeding £180, to defray additional charge for Miscellaneous Services, for the year 1864; being gratuities to the Widows of Boatmen who lost their lives by the swamping of the Lifeboat at Newcastle, viz., Mrs. Elliston, £100, and Mrs. Horton, £80.

No. VI.—SECRETARY FOR LANDS.

- (177.) Resolved, that there be granted to Her Majesty, a sum not exceeding £150, to defray additional charge for Department of Lands, for the year 1864.
- (178.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,225, to defray additional charge for Survey of Lands, for the year 1864.
- (179.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,793 18s. 3d., to defray additional charge for Roads other than Main Roads, for the year 1864; being £20 for fencing Road from P. Kelly's 22 acres to Bridge over Tumut River, where it passes through Bernard Kelly's land; £107 for fencing Road from Nowra to Terrara, where it passes through Michael Hyam's land, further sum; £60 for fencing Road from Wingecarribee Swamp to Comer's Flat, Mittagong, where it passes through the enclosed lands of Messrs. Comer and Throsby; £212 for fencing Road from Goorangoola to Main North Road at Camberwell, where it passes through enclosed lands; £420 for Punt and Boat for Bomadary Ferry; £400 for Punt for Hunter River, between Lushintyre and Lochinvar; £700 for Punt and Approaches at Five Dock; £700 for Punt and Approaches at Iron Cove Creek; £120 for Road from Carcoar and Cowra Road to Village of Somers; £75 for Road from Elgin Railway Station towards Mulbring; £1,829 18s. 3d. for Road from Randwick Road, near the Racecourse, to Botany Road (for completion); £100 for formation of Clarence-lane, further sum; £150 for Approaches to Wharf at Kissing Point, further sum; £600 for Bridge at Talbragar, on Road from Mudgee to Coolah; £200 for Approaches to proposed Bridge over Cox's River at Glenroy; and £100 for the repair of the Main Street at Narrabri, damaged by the recent floods.
- (180.) Resolved, that there be granted to Her Majesty, a sum not exceeding £10,627, to defray additional charge for Miscellaneous Services, for the year 1864; being £60 for compensation to Miss Emma Steere, for loss sustained in consequence of her being Mortgagee of certain land at Prospect, for which two Grants were issued by the Crown; £30 for compensation to Mr. C. Lucas for loss of improvements at Deniliquin, further sum; £54 for expenses incurred by Mr. A. Bruce in initiating the new Scab Act; £9,000 to meet the expense of carrying out the Scab in Sheep Act of 1863; £100 to meet further claims under the former Scab Act; £350 to meet the expense of carrying out the Cattle Export Act of 1864; £50 for fencing General Cemetery at Inverell; £80 for fencing General Cemetery at Waratah; £50 for fencing General Cemetery at Glen Innes; £48 for fencing General Cemetery at Bundarra; £500 for erection of Lodge at General Cemetery at Hnslem's Creek; £200 for erection of Toll-house at Botany; and £105 for services rendered by Mr. W. D. Campbell, in the payment of compensation to the Chinese for losses sustained at the Burrangong Riots.

No. VII.—SECRETARY FOR PUBLIC WORKS.

- (181.) Resolved, that there be granted to Her Majesty, a sum not exceeding £91,756, to defray additional charge for Roads and Bridges, for the year 1864; being £8,000 for Field Establishment; £22,802 for construction and maintenance, Main North Road; £36,374 for Main South Road; and £24,580 for Main West Road.
- (182.) Resolved, that there be granted to Her Majesty, a sum not exceeding £187 10s., to defray additional charge for Railways, for the year 1864.
- (183.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,600, to defray additional charge for Harbours and Rivers, for the year 1864; being £150 for Wharfinger at Newcastle, to attend to Steam Cranes, for nine months, at £200 per annum; £400 for Punt for the Hunter River, at Singleton; £600 for Punt for the Richmond River, at Casino; £150 for compensation to Contractors for cancelling their Contract for a Bridge at Casino; £150 for approach to Jetty at Gosford, further sum of; and £150 for alterations to old Flood-gate at Dam, Cook's River.
- (184.) Resolved, that there be granted to Her Majesty, a sum not exceeding £7,312 6s. 2d., to defray additional charge for Works and Buildings, for the year 1864; being £300 for additions to Telegraph and Post Office, Armidale; £117 6s. 2d. to pay for Furniture for Government House, supplied in 1862; £1,450 to provide for outstanding Claims for work and materials for Darlinghurst Gaol; £1,375 for repairs to Tower, &c., Government House; £250

£250 for Padded Cells, for Lunatics, Darlinghurst Gaol; £200 for erection of a Parliamentary Stand in Domain; £863 for Airing Yard and Sentry Boxes, &c., Darlinghurst Gaol; £35 for Painting and White-washing at Government House; £200 for new Carpet for State Dining-room and repairs of Furniture, Government House; £800 for additions, Gaol, Parramatta (materials and free labour); £550 for Residence, Master of Benevolent Asylum, Liverpool; £175 for Matron's Quarters, Lunatic Asylum, Parramatta; £350 for Store, Stable, Dead House, &c., Lunatic Asylum, Parramatta; £500 for enlarging the accommodation for printing Postage Stamps and Railway Tickets; £21 for Police Building, Twelve Mile Hollow; £76 for Police Stables, Fish River; and £50 for purchase of Hut for Police Station, Bullock Flat.

(185.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,866, to defray additional charge for Roads and Bridges, for the year 1864; being £1,000 for Road from John-street to Railway Bridge, Singleton; £150 for approach to Railway Station, Singleton; £331 for approach to Tumut Bridge; £210 for approach to Railway Station, East Maitland; £100 for Foot Bridge over the Page, at Murrurundi; and £75 for approach to Lochinvar Station, 1½ miles.

(186.) Resolved, that there be granted to Her Majesty, a sum not exceeding £340 to defray additional charge for Electric Telegraph Department, for the year 1864.

TO BE PROVIDED BY LOAN.

(187.) Resolved, that there be granted to Her Majesty, to be provided by Loan, an additional sum not exceeding £203,280, for Railways and other Public Works, for the year 1864; being £150,000 for extension of Railway to Bathurst; £15,000 for Richmond and Windsor Railway, further sum; £7,500 for purchase of Land for Morpeth Railway; £5,000 for Railway Siding into Cemetery, Haslem Creek; £900 for Wharf, Carriage, Dock, and Siding, Newcastle Station, and ditto ditto at West Maitland; £970 for new Passenger Station, Platform, and Siding, at Hexham; £3,500 for Coal Sidings at Newcastle; £400 for Passenger Station and Platform at Kooty Hill, Western Line; £900 for three Gate Houses on Western Line; £110 for Stables at Newcastle; £5,000 for Reclamation of Land, Woolloomooloo Bay; £4,000 for Sewers for draining Reclaimed Land, Woolloomooloo Bay; and £10,000 for Reclaiming Land at the head of Darling Harbour and Blackwattle Swamp.

Resolutions (3) to (82) inclusive, were on motion of Mr. Eagar, read a second time, and agreed to.

Resolution (83) being read a second time, on motion of Mr. Eagar,—

Mr. Darvall moved, That the said Resolution be re-committed to the Committee of Supply.

Question put.

The House divided.

Ayes, 16.

Noes, 17.

Mr. Leary,	Mr. Sutherland,	Mr. Martin,	Mr. Driver,
Mr. Burdekin,	Mr. Caldwell,	Mr. W. Forster,	Mr. Mate,
Mr. Hart,	Mr. Weekes,	Mr. Eagar,	Mr. Gordon,
Mr. Garrett,	Mr. Darvall,	Mr. Wilson,	Mr. Bell,
Mr. Alexander,		Mr. Holroyd,	Mr. Dangar,
Mr. Emanuel,	<i>Tellers.</i>	Mr. Piddington,	<i>Tellers.</i>
Mr. Smart,	Mr. Robertson,	Mr. Dalgleish,	
Mr. Flett,	Mr. Morris,	Mr. Cunneen,	Mr. Milford,
Mr. Cummings,		Mr. Stewart,	Mr. R. Forster,
Mr. Wisdom,		Mr. Macpherson,	

Resolution (83) was then, on motion of Mr. Eagar, agreed to.

Resolutions (84) to (187) inclusive, were also, on motion of Mr. Eagar, read a second time, and agreed to.

18. Supply:—The Order of the Day for the resumption of the Committee of Supply discharged, on motion of Mr. Eagar.

19. Ways and Means:—The Order of the Day for the resumption of the Committee having been read, on motion of Mr. Eagar the Speaker left the Chair, and the House resolved itself into a Committee of the Whole further to consider of Ways and Means.

The Chairman reported that the Committee had come to some Resolutions, and, *with the concurrence of the House*, moved, That the said Resolutions be now received.

Question put and passed.

The Chairman then reported the said Resolutions, which were read a first time, as follows:—

(30.) Resolved, that towards making good the Supply granted to Her Majesty for the supplementary service of the year 1863 and previous years, the sum of £406,718 12s. 3d. be granted out of the Consolidated Revenue Fund of New South Wales.

(31.) Resolved, that towards making good the Supply granted to Her Majesty for the service of the year 1864, the sum of £1,020,475 11s. 4d. be granted out of the Consolidated Revenue Fund of New South Wales.

(32.)

(32.) Resolved, that towards making good the Supply granted to Her Majesty during the present Session, a sum not exceeding £670,025 12s. 7d. be raised by the sale of Debentures secured upon the Consolidated Revenue Fund of New South Wales, and bearing interest at a rate not exceeding five per centum per annum, to defray the expense of carrying on certain Public Works of the Colony. The said Resolutions were then, on motion of Mr. Eagar, read a second time and agreed to.

Whereupon, Mr. Eagar moved, That the Order of the Day for the resumption of the Committee of Ways and Means be discharged.

Question put and passed.

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

(1.) Public Service Superannuation Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to provide a Superannuation Fund and to regulate the granting of retiring and other allowances and gratuities in respect of Public Services,*" returns the same to the Legislative Assembly, without Amendment.

Legislative Council Chamber,
Sydney, 20th April, 1864.

T. A. MURRAY,
President.

(2.) Bathurst Market Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to transfer the Bathurst Market to the Municipal Council of Bathurst,*" returns the same to the Legislative Assembly, without Amendment.

Legislative Council Chamber,
Sydney, 20th April, 1864.

T. A. MURRAY,
President.

21. Railway Plans, &c.:—

(1.) Mr. Holroyd moved, pursuant to notice, That this House approves of the Plans and Sections and Book of Reference of a Proposed Extension of the Great Western Railway, from Blackheath to Piper's Flats, being Part No. 2 of the Extension from Penrith to Bathurst, laid before this House on 28th January, 1864, in accordance with the 9th Section of the Government Railways Act, 22 Vict., No. 19.

Debate ensued.

Question put and passed.

(2.) Mr. Holroyd moved, pursuant to notice, That this House approves of the Plans and Sections, and Book of Reference, of a proposed Extension of the Great Southern Railway into Goulburn, laid before the House on the 17th February, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

Debate ensued.

Question put and passed.

22. Public Works Loans Bill:—

(1.) Mr. Eagar moved that leave be granted, upon No. (32) of the Resolutions of Ways and Means, to bring in a Bill to enable the Government to raise a Loan for certain Public Works.

Question put and passed.

(2.) Mr. Eagar having presented this Bill, Bill, intituled, "*A Bill to enable the Government to raise a Loan for certain Public Works,*" read a first time, and ordered to be printed.

(3.) Bill then, on motion of Mr. Eagar, read a second time.

Whereupon, on motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.

The Chairman having reported the Bill without Amendment, the House adopted the report, and ordered that the Bill, as so reported, be read a third time at a later hour this day.

23. Appropriation Bill:—Mr. Eagar moved that leave be granted, upon Nos. (30) and (31) of the Resolutions of Ways and Means, to bring in a Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the supplies granted for the service of the year 1864 and for the year 1863 and previous years.

Question put and passed.

24. Motion Withdrawn:—Mr. Eagar withdrew the Motion standing in his name No. 5 on the Notice Paper of Government Business for to-day.

25. Cattle Impounding Declaratory Bill:—

(1.) Mr. Robertson moved, pursuant to notice, for leave to introduce a Bill to remove doubts as to the right of Conditional Purchasers under the Crown Lands Act of 1861 to impound stock trespassing on their land.

Question put and passed.

(2.) Mr. Robertson having presented this Bill, Bill, intituled, "*A Bill to remove Doubts as to the Impounding of Cattle,*" read a first time, and ordered to be printed.

26. Suspension of Standing Orders:—Mr. Robertson moved, pursuant to notice, That so much of the Standing Orders be suspended as will admit of the passing through all its stages in one day, a Bill to remove doubts as to the power and right of Conditional Purchasers under the Crown Lands Act of 1861 to impound stock trespassing on their land.
Debate ensued.

And the House continuing to sit until after Midnight:—

THURSDAY, 21 APRIL, 1864, A.M.

Question put.
The House divided.

Ayes, 18.

Noes, 14.

Mr. Driver,	Mr. Flett,	Mr. Martin,	Mr. Morris,
Mr. R. Forster,	Mr. Sadleir,	Mr. W. Forster,	Mr. Gordon,
Mr. Love,	Mr. Cummings,	Mr. Eagar,	<i>Tellers.</i>
Mr. Egan,	Mr. Garrett,	Mr. Wilson,	
Mr. Tighe,	Dr. Lang,	Mr. Holroyd,	Mr. Leary,
Mr. Raper,	Mr. Cunneen,	Mr. Macpherson,	Mr. Macleay.
Mr. Sutherland,	<i>Tellers.</i>	Mr. Redman,	
Mr. Dalgleish,		Mr. Walker,	
Mr. Hannell,	Mr. Robertson,	Mr. Bell,	
Mr. Dangar,	Mr. Burdekin.	Mr. Mate,	

27. Cattle Impounding Declaratory Bill, on motion of Mr. Robertson, read a second time. Whereupon, on motion of Mr. Robertson, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.
The Chairman having reported the Bill without Amendment, the House adopted the Report, and ordered that the Bill, as so reported, be read a third time at a later hour this day.
28. Public Works Loan Bill:—On motion of Mr. Eagar, read a third time and *passed*. Mr. Eagar then moved, That the Title of this Bill be “*An Act to enable the Government to raise a Loan for certain Public Works.*”
Question put and passed.
Whereupon, Mr. Eagar moved, That this Bill be carried to the Legislative Council with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, “*An Act to enable the Government to raise a Loan for certain Public Works,*” presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 21st April, 1864, A.M.

Speaker.

Question put and passed.

29. Appropriation Bill:—Mr. Eagar having presented this Bill, intituled, “*A Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the year 1864 and for the year 1863 and previous years,*” read a first time, and ordered to be printed.
Bill, then on motion of Mr. Eagar, read a second time.
Whereupon, on motion of Mr. Eagar, the Speaker left the Chair; and the House resolved itself into a Committee of the Whole for the consideration of this Bill.
The Chairman having reported the Bill without Amendment, the House adopted the report.
Bill then, on motion of Mr. Eagar, read a third time and *passed*.
Mr. Eagar then moved, That the Title of this Bill be “*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the year 1864 and for the year 1863 and previous years.*”
Question put and passed.
Whereupon, Mr. Eagar moved, That this Bill be carried to the Legislative Council with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, “*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the year 1864 and for the year 1863 and previous years,*” presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 21st April, 1864, A.M.

Speaker.

Question put and passed.

30. Municipality of Shoalhaven :—Mr. Garrett moved, pursuant to notice, That this House will, on Wednesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Additional Estimate for 1864, a sum not exceeding £258 18s. 2d., to indemnify the Ex-Mayor and Aldermen of the Shoalhaven Municipality for further legal expenses charged against them, as defendants, in the case of an appeal against a decision of the Supreme Court of this Colony to the Privy Council, in a suit brought against James Graham, Esq., then Mayor of the said Municipality, and for legal expenses in the matter of an injunction applied for by Alexander Berry, Esq., to restrain the Corporation from acting as a Municipal Body, on the ground that it was illegally constituted, by reason of a Town and a Rural District being joined together in the said Municipality.

Debate ensued.

Motion by leave withdrawn.

31. Cattle Impounding Declaratory Bill, on motion of Mr. Robertson, read a third time and passed.

Mr. Robertson then moved, That the Title of this Bill be, "*An Act to remove doubts as to the Impounding of Cattle.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to remove doubts as to the Impounding of Cattle,*" presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 21st April, 1864, A.M.

Speaker.

Question put and passed.

32. Assent to Bills :—The following Messages were, respectively, delivered by Mr. Martin, and read by the Speaker :—

JOHN YOUNG,

Governor.

Message No. 25.

A Bill, intituled, "*An Act to indemnify the Collector and Officers of Customs in respect of the collection of certain Duties without the sanction of Law,*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper officer for enrolment, in the manner required by law.

Government House,

Sydney, 20th April, 1864.

JOHN YOUNG,

Governor,

Message, No. 26.

A Bill, intituled, "*An Act to enable the Trustees of a settlement made on the 'Marriage of Charles Clarendon Cox and Louisa Stafford Stuart of certain land near Windsor in the Colony of New South Wales called or known as 'Clarendon' to sell such land and to make provision for the investment of the proceeds of the sale thereof,*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 20th April, 1864.

JOHN YOUNG,

Governor,

Message, No. 27.

A Bill, intituled, "*An Act to incorporate the Moruya Silver Mining Company,*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 20th April, 1864.

JOHN YOUNG,

Governor.

Message No. 28.

A Bill, intituled, "*An Act to regulate the Exportation of Cattle from the Ports of Sydney Newcastle and Eden,*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 20th April, 1864.

33.

33. Proposed Telegraphic Extension :—Mr. Garrett moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Additional Estimate for 1864, a sum of money not exceeding £4,000, for the purpose of extending the Coast Line of Telegraph from the present Terminus at Kiamia, to the Light-house at Jervis Bay.

Debate ensued.

Question put.

The House divided.

Ayes, 11.

Mr. Driver,
Mr. Sutherland,
Mr. Garrett,
Mr. Egan,
Mr. Dalglish,
Mr. Dangar,
Mr. Flett,
Mr. Hannell,
Mr. Cummings,

Tellers.

Mr. Robertson,
Mr. Burdekin.

Noes, 19.

Mr. Martin,	Mr. Macpherson,
Mr. W. Forster,	Mr. Gordon,
Mr. Eagar,	Mr. Morris,
Mr. Wilson,	Mr. Wisdom,
Mr. Holroyd,	<i>Tellers.</i>
Mr. Milford,	
Mr. Piddington,	Mr. Bell,
Mr. Redman,	Mr. Macleay.
Mr. Leary,	
Mr. Rapcr,	
Mr. Cunneen,	
Mr. R. Forster.	
Mr. Mate,	

34. Postponement :—Mr. Morris postponed the motion standing in his name, No. 7 on the Notice Paper of Other Business for to-day, until a later hour this day.

35. Privilege—Members of Parliament employed by Government :—Mr. Piddington moved, pursuant to notice,—

(1.) That the Committee of Elections and Qualifications having reported, with reference to the employment of Members of Parliament as follows :—

“ Your Committee is strongly impressed with a sense of the danger to the independence and purity of the Legislative Assembly, which may arise from the practice of selecting Members of Parliament, even for temporary employment, under the Government.

“ Your Committee is unanimously of opinion that the practice alluded to ought no longer to be continued in any department of the Public Service,”—this House deprecates the practice therein alluded to, and coincides in the opinion that such practice ought no longer to be continued in any department of the Public Service.

(2.) That the above Resolution be communicated, by Address, to His Excellency the Governor.

Debate ensued.

Notice being taken that there was not a Quorum present, the Speaker counted the House; and there being only Nineteen Members present, exclusive of the Speaker, namely,—Mr. Burdekin, Mr. Cummings, Mr. Cunneen, Mr. Dalglish, Mr. Driver, Mr. Eagar, Mr. W. Forster, Mr. R. Forster, Mr. Garrett, Mr. Holroyd, Mr. Macpherson, Mr. Martin, Mr. Milford, Mr. Morris, Mr. Piddington, Mr. Robertson, Mr. Walker, Mr. Wilson, and Mr. Wisdom,—the Speaker adjourned the House, at Five minutes after Two o'clock, A.M., until Three o'clock, P.M., This Day.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, APRIL 21.

QUESTIONS :—

1. MR. WALKER *to ask* THE SECRETARY FOR PUBLIC WORKS,—When is it anticipated that the Windsor and Richmond Railway will be opened?
2. MR. WALKER *to ask* THE COLONIAL SECRETARY,—Is it the intention of the Government to restore any of the lately disbanded Drill Instructors to the Volunteers during the present year?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MACPHERSON *to move*, That the Petition presented by him on 20 April, from certain Inhabitants of the County of Cumberland and District of Baulkhan Hills, be printed.
2. DR. LANG *to move*, That the Petition presented by him on 20 April, from Mrs. Ellen Rosa Pegus, be printed.
3. MR. DALGLEISH *to move*, That there be laid upon the Table of this House, in a tabular form, a Return from each School of Arts, Mechanics' Institute, or other Literary or Scientific Association which has received Grants in aid, either of land or of money from the Public Funds of this Colony, specifying,—
 - (1.) The amount of money granted by the Legislature, or by the Government, to each of the said Institutions in each year from the date of its first establishment up to and inclusive of the current Parliamentary Session of 1864.
 - (2.) The amount of money received under and by virtue of such Grants in each year, by each of the said Institutions.
 - (3.) The total amount so granted, and the total amount received by each of the said Institutions, from its first establishment up to the present time.
 - (4.) The quantity and value in money of land granted by the Government to either of the said Institutions, for a Site or for other purposes.
 - (5.) The amount of Private Subscriptions raised by each of the said Associations, in accordance with the conditions usually prescribed by the Legislature, or by the Government, on making such Grants.
 - (6.) The number of Members in each of the said Institutions, on the 1st day of January in each year, since its first establishment.
 - (7.) The number of Volumes now constituting the Library of each of the said Institutions.
 - (8.) The number of Inhabitants, according to the last Census, in each of the towns, districts, or localities in which such Institutions are severally situate.
4. MR. DALGLEISH *to move*, That there be laid upon the Table of this House, forthwith,—
 - (1.) A Return of the number of Newspapers posted in Sydney, for the interior, in the course of two weeks during the month of March last.
 - (2.) The number of Newspapers for the interior, posted (stamped) in Sydney, during the first and second weeks of the month of April instant.
 - (3.) The number of Newspapers despatched (stamped) to places beyond the Colony, during the last-mentioned period.
 - (4.) The total number of Stamped Newspapers despatched (stamped) from the Post Office, Sydney, during the same period.
 - (5.) The estimated number of Newspapers, which, according to the rate of those forwarded during the two first weeks of April instant, will be despatched from the Post Office, Sydney, during the ensuing twelve months, exclusive of those circulating through other portions of the Colony.
 - (6.) The estimated proportion which the Newspapers posted in Sydney bore annually, during past years, to those conveyed through the Post Offices in other parts of the Colony.
 - (7.) The number of extra Clerks or other persons required, and the extra expense incurred in the Post Office, in order to carry into operation the Newspaper Postage Act.
5. MR. MORRIS *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
6. MR. MORRICE *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to His Excellency the Governor, praying that a sum of money not exceeding £750, equal to public contribution, may be placed on the Supplementary Estimates for this year, to relieve the Agricultural Distress in the District of Camden, arising out of Rust in Wheat and recent Floods.

ORDERS

ORDERS OF THE DAY:—

1. Queensland Steam Navigation Company's Incorporation Bill; to be considered in Committee.
2. Exchange of Land Scots Church Jamison-street Legalizing Bill; second reading.
3. Insolvency Jurisdiction Bill; second reading.
4. Resumption of the Adjourned Debate on motion of Mr. Mate,—“That the Report “ of the Select Committee on the Petition of Robert Stewart, brought up on the 20th “ October, 1863, “ be ” now adopted by this House,”—upon which Mr. R. Forster had moved, by way of Amendment, that all the words after the word “ be ” be omitted, with a view to inserting in their place the words, “ re-committed to the former Committee, for the purpose of taking further evidence, and reporting thereon.”
5. Smoke Nuisance Abatement Bill; second reading.
6. Silver and Copper Coinage:—Debate on the motion of Mr. Samuel,—“That in the “ opinion of this House there ought to be a Silver and Copper Coinage issued from “ the Sydney Branch of the Royal Mint.”
7. Public Acknowledgment of the Services of Mrs. Caroline Chisholm:—Debate on the motion of Mr. Harpur,—“That this House will, on Friday next, resolve itself into “ a Committee of the Whole to consider the propriety of adopting an Address to “ the Governor, praying that His Excellency will be pleased to place upon the “ Supplementary Estimates for 1863, a sum not exceeding £200, as the first payment “ of an annual Pension of that amount to Mrs. Caroline Chisholm.”
8. Municipalities Law Amendment Bill; to be considered in Committee.
9. District Courts Act Amendment Bill; second reading.
10. Impounding Bill; to be further considered in Committee.
11. Church and School Lands Trust Bill; to be further considered in Committee.
12. Lunacy and Lunatic Asylums Bill; second reading.
13. Presbyterian College Bill; to be further considered in Committee.
14. Metropolitan Corporation Bill; to be further considered in Committee.
15. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, APRIL 22.

QUESTION:—

1. MR. EMANUEL to ask THE SECRETARY FOR PUBLIC WORKS,—Is it the intention of the Government to expend an amount of money for making a Causeway over the Wollandilly, instead of the Bridge for which £1,000 was voted for 1862?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR to move,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
2. MR. DANGAR to move, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 - (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 - (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.
3. MR. SADLEIR to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Additional Estimates for 1864, an amount not exceeding £6,180, to carry a single line of Telegraph from Morpeth Station to Raymond Terrace, thence along the Valley of the Williams to Stroud, Gloucester, and thence to the Manning River where the main road crosses it.
4. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Additional Supplementary Estimates for 1864, a sum of money not exceeding £10,000 for a Trial Survey of a line of Railway from Muswellbrook to Mudgee, and from Bowenfells to Mudgee, with a view to ascertain which of the two is the more desirable.
5. MR. LUCAS to move, that the Progress Report of the Select Committee on the Disorganized State of the Public Works Department, brought up by him on 7th April, be now adopted by this House.

TUESDAY,

TUESDAY, APRIL 26.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Proposed System of Local Self Government :—Debate on the Motion of Mr. Sadleir :—
 “ (1.) That in the opinion of this House it is desirable, in order to meet the increasing expenditure of the Colony, that a system of Local Self Government be established through the Colony, by the formation of Provincial Councils, so as to carry out the local requirements of the Colony.
 “ (2.) That the said Resolution be communicated, by Address, to His Excellency the Governor.”
2. Agricultural Distress—Consideration in Committee of an Address to the Governor, praying for Funds for the Relief of.
3. Miss Isabella Mary Kelly ; consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.

TUESDAY, MAY 3.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Dog Nuisance Abatement Bill ; second reading.
 2. Elementary Education Bill ; second reading.
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New South Wales.

No. 144.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 21 APRIL, 1864.

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

Questions on Notice Paper for to-day:—

- (1.) Windsor and Richmond Railway:—Mr. Walker asked the Secretary for Public Works, pursuant to Notice No. 1,—When is it anticipated that the Windsor and Richmond Railway will be opened?

Mr. Holroyd answered:—It is expected that the Railway from Blacktown to Richmond, *via* Windsor, will be opened next July.

- (2.) Drill Instructors of Volunteers:—Mr. Walker asked the Colonial Secretary, pursuant to Notice No. 2,—Is it the intention of the Government to restore any of the lately disbanded Drill Instructors to the Volunteers during the present year?

Mr. W. Forster answered:—I am not aware that any order has been given to disband the Drill Instructors; but, in consequence of the large reduction in the expenditure for this service, made by the Government with the concurrence of this House, it has been found impossible to continue pay to the entire staff of Drill Instructors and other Officers attached to the Volunteer Establishment, who were in the habit of receiving pay. It is proposed, however, to continue pay, at reduced rates, to an Adjutant and two Subordinate Officers, upon whom will devolve the duty of occasionally inspecting and instructing the Suburban and Rural Companies, and of maintaining the Force with a view to its better organization in future.

2. Special Adjournment:—Mr. Martin, *with the concurrence of the House*, moved, without notice, That this House, at its rising, do adjourn until Eleven o'clock, a.m., To-morrow.

Debate ensued.

Question put and passed.

3. Papers:—Mr. W. Forster laid upon the Table the undermentioned Papers:—

(1.) Despatch, dated 25th February, 1864, (with Enclosure) from the Duke of Newcastle, respecting Colonial Acts for the Incorporation of Banking Companies.

(2.) Further Return to Order, in reference to "Defaulting Contractors" made by this House, on motion of Mr. Dangar, on 1st September, 1863.

Ordered to be printed.

(3.) Return (in part) to Order, in reference to "Pauper Inmates of Charitable Institutions," made by this House, on motion of Mr. Harpur, on 29th September, 1863.

(4.) Return (in part) to Order, in reference to "Rates of Certain Charges on Impounded Cattle," made by this House, on motion of Mr. Harpur, on 4th September, 1863.

(5.) Return (in part) to Order, in reference to "Burrangong Gold Fields, Government Telegrams, and Correspondence," made by this House, on motion of Mr. Wilson, on 7th July, 1863.

4. Tom Dight Mackenzie:—Mr. Garrett, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee, for whose Inquiry and Report the Petition of Tom Dight Mackenzie was referred, on 1st April, 1864, together with Appendix.

Ordered to be printed.

5. Mineral Land selected by the Honorable Arthur Todd Holroyd:—

(1.) Mr. Garrett, *with the concurrence of the House*, moved, without notice, That the Committee on "Mineral Land selected by the Honorable Arthur Todd Holroyd," have power to Report.

Question put and passed.

(2.)

- (2.) Mr. Garrett then, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee, for whose inquiry this matter was referred on 1st April, 1864.
Ordered to be printed.
6. Paper:—Mr. Wilson laid upon the Table, Return (in part) to Order, in reference to "Road Reserves sold or surveyed for sale, and Roads proclaimed," made by this House, on motion of Mr. W. Forster, on 28th July, 1863.
Ordered to be printed.
7. Sydney Water Reserves:—Mr. Stewart, as Chairman, brought up a Progress Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee, for whose inquiry and report this subject was referred on 2nd February, 1864, together with Appendix.
Ordered to be printed.
8. Seed Wheat and Oats supplied by Government ("Formal" Motion):—Mr. Macpherson moved, pursuant to notice, That the Petition presented by him, on 20th April, from certain Inhabitants of the County of Cumberland and District of Baulkham Hills, be printed.
Question put and passed.
Ordered to be printed.
9. Mrs. Pegus ("Formal" Motion):—Dr. Lang moved, pursuant to notice, That the Petition presented by him, on 20th April, from Mrs. Ellen Rosa Pegus, be printed.
Question put and passed.
Ordered to be printed.
10. Literary or Scientific Institutions:—Mr. Dalgleish moved, pursuant to notice, That there be laid upon the Table of this House, in a tabular form, a Return from each School of Arts, Mechanics' Institute, or other Literary or Scientific Association which has received Grants in aid, either of land or of money from the Public Funds of this Colony, specifying,—
(1.) The amount of money granted by the Legislature, or by the Government, to each of the said Institutions in each year from the date of its first establishment up to and inclusive of the current Parliamentary Session of 1864.
(2.) The amount of money received under and by virtue of such Grants in each year, by each of the said Institutions.
(3.) The total amount so granted, and the total amount received by each of the said Institutions, from its first establishment up to the present time.
(4.) The quantity and value in money of land granted by the Government to either of the said Institutions, for a Site or for other purposes.
(5.) The amount of Private Subscriptions raised by each of the said Associations, in accordance with the conditions usually prescribed by the Legislature, or by the Government, on making such Grants.
(6.) The number of Members in each of the said Institutions, on the 1st day of January in each year since its first establishment.
(7.) The number of Volumes now constituting the Library of each of the said Institutions.
(8.) The number of Inhabitants, according to the last Census, in each of the towns, districts, or localities in which such Institutions are severally situate.
Question put and passed.
11. Returns respecting Newspapers:—Mr. Dalgleish, *with the concurrence of the House*, moved, pursuant to *amended* notice, That there be laid upon the Table of this House,—
(1.) A Return of the number of Newspapers posted in Sydney, for the interior, during the month of March last.
(2.) The number of Newspapers for the interior, posted (stamped) in Sydney, during the month of April instant.
(3.) The number of Newspapers despatched (stamped) to places beyond the Colony, during the last-mentioned period.
(4.) The total number of Stamped Newspapers despatched (stamped) from the Post Office, Sydney, during the same period.
(5.) The estimated number of Newspapers, which, according to the rate of those forwarded during the month of April instant, will be despatched from the Post Office, Sydney, during the ensuing twelve months, exclusive of those circulating through other portions of the Colony.
(6.) The estimated proportion which the Newspapers posted in Sydney bore annually, during past years, to those conveyed through the Post Offices in other parts of the Colony.
(7.) The number of extra Clerks or other persons required, and the extra expense incurred in the Post Office, in order to carry into operation the Newspaper Postage Act.
Question put and passed.
12. Reverend William Stack:—Mr. Morris moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, any Correspondence between the Executive Government and the Reverend William Stack, in reference to an application for leave of absence made by that gentleman.
Debate ensued.
Question put and passed.

13. Papers :—

- (1.) Mr. Eagar laid upon the Table, Return to Order, in reference to "Treasury Balances," made by this House, on motion of Mr. Piddington, on 15th April, 1864. Ordered to be printed.
- (2.) Mr. W. Forster laid upon the Table the undermentioned Papers :—
- (1.) Return to Address respecting application for leave of absence by the "Reverend William Stack," adopted by this House, on motion of Mr. Morris, this day. (*See Entry 12 above.*)
- (2.) Despatch, dated 11th February, 1864, (with Enclosure,) from the Duke of Newcastle, respecting Church of England in the Colonies. Ordered to be printed.

14. Seamen's Laws Amendment and Consolidation Bill :—The Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council having had under consideration the Legislative Assembly's Message, dated the 20th April, 1864, insisting upon its disagreement to certain Amendments made by the Council in the Seamen's Laws Amendment and Consolidation Bill, and adhering to its Amendments upon certain other of the Council's Amendments in the said Bill, does not longer insist upon its Amendments so disagreed to, nor upon its disagreement to the Amendments so adhered to, but has made the following consequential Amendments in which it requests the concurrence of the Legislative Assembly, viz. :—

Page 24, new clause 94, line 50. Omit "eighty-three," insert "seventy-nine."
 " " line 50. Omit "four."
 " " line 51. Omit "six," insert "two."

Legislative Council Chamber,
 Sydney, 21st April, 1864.

T. A. MURRAY,
 President.

Whereupon, on motion of Mr. Dalgleish, made with the concurrence of the House, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Legislative Council's Message.

The Chairman having reported that the Committee had agreed to the consequential Amendments made by the Council in page 24, new clause 94, lines 50 and 51,—

Mr. Dalgleish moved, That this Report be now adopted by this House.

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having had under consideration the Legislative Council's Message, dated 21st April, 1864, in reference to the Seamen's Laws Amendment and Consolidation Bill,—Agrees to the consequential Amendments made by the Council in page 24, new clause 94, lines 50 and 51.

Legislative Assembly Chamber,
 Sydney, 21st April, 1864.

Speaker.

Question put and passed.

15. Destitute Children's Society's Incorporation Act Amendment Bill :—The Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council having had under consideration the Legislative Assembly's Message, dated the 20th April, 1864, in reference to the Destitute Children's Society's Incorporation Act Amendment Bill, disagrees to that portion of the Assembly's Amendment in page 1, clause 1, line 10, which proposes the insertion of the words "such father," because children are frequently surrendered to the care of the Society in the absence of the father, who has deserted them and left them in a state of destitution, and agrees to all the other Amendments made by the Assembly, with a consequential Amendment in page 1, clause 1, line 10, viz., the omission of the word "by," in which consequential Amendment the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
 Sydney, 21st April, 1864.

T. A. MURRAY,
 President.

Ordered, on motion of Mr. Morris, that the Legislative Council's said Message be taken into consideration in Committee to-morrow.

16. Motion Dropped :—Mr. Morrice not making the Motion standing in his name, No. 6 on the Notice Paper of Other Business for to-day, it dropped.

17. Queensland Steam Navigation Company's Incorporation Bill :—The Order of the Day, for the consideration in Committee of this Bill, discharged, on motion of Mr. Leary.

Bill then discharged, on motion of Mr. Leary.

18. Postponements :—

(1.) The Order of the Day for the second reading of the Exchange of Land, Scots Church Jamison-street Legalizing Bill postponed, on motion of Mr. Dalgleish, until to-morrow.

(2.) The Order of the Day for the second reading of the Insolvency Jurisdiction Bill postponed, on motion of Mr. Hart, until to-morrow.

(3.)

- (3.) The Order of the Day for the resumption of the Adjourned Debate on motion of Mr. Mate,—“That the Report of the Select Committee on the Petition of “ Robert Stewart, brought up on the 20th October, 1863, “ be ” now adopted by “ this House,”—upon which Mr. R. Forster had moved, by way of Amendment, that all the words after the word “ be ” be omitted, with a view to inserting in their place the words “ re-committed to the former Committee, for the purpose of taking further evidence, and reporting thereon,” postponed, on motion of Mr. Mate, until to-morrow.
19. Smoke Nuisance Abatement Bill :—The Order of the Day for the Second reading of this Bill discharged, on motion of Mr. Wilson.
Bill then discharged, on motion of Mr. Wilson.
20. Messages :—The Speaker reported the following Messages from the Legislative Council :—
- (1.) Appropriation Bill :—
MR. SPEAKER,
The Legislative Council having this day agreed to the Bill, intituled “ *An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the year 1864 and for the year 1863 and previous years,*” returns the same to the Legislative Assembly without Amendment.
Legislative Council Chamber, T. A. MURRAY,
Sydney, 21st April, 1864. President.
- (2.) Public Works Loan Bill :—
MR. SPEAKER,
The Legislative Council having this day agreed to the Bill, intituled, “ *An Act to enable the Government to raise a Loan for certain Public Works,*,” returns the same to the Legislative Assembly without Amendment.
Legislative Council Chamber, T. A. MURRAY,
Sydney, 21st April, 1864. President.
21. Postponement—Silver and Copper Coinage :—The Order of the Day for the Debate on the motion of Mr. Samuel,—“That in the opinion of this House there “ ought to be a Silver and Copper Coinage issued from the Sydney Branch of the “ Royal Mint,” postponed, on motion of Mr. Dalgleish, until to-morrow.
22. Public Acknowledgment of the Services of Mrs. Caroline Chisholm :—The Order of the Day for the Debate on the motion of Mr. Harpur,—“That this House will, “ on Friday next, resolve itself into a Committee of the Whole, to consider the “ propriety of adopting an Address to the Governor, praying that His Excellency “ will be pleased to place upon the Supplementary Estimates for 1863, a sum not “ exceeding £200, as the first payment of an annual Pension of that amount to “ Mrs. Caroline Chisholm,” discharged, on motion of Mr. Harpur.
23. Postponements :—The undermentioned Orders of the Day of Other Business postponed, respectively, on motion of the Members named, until to-morrow :—
- (1.) Order No. 8, Mr. Garrett.
(2.) Order No. 9, Mr. Garrett.
(3.) Order No. 10, Mr. Garrett.
(4.) Order No. 11, Mr. Macpherson.
24. Lunacy and Lunatic Asylums Bill :—The Order of the Day for the second reading of this Bill discharged, on motion of Mr. Driver.
Bill then discharged, on motion of Mr. Driver.
25. Customs Duties Interpretation Bill :—The Speaker reported the following Message from the Legislative Council :—
MR. SPEAKER,
The Legislative Council having this day agreed to the Bill, intituled, “ *An Act to remove doubts respecting Duties of Customs,*” returns the same to the Legislative Assembly without amendment.
Legislative Council Chamber, T. A. MURRAY,
Sydney, 21st April, 1864. President.
26. Presbyterian College Bill :—On the Order of the Day for the further consideration in Committee of this Bill being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such further consideration.
The Chairman having reported the Bill with Amendments, the House adopted the report, and ordered that the Bill, as so reported, be read a third time to-morrow.
The House adjourned, on motion of Mr. W. Forster, at ten minutes before Eight o'clock—standing adjourned until To-morrow, at Eleven o'clock, a.m.

JOHN HAY,
Speaker.

FRIDAY, APRIL 22.

MEMO. :—The House meets at ELEVEN o'clock, A.M.

NOTICES

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, APRIL 22.

QUESTIONS :—

1. MR. EMANUEL *to ask* THE SECRETARY FOR PUBLIC WORKS,—Is it the intention of the Government to expend an amount of money for making a Causeway over the Wollondilly, instead of the Bridge for which £1,000 was voted for 1862?
2. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Do the Government intend to Establish a Punt at Aberdeen on the Hunter?
 - (2.) Are the Government aware, that lives have been recently lost at the Aberdeen Crossing-place—from the want of a Boat or Punt?
 - (3.) How long will it take to complete the Railway Extension to Aberdeen *via* Muswellbrook, and when will the Railway Bridge be commenced at one of those places?
3. MR. LOVE *to ask* THE SECRETARY FOR LANDS,—By whose authority a portion of the public reserve on the Flag Staff Hill, has been recently fenced in and added to the Garden of the Astronomer's residence?
4. MR. DALGLEISH *to ask* THE COLONIAL TREASURER,—How Mr. Dillon late Postal Inspector, accounts in his Diary for his time during a stay of seventeen days at Glen Innes?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DANGAR *to move*,—
 - (1.) That it is the opinion of this House that the Government ought at once to adopt stringent measures, with a view of collecting the Border Duties on Goods passing into New South Wales from Victoria and Queensland.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the above Resolution.
2. MR. DANGAR *to move*, That there be laid upon the Table of this House, a Return shewing,—
 - (1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District and Locality.
 - (2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.
 - (3.) A list of these Runs, names of present Occupiers, District and Locality, that will expire from January, 1866, to 1872.
3. MR. SADLER *to move*, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Additional Estimates for 1864, an amount not exceeding £6,180, to carry a single line of Telegraph from Morpeth Station to Raymond Terrace, thence along the Valley of the Williams to Stroud, Gloucester, and thence to the Manning River where the main road crosses it.
4. MR. TERRY *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Additional Supplementary Estimates for 1864, a sum of money not exceeding £10,000 for a Trial Survey of a line of Railway from Muswellbrook to Mudgee, and from Bownfells to Mudgee, with a view to ascertain which of the two is the more desirable.
5. MR. LUCAS *to move*, That the Progress Report of the Select Committee on the Disorganized State of the Public Works Department, brought up by him on 7th April, be now adopted by this House.
6. MR. CALDWELL *to move*, That the Petition presented by him on the 20th April, from certain Citizens of Sydney against the present mode of traffic in intoxicating liquors, and in favour of a permissive liquor law, be printed.
7. MR. DANGAR *to move*, That there be laid upon the Table of this House,—
 - (1.) A Return of all employés now in the General Post Office Department, who have at any time since the passing of the Insolvent Act in 1842, sequestrated their estates under that Act, or the amended Act.
 - (2.) A Return shewing the Liabilities and Assets, as shewn and declared to per schedule in each case.
 - (3.) A Return shewing how each case has been settled, whether the liabilities were paid in full or otherwise.
8. MR. FAUCETT *to move*, That the Select Committee appointed to “enquire into the circumstances connected with the Mortgage on the Property of the Scots Church, Sydney, and whether any equitable claims exist for the cancellation of the “Mortgage,” be discharged.
9. MR. FAUCETT *to move*, That the Evidence taken before the Select Committee appointed to “enquire into the circumstances connected with the Mortgage on the “Property of the Scots Church, Sydney, and whether any equitable claims exist for “the cancellation of the said Mortgage,” be laid upon the Table of this House, and printed.
10. MR. GARRETT *to move*, That the Petition from Alexander Brand, presented by Mr. C. Cowper, junr., on the 24th February, be printed.

ORDERS

ORDERS OF THE DAY:—

1. Destitute Children's Society's Incorporation Act Amendment Bill; consideration in Committee of Legislative Council's Message in reference to Assembly's Amendments in this Bill.
2. Exchange of Land, Scots Church, Jamison-street, Legalizing Bill; second reading.
3. Insolvency Jurisdiction Bill; second reading.
4. Resumption of the Adjourned Debate on motion of Mr. Mate,—“ That the Report “ of the Select Committee on the Petition of Robert Stewart, brought up on the 20th “ October, 1863; “ be ” now adopted by this House,”—upon which Mr. R. Forster had moved, by way of Amendment, that all the words after the word “ be ” be omitted, with a view to inserting in their place the words “ re-committed to the “ former Committee, for the purpose of taking further evidence, and reporting “ thereon.”
5. Silver and Copper Coinage :—Debate on the motion of Mr. Samuel,—“ That in the “ opinion of this House there ought to be a Silver and Copper Coinage issued from “ the Sydney Branch of the Royal Mint.”
6. Municipalities Law Amendment Bill; to be considered in Committee.
7. District Courts Act Amendment Bill; second reading.
8. Impounding Bill; to be further considered in Committee.
9. Church and School Lands Trust Bill; to be further considered in Committee.
10. Presbyterian College Bill; third reading.
11. Metropolitan Corporation Bill; to be further considered in Committee.
12. Drainage Promotion Bill; consideration in Committee of the propriety of introducing this Bill.

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TUESDAY, APRIL 26.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Proposed System of Local Self Government:—Debate on the Motion of Mr. Sadleir,—
 “ (1.) That in the opinion of this House it is desirable, in order to meet the “ increasing expenditure of the Colony, that a system of Local Self Government be “ established through the Colony, by the formation of Provincial Councils, so as to “ carry out the local requirements of the Colony.
 “ (2.) That the said Resolution be communicated, by Address, to His Excellency “ the Governor.”
2. Agricultural Distress :—Consideration in Committee of an Address to the Governor, praying for Funds for the Relief of.
3. Miss Isabella Mary Kelly :—Consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for 1864, a sum of money not exceeding £5,000, as compensation to Miss Isabella Mary Kelly, for losses sustained in consequence of her unjust conviction and imprisonment for perjury on the 6th and 7th of October, 1859.

 TUESDAY, MAY 3.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Dog Nuisance Abatement Bill; second reading.
 2. Elementary Education Bill; second reading.
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New South Wales.

No. 145.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 22 APRIL, 1864.

1. The House met pursuant to *special* adjournment; The Speaker took the Chair.
Questions on Notice Paper for to-day:—

(*Mr. Emanuel not asking the Question standing in his name, No. 1, it dropped.*)

- (1.) Punt for Aberdeen:—Mr. Dangar asked the Secretary for Public Works, pursuant to Notice No. 2,—

- (1.) Do the Government intend to establish a Punt at Aberdeen on the Hunter?
(2.) Are the Government aware that lives have been recently lost at the Aberdeen Crossing-place—from the want of a Boat or Punt?
(3.) How long will it take to complete the Railway Extension to Aberdeen *via* Muswellbrook, and when will the Railway Bridge be commenced at one of those places?

Mr. Holroyd answered:—

- (1.) The Government have no present intention of establishing a Punt at Aberdeen.
(2.) There has been no report received in the office, of any lives having recently been lost at the Aberdeen Crossing-place.
(3.) The survey of the Railway Extension has been completed as far as Murrurundi, and the propriety of proceeding between Muswellbrook and Murrurundi I shall bring before the notice of the Government during the Recess.
(2.) Public Reserve on the Flag Staff Hill:—Mr. Love asked the Secretary for Lands, pursuant to Notice No. 3,—By whose authority a portion of the public Reserve, on the Flag Staff Hill, has been recently fenced in and added to the Garden of the Astronomer's residence?

Mr. Wilson answered:—This is the first information the Government have received of any such encroachment on the Reserve at Flag Staff Hill. There is no record in the office on the subject, but I can assure the Honorable Gentleman that the matter shall be inquired into.

- (3.) Mr. Dillon, late Postal Inspector:—Mr. Dalglish asked the Colonial Treasurer, pursuant to Notice No. 4,—How Mr. Dillon, late Postal Inspector, accounts in his diary for his time during a stay of seventeen days at Glen Innes?

Mr. Eagar answered:—Perhaps the best mode of answering the Honorable Gentleman's question will be to read from the diary itself, which I have brought with me for the purpose. The Postal Inspector arrived at Glen Innes at 8:30 p.m., on the 29th December, 1863, and left at 4:45 p.m., on the 16th January, 1864. I shall now read from the diary how the gentleman accounts for his time:—
“Wednesday, 30th December—Inspected office at Glen Innes; John Proctor, Postmaster; George Hall, Assistant; office in room off store used for other purposes; not many letters; mail-book not kept up since January, 1863; misapprehension as to mode of keeping registration book; stamp impression book not kept up; date stamp only changed on mail days; monthly contract reports not sent in; letter-box, but not locked; roadside letters only charged one penny; dead letter notice not exhibited; stamps on hand:—600, 1d.; 450, 2d.; 98, 6d.; 28, 1s.; 50 registered; salary, £25, which is too much compared with what is given to some Postmasters on the main roads; office very fairly conducted. Thursday, 31st December—Time Table. Friday, 1st January, 1864—New Year's Day. Saturday, 2nd January—Took a holiday. Sunday, 3rd January —. Monday, 4th January—Rode out to Farguharabad Station, to ascertain by personal observation how far it was off the road, and whether Contractor was justified in refusal to call there. Tuesday, 5th January—
“Having been informed that postmaster had sent goods in mail-bag, and favoured,
“ by

" by not reporting him in time-bill, the particular Contractor, I inquired into the matter, and saw Postmaster, who denied having done so, nor could I find anything to justify the charge. Wednesday, 6th January, Thursday, 7th January—Unwell. Friday, 8th January—Spoke to Contractor Price to call at Farquharabad; saw various persons on postal matters. Saturday, 9th January—Applied by telegraph, for time-bills for last half-year of 1863, for Armidale and Glen Innes, Glen Innes and Wellingrove, and Wellingrove and Inverell lines; saw Commissioner of Crown Lands, and Superintendent of Roads, as to line from Tenterfield to Grafton; having ascertained that Contractor Price had not called at Farquharabad Station, called upon him to explain. Sunday, 10th January, —. Monday, 11th January—Engaged on time-table. Tuesday, 12th January—Did intend leaving to-day, but weather threatening, and towards evening rain set in. Wednesday, 13th January—Heavy rain nearly all day. Thursday, 14th January—Sent in diary to 31st December, 1863; more or less rain. Friday, 15th January—Still raining; roads very bad."

2. Papers:—

(1.) Mr. Eagar laid upon the Table, Ninth Annual Report on Post Office Department (being for 1863.)

Ordered to be printed.

(2.) Mr. Wilson laid upon the Table, Copy of Correspondence between the Secretary for Lands, the Surveyor General, the District Surveyor at Armidale, Gold Miners on the Rocky River Gold Fields, and the Gold Commissioners at the Rocky River, relative to ten acres of Auriferous Land at the Rocky River Gold Field, New England, sold to Mr. John Crapp; also the Petition or Memorial transmitted to the Secretary for Lands by the Gold Miners at the Rocky River, praying that the said land should not be alienated, on the ground that it was auriferous land.

Ordered to be printed.

3. Darling Harbour and Blackwattle Bay:—Mr. Lucas, as Chairman, brought up a Progress Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee appointed, on 16 February, 1864, to inquire into and report upon the desirability of reclaiming or otherwise improving the head of Darling Harbour and Blackwattle Bay.

Ordered to be printed.

4. Motion Withdrawn:—Mr. Terry withdrew the motion standing in his name, No. 4 on the Notice Paper for to-day.

5. Traffic in Intoxicating Liquors ("*Formal*" Motion):—Mr. Caldwell moved, pursuant to notice, That the Petition presented by him on the 20th April, from certain Citizens of Sydney, against the present mode of traffic in intoxicating liquors, and in favour of a permissive liquor law, be printed.

Question put and passed.

Ordered to be printed.

6. Alexander Brand ("*Formal*" Motion):—Mr. Garrett moved, pursuant to notice, That the Petition from Alexander Brand, presented by Mr. C. Cowper, junr., on the 24th February, be printed.

Question put and passed.

Ordered to be printed.

7. Motion Withdrawn:—Mr. Dangar withdrew the motion standing in his name, No. 1 on the Notice Paper for to-day.

8. Pastoral Runs:—Mr. Dangar, *with the concurrence of the House*, moved, pursuant to amended notice, That there be laid upon the Table of this House, a Return shewing:—

(1.) A list of all Tenders for Runs on which Deposits have been paid, from 31st December, 1861, to 31st December, 1863, specifying number and date of Tenders, Tenderer's name, name of Run, District, and Locality.

(2.) A list of all Runs which have become forfeited by the non-payment of fees, in accordance with the Land Regulations, dated 7th November, 1861.

Question put.

The House divided.

Ayes, 12.

Mr. Lucas,	
Mr. Love,	<i>Tellers.</i>
Mr. Caldwell,	Mr. Hart,
Mr. Dangar,	Mr. Morris.
Mr. Terry,	
Mr. Stewart,	
Mr. Garrett,	
Mr. Sadleir,	
Mr. Sutherland,	
Mr. Driver,	

Noes, 21.

Mr. Martin,	Mr. Flett,
Mr. W. Forster,	Mr. Bell,
Mr. Eagar,	Mr. Leary,
Mr. Fancett,	Mr. Wisdom,
Mr. Wilson,	Mr. Raper,
Dr. Lang,	Mr. Mate,
Mr. Egan,	Mr. Piddington,
Mr. Tighe,	<i>Tellers.</i>
Mr. Alexander,	
Mr. Samuel,	Mr. Macleay,
Mr. Dalgleish,	Mr. Macpherson.
Mr. Holt,	

9. Destitute Children's Society's Incorporation Act Amendment Bill:—The Order of the Day for the consideration in Committee of the Legislative Council's Message, in reference to the Assembly's Amendments in this Bill, *having been read, with the concurrence of the House*, on motion of Mr. Macleay, *out of its proper order*;—on motion of Mr. Macleay, *with the like concurrence*, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such consideration.

The

The Chairman having reported that the Committee did not insist upon its Amendment in clause 1, line 10, which inserts the words "such father"—and agreed to the consequential Amendment in the same line, which omits the word "by,"—

Mr. Macleay moved, That this Report be now adopted by this House.

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having had under consideration the Legislative Council's Message, dated 21st April, 1864, in reference to the Destitute Children's Society's Incorporation Act Amendment Bill,—

Does not insist upon its Amendment in clause 1, line 10, which inserts the words "such father"—and agrees to the consequential Amendment in the same line, which omits the word "by."

Legislative Assembly Chamber,
Sydney, 22nd April, 1864.

Speaker.

Question put and passed.

10. Motion Withdrawn:—Mr. Sadleir withdrew the Motion standing in his name, No. 3 on the Notice Paper for to-day.
11. Motions Dropped:—
 - (1.) Mr. Lucas not making the Motion standing in his name, No. 5 on the Notice Paper of Other Business for to-day, it dropped.
 - (2.) Mr. Dangar not making the Motion standing in his name, No. 7 on the Notice Paper for to-day, it dropped.
12. Mortgage on the Property of the Scots Church, Sydney,—Claims of Dr. Lang:—Mr. Faucett moved, pursuant to notice, That the Select Committee appointed to "enquire into the circumstances connected with the Mortgage on the Property of the Scots Church, Sydney, and whether any equitable claims exist for the "cancellation of the Mortgage," be discharged.
Debate ensued.
13. Black Rod:—The Usher of the Black Rod was admitted; and, having delivered a Message "That it is the pleasure of the Governor that this Honorable House do forthwith attend His Excellency in the Legislative Council Chamber," the House attended accordingly, and the Honorable the Speaker addressed His Excellency the Governor as follows:—

MAY IT PLEASE YOUR EXCELLENCY,—

The Legislative Assembly has now voted the Supplies for the Service of Her Majesty, and also an amount for the purpose of enabling the Government to carry on certain Public Works. I have now the honor to present to your Excellency two Bills passed for this purpose, intitled, respectively, "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales, certain sums to make good the Supplies granted for the Service of the year 1864, and for the year 1863 and previous years,*" and "*An Act to enable the Government to raise a Loan for certain Public Works*"; and, on behalf of the Members of the Legislative Assembly, elected by the people of this Colony, to pray that the Royal Assent may be given to these Bills.

14. Presentation of Bills:—The Honorable the Speaker then presented to His Excellency the two Bills specified in his said Address.
15. Assent to Bills:—His Excellency was then pleased to subscribe and declare his Assent, in the name and on behalf of Her Majesty, to the undermentioned Bills:—
 - (1.) "An Act to provide a Superannuation Fund and to regulate the granting of retiring and other allowances and gratuities in respect of Public Services."
 - (2.) "An Act to remove doubts respecting Duties of Customs."
 - (3.) "An Act to transfer the Bathurst Market to the Municipal Council of "Bathurst."
 - (4.) "An Act to amend 'An Act to Incorporate and otherwise promote the "objects of the Society for the Relief of Destitute Children.'"
 - (5.) "An Act to amend and consolidate the Laws relating to Merchant Seamen."
 - (6.) "An Act to enable the Government to raise a Loan for certain Public "Works."
 - (7.) "An Act to appropriate and apply out of the Consolidated Revenue Fund of "New South Wales certain sums to make good the Supplies granted for the "Service of the year 1864 and for the year 1863 and previous years."
16. Prorogation Speech:—After which, His Excellency was pleased to make to both Houses of Parliament the following Speech:—

HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL,
AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

1. It affords me much gratification to be able at last to release you from your legislative duties.

2. At the close of a Session of unusual length, you must look forward with a feeling of relief to the cessation of labours so severe and continuous as those which you have undergone.

3. Although those labours have not resulted in the passing of many new laws, they have in all probability paved the way for the more easy solution, in the ensuing Session, of questions of importance which still remain unsettled.

4. That those questions have not been yet disposed of, is to be attributed in some degree, perhaps, to the recent change of Ministers, and the difficulties by which such changes are not unfrequently attended.

5. In the midst of those difficulties, the zeal and industry which you have displayed cannot fail to be appreciated by the Country.

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

6. I thank you for the provision which you have made for the various exigencies of the Public Service.

7. Large reductions have been already made in the Public Expenditure; and, during the recess, it is hoped that steps may be taken by which further reductions may be carried out.

HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL,
AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

8. The maintenance of the public credit is one of the first duties of every Government.

9. With a view to maintain unimpaired the credit of this Colony, measures were submitted to Parliament having for their object the increase of the public income.

10. Those measures Parliament has not, in its wisdom, seen fit to adopt, and the task of equalizing our Income and our Expenditure still remains to be accomplished.

11. I have every confidence that another Session will not be permitted to elapse, without the necessary enactments being passed for the purpose of placing our financial affairs in a sound and satisfactory condition.

12. The disastrous floods with which so many portions of the Colony have been visited, and the previous failure of the wheat crop, have caused a large amount of distress throughout the country districts.

13. It is impossible for distress so great, and so widely spread, not to act, to some extent, prejudicially upon other classes than those whose interests are directly affected.

14. Under Divine Providence, the more favourable seasons which we may now look for, after such a long continuance of rainy weather, may be expected to aid our Agriculturists in recovering from their late reverses.

15. The resources of the Country are more than sufficient to enable us to sustain, without difficulty, a greater strain than it has been subjected to by any calamities which it has hitherto encountered.

16. I rely upon the assistance of Parliament, in the next Session, in the endeavour to perfect measures by which those resources may be developed, the general welfare promoted, and the public credit fully and honorably maintained.

17. I now prorogue this Parliament to Tuesday, the twenty-first day of June next.

JOHN HAY,
Speaker.